

STATE OF NORTH DAKOTA

Journal of the House

of the

Forty-Second Session

of the

Legislative Assembly

Begun and held at the Capitol Building at Bismarck
December 8, 9, 10, 1970 and
January 5 to March 16, 1971, inclusive

HOWARD F. BIER
Hazelton, North Dakota
Speaker of the House

ROY GILBREATH
Bismarck, North Dakota
Chief Clerk

HOUSE MEMBERS

Dist. County	Name	Address
1. Pt. Williams.....	Robert Peterson	Williston
	Jack McGeehan.....	Williston
2. Pt. Williams and Divide.....	Olaf Opedahl.....	Tioga
	Irven Jacobson.....	Alamo
3. Burke, Renville and Pt. Ward.....	Richard J. Backes.....	Glenburn
	M. E. (Sam) Glaspey.....	Lignite
4. Mountrail and Pt. Ward.....	William A. Erickson.....	Stanley
	Robert E. Grant.....	Berthold
5. Pt. Ward.....	Duane U. Brekke.....	Minot
	Brynhild Haugland.....	Minot
	James A. Peterson.....	Minot
	Leonard O. Rice.....	Minot
	Norman J. Livingston.....	Minot
	Jerome L. Walsh.....	Minot
6. Bottineau and Pt. McHenry.....	Glenn Henning.....	Newburg
	Howard I. Henry.....	Westhope
7. Pt. McHenry and Pt. Ward.....	Mrs. Norman (Fern) Lee.....	Towner
	Virgil Haman.....	Towner
8. McLean.....	Donald Giffey.....	Roseglen
	Paul Patrick.....	Wilton
9. Rolette and Pt. Towner.....	Oscar Soiberg.....	Mylo
	Gerhart Wilkie.....	Rolla
10. Cavalier and Pt. Towner.....	Frank Shablow.....	Langdon
	John McGauvran.....	Osnabrock
11. Pembina.....	Donald M. Halcrow.....	Drayton
	Charles Fleming.....	Hamilton
12. Pierce and Pt. Benson.....	S. F. (Buckshot) Hoffner.....	Esmond
	Richard Rocheleau.....	Rugby
13. Eddy, Foster, and Pt. Benson.....	Arne Boyum.....	Carrington
	Dale Linderman.....	Carrington
14. Sheridan and Wells.....	Bryce Streibel.....	Fessenden
	Bert F. Miller.....	Harvey
15. Ramsey.....	Dean Hildebrand.....	Devils Lake
	Charles Mertens.....	Devils Lake
16. Pt. Walsh.....	H. Odell Berg.....	Nash
	Harley Kingsbury.....	Grafton
17. Pt. Walsh and Nelson.....	Howard C. Johnson.....	Fairdale
	Henry O. Lundene.....	Adams
18. Pt. Grand Forks.....	I. O. "Sparky" Hensrud.....	—
	Arthur Raymond.....	Grand Forks
	Mrs. J. Lloyd (Grace) Stone.....	—
	Earl Strinden.....	Grand Forks
	Kenneth Tweten.....	Grand Forks
	A. L. Ulvedal.....	Grand Forks
19. Pt. Grand Forks.....	Enoch Thorsgard.....	Northwood
	Oben Gunderson, Jr.....	McCanna
20. Traill and Pt. Cass.....	Eldred N. Dornacker.....	Mayville
	Herbert A. Anderson.....	Hillsboro
21. Pt. Cass.....	A. G. (Art) Bunker.....	Fargo
	Mrs. Donald (Aloha) Eagles.....	Fargo
	Richard A. Hentges.....	Fargo
	Charles E. Herman.....	Fargo
	Peter S. Hilleboe.....	Fargo
	Clark J. Jenkins.....	Fargo
	LeRoy M. Larson.....	West Fargo
	Carl A. White.....	Fargo

HOUSE MEMBERS

Dist. County	Name	Address
22. Pt. Cass	James E. Kieffer	Wheatland
	Francis E. (Hank) Weber	— Wheatland
23. Griggs, Steele, Pt. Barnes	Arnold Gronneberg	Hannaaford
	Bruce Laughlin	Finley
24. Pt. Barnes	Ernest J. Miedema	Valley City
	Ralph M. Winge	Litchville
25. Pt. Richland	LeRoy Hausauer	Wahpeton
	Earl Stoltenow	Wahpeton
26. Pt. Richland and Sargent	Ralph Dotzenrod	Wyndmere
	Kenneth Erickson	DeLamore
27. Ransom and Pt. LaMoure	Lawrence Dick	Englevale
	Claire Sandness	LaMoure
28. Dickey and Pt. LaMoure	William Gackle	Kulm
	Donald Moore	Forbes
29. Stutsman	Henry Ganser	Cleveland
	Gordon Larson	Sydney
	Robert F. Reimers	Melville
	Allwin H. DeGroot	Jamestown
30. Logan and McIntosh	J. L. Raile	Wishek
	Joe Welder	Napoleon
31. Kidder and Emmons	Howard F. Bier	Hazelton
	Wm. DeKrey	Pettibone
32. Burleigh	Myron Atkinson	Bismarck
	Carl Boustead	Bismarck
	Alvin Hausauer	Bismarck
	Theodore A. Lang	Sterling
	Edward Metzger	Bismarck
	Vernon E. Wagner	Bismarck
33. Mercer, Oliver, Pt. Morton	Ralph Hickle	Center
	Eldor Miller	Hazen
34. Pt. Morton	James Gerl	Mandan
	Mrs. William (Corliss) Mushik	— Mandan
35. Grant, Sioux, Pt. Morton	Albert L. Rivinius	Elgin
	Carl Meyer	Flasher
36. McKenzie and Dunn	J. R. (Jack) Murphy	Killdeer
	Halvor Rolfsrud	Watford City
37. Pt. Stark	Mike Olienyk	Belfield
	John F. Gengler	Dickinson
38. Hettinger, Pt. Stark, and Pt. Adams	Milon Austin	Mott
	Kenneth Knudson	Taylor
39. Golden Valley, Billings, Slope, Bowman, Pt. Adams	Karnes Johnson	Sentinel Butte
	Earl C. Rundle	New England

MEMBERS OF THE HOUSE, 1971

Dist. No.	Name	Home Address	Occupation	Marital Status	Where Born	Birth Date	Member during Session of
1	Robert Peterson	Williston	Clinic Administrator	Married	North Dakota	1929	1967-69-71
1	Jack McGeehan	Williston	Radio Announcer, Cab Co. Operator, Western Union Agent	Married	Minnesota	1912	1971
2	Olaf Opedahl	Tioga	Farmer	Single	North Dakota	1912	1963-65-67-69-71
2	Irven Jacobson	Alamo	Farmer	Married	North Dakota	1920	1971
3	M. E. (Sam) Glaspey	Lignite	Farmer	Married	Minnesota	1901	1959-61-63-65-67-69-71
3	Richard J. Backes	Glenburn	Farmer	Married	North Dakota	1925	1961-63-65-67-69-71
4	William A. Erickson	Stanley	Farmer	Married	North Dakota	1910	1963-65-67-69-71
4	Robert E. Grant	Berthold	Farmer	Married	North Dakota	1914	1969-71
5	Brynhild Haugland	Minot	Farmer	Single	North Dakota	1905	1939-41-43-45-47-49-51-53-55 57-59-61-63-65-67-69-71
5	James A. Peterson	Minot	Businessman	Married	North Dakota	1935	1967-69-71
5	Duane E. Brekke	Minot	Salesman	Married	North Dakota	1938	1971
5	Leonard O. Rice	Minot	Businessman	Married	North Dakota	1933	1971
5	Norman J. Livingston	Minot	Farmer	Widower	North Dakota	1912	1971
5	Jerome L. Walsh	Minot	Farmer - Businessman	Married	North Dakota	1932	1971
6	Glenn Henning	Newburg	Manufacturing	Married	North Dakota	1916	1969-71
6	Howard I. Henry	Westhope	Farmer	Married	North Dakota	1903	1971
7	Mrs. Norman (Fern) Lee	Towner	Newspaper Editor	Married	North Dakota	1909	1967-71
7	Virgil Haman	Towner	Rancher	Married	North Dakota	1938	1971
8	Donald Giffey	Roseglen	Farmer	Married	North Dakota	1920	1961-63-65-67-69-71
8	Paul Patrick	Wilton	Farmer	Married	North Dakota	1931	1971
9	Oscar Solberg	Rolla	Farmer	Married	North Dakota	1911	1949-51-53-55-59-61-63-65 67-69-71
9	Gerhart Wilkie	Rolla	Farmer	Married	North Dakota	1907	1957-59-61-63-65-67-69-71
10	Frank Shablow	Langdon	Farmer	Married	Minnesota	1909	1961-63-65-71
10	John McCauvran	Osnabrock	Farmer	Married	North Dakota	1925	1971
11	Don Halcrow	Drayton	Merchant	Married	North Dakota	1913	1957-59-61-63-67-69-71
11	Charles Fleming	Hamilton	Farmer	Single	North Dakota	1945	1971
12	S. F. (Buckshot) Hoffner	Esmond	Farmer	Married	North Dakota	1924	1963-65-69-71
12	Richard Rocheleau	Rugby	Auctioneer	Married	North Dakota	1922	1971
13	Arnie S. Boyum	Carrington	Sales	Married	North Dakota	1918	1967-69-71
13	Dale Linderman	Carrington	Farmer	Married	North Dakota	1924	1965-69-71
14	Bryce Streibel	Fessenden	Farmer	Married	North Dakota	1922	1957-59-63-65-67-69-71

MEMBERS OF THE HOUSE, 1971 — (Continued)

Dist. No.	Name	Home Address	Occupation	Marital Status	Where Born	Birth Date	Member during Session of
14	Bert F. Miller	Harvey	Farmer - Merchant	Married	North Dakota	1910	1971
15	Dean Hildebrand	Devils Lake	Teacher	Married	North Dakota	1937	1971
15	Charles Mertens	Devils Lake	Dairy Farmer	Married	North Dakota	1933	1971
16	H. Odell Berg	Nash	Farmer	Married	North Dakota	1935	1969-71
16	Harley Kingsbury	Grafton	Farmer	Married	North Dakota	1913	1967-69-71
17	Henry Lundene	Adams	Farmer	Married	Alabama	1904	1963-65-69-71
17	Howard C. Johnson	Fairdale	Farmer	Married	North Dakota	1915	1971
18	Mrs. J. Lloyd (Grace) Stone	Grand Forks	Housewife	Married	North Dakota	1908	1967-69-71
18	Earl Strinden	Grand Forks	Developer	Married	North Dakota	1931	1967-69-71
18	Kenneth Tweten	Grand Forks	Farmer	Married	North Dakota	1928	1959-61-63-65-67-69-71
18	I. O. Hensrud	Grand Forks	Foreman, Valley Contractor	Married	North Dakota	1907	1967-69-71
18	A. L. Ulvedal	Grand Forks	Contractor	Married	North Dakota	1921	1971
18	Arthur Raymond	Grand Forks	Journalist	Married	South Dakota	1925	1971
19	Enoch Thorsgard	Northwood	Farmer	Married	North Dakota	1917	1969-71
19	Oben Gunderson, Jr.	McCanna	Farmer	Married	North Dakota	1927	1971
20	Eldred N. Dornacker	Mayville	Farmer - Businessman	Married	North Dakota	1913	1963-65-67-69-71
20	Herbert A. Anderson	Hillsboro	Farmer	Married	North Dakota	1921	1971
21	A. G. (Art) Bunker	Fargo	Insurance Executive	Married	Illinois	1927	1967-69-71
21	Mrs. Donald (Aloha) Eagles	Fargo	Housewife	Married	Minnesota	1916	1967-69-71
21	Richard A. Hentges	Fargo	Real Estate Broker	Married	North Dakota	1934	1969-71
21	Peter S. Hilleboe	Fargo	Stockbroker	Married	Minnesota	1921	1965-67-69-71
21	Clark J. Jenkins	Fargo	Banker	Married	North Dakota	1916	1967-69-71
21	LeRoy M. Larson	West Fargo	Retail Grocer	Married	North Dakota	1921	1969-71
21	Carl A. White	Fargo	President Dairy Queen of Western Canada, Ltd.	Married	Minnesota	1917	1969-71
21	Charles E. Herman	Fargo	Director Marketing, Gate City Savings and Loan	Married	Minnesota	1926	1957-71
22	Francis E. (Hank) Weber	Wheatland	Farmer	Married	North Dakota	1924	1963-65-67-69-71
22	James E. Kieffer	Wheatland	Farmer	Married	North Dakota	1943	1971
23	Arnold Gronneberg	Hannaford	Farmer	Married	North Dakota	1912	1971
23	Bruce Laughlin	Finley	Farmer	Married	North Dakota	1930	1971
24	Ernest J. Miedema	Valley City	Furniture Dealer	Married	North Dakota	1932	1969-71
24	Ralph Winge	Litchville	Farmer	Single	North Dakota	1925	1959-61-63-65-67-71

MEMBERS OF THE HOUSE, 1971 — (Continued)

Dist. No.	Name	Home Address	Occupation	Marital Status	Where Born	Birth Date	Member during Session of
25	Earl L. Stoltenow	Wahpeton	Farmer	Married	North Dakota	1924	1967-69-71
25	LeRoy Hausauer	Wahpeton	Motel Owner	Married	Minnesota	1920	1971
26	Kenneth Erickson	DeLamere	Farmer	Single	North Dakota	1927	1969-71
26	Ralph Dotzenrod	Wyndmere	Implement Dealer	Married	Minnesota	1909	1971
27	Lawrence Dick	Englevale	Farmer	Married	Nebraska	1905	1955-57-59-61-63-65-67-69-71
27	Claire A. Sandness	LaMoure	Farmer	Married	North Dakota	1924	1967-69-71
28	William Gackle	Kulm	Farmer	Married	North Dakota	1927	1963-67-69-71
28	Donald Moore	Forbes	Rancher	Married	North Dakota	1934	1971
29	Henry Ganser	Cleveland	Farmer	Married	North Dakota	1908	1963-65-67-69-71
29	Gordon Larson	Sidney	Farmer	Single	North Dakota	1917	1967-69-71
29	Robert F. Reimers	Carrington	Farmer - Seed Wholesale	Married	North Dakota	1923	1961-63-65-67-69-71
29	Allwin H. DeGroot	Jamestown	Grain Buyer	Married	North Dakota	1920	1971
30	Joe Welder	Napoleon	Accountant	Married	North Dakota	1914	1963-65-67-69-71
30	J. L. Raile	Wishek	Implement Dealer - Insurance	Married	North Dakota	1912	1971
31	William DeKrey	Pettibone	Stock Farmer	Married	Iowa	1901	1967-69-71
31	Howard F. Bier	Hazelton	Farmer	Married	North Dakota	1919	1959-61-63-65-67-69-71
32	Myron H. Atkinson, Jr.	Bismarck	Attorney, Realtor	Married	North Dakota	1927	1969-71
32	Carl H. Boustead	Bismarck	Soft Drink Manufacturer	Married	Iowa	1917	1965-67-69-71
32	Theodore A. (Ted) Lang	Sterling	Farmer	Married	North Dakota	1911	1965-67-69-71
32	Edward Metzger	Bismarck	Line Agent, Montana Dakota Utilities	Married	North Dakota	1927	1967-69-71
32	Vernon E. Wagner	Bismarck	Assistant Executive Secretary North Dakota Medical Association	Married	North Dakota	1926	1963-65-67-69-71
32	Alvin Hausauer	Bismarck	Farmer	Married	North Dakota	1927	1971
33	Ralph Hickle	Center	Farmer	Married	North Dakota	1904	1965-67-69-71
33	Eldor Miller	Hazen	Farmer	Married	North Dakota	1923	1971
34	James Gerl	Mandan	Refinery Operator	Married	Illinois	1937	1971
34	Mrs. William (Corliss) Mushik	Mandan	Housewife	Married	North Dakota	1922	1971
35	Albert L. Rivinius	Elgin	Farmer	Married	North Dakota	1916	1965-67-69-71
35	Carl Meyer	Flasher	Farmer - Restaurant Owner	Married	Iowa	1903	1959-61-63-65-71
36	Halvor Rolfsrud	Keene	Farmer	Married	North Dakota	1906	1949-51-53-55-57-59-61-71

MEMBERS OF THE HOUSE, 1971 — (Continued)

Dist. No.	Name	Home Address	Occupation	Status Status	Born Born	Birth Date	Member during Session of
36	J. R. (Jack) Murphy	Kildeer	Rancher	Married	North Dakota	1912	1971
37	Mike Olienyk	Belfield	Businessman	Married	North Dakota	1915	1963-65-67-69-71
37	John F. Gengler	Dickinson	Burlington Northern Railroad Conductor	Married	North Dakota	1916	1961-65-71
38	Milon Austin	Mott	Retired Farmer	Married	Wisconsin	1901	1963-67-69-71
38	Kenneth Knudson	Taylor	Farmer	Single	North Dakota	1927	1967-69-71
39	Karnes Johnson	Sentinel Butte	Rancher	Married	North Dakota	1912	1965-67-69-71
39	Earl C. Rundle	New England	Farmer - Rancher	Married	North Dakota	1906	1965-67-69-71

SENATE MEMBERS

Dist. County	Name	Address
1. Pt. Williams.....	Frank Wenstrom.....	Williston
2. Pt. Williams and Divide.....	George Rait.....	Noonan
3. Burke, Renville and Pt. Ward.....	L. D. (Lee) Christensen.....	Kenmare
4. Mountrail and Pt. Ward.....	Clark Van Horn.....	Parshall
5. Pt. Ward.....	C. Morris Anderson.....	Minot
	John D. (Jack) Coughlin.....	Minot
	Wayne G. Sanstead.....	Minot
6. Bottineau and Pt. McHenry.....	Walter C. Erdman.....	Bottineau
	(To fill unexpired term of Senator Edwin Becker)	
7. Pt. McHenry and Pt. Ward.....	Paul Swedlund.....	Velva
8. McLean.....	Dave M. Robinson.....	Coleharbor
9. Rolette and Pt. Towner.....	Philip Berube.....	Belcourt
10. Cavalier and Pt. Towner.....	Richard E. Forkner.....	Langdon
11. Pembina.....	Jack Page.....	Cavalier
12. Pierce and Pt. Benson.....	William J. Thoreson.....	York
13. Eddy, Foster and Pt. Benson.....	Ed Doherty.....	New Rockford
14. Sheridan and Wells.....	Clarence G. Schultz.....	Harvey
15. Ramsey.....	H. Kent Jones.....	Webster
16. Pt. Walsh.....	Elton Ringsak.....	Grafton
17. Pt. Walsh and Nelson.....	Lester Larson.....	Brocket
18. Pt. Grand Forks.....	George Longmire.....	Grand Forks
	Kenneth Lowe.....	Grand Forks
	George Unruh.....	Grand Forks
19. Pt. Grand Forks.....	Duane Mutch.....	Larimore
20. Traill and Pt. Cass.....	Oscar J. Sorlie.....	Buxton
21. Pt. Cass.....	Francis J. Butler.....	Fargo
	Richard Goldberg.....	Fargo
	Donald C. Holland.....	Fargo
	C. Warner Litten.....	Fargo
22. Pt. Cass.....	Ernest G. Pyle.....	Casselton
23. Griggs, Steele, and Pt. Barnes.....	Arthur Gronhovd.....	Finley
24. Pt. Barnes.....	Theron L. Strinden.....	Litchville
25. Pt. Richland.....	Russell T. Thane.....	Wahpeton
26. Pt. Richland and Sargent.....	Kenneth L. Morgan.....	Walcott
27. Ransom and Pt. LaMoure.....	Myron Just.....	Berlin
28. Dickey and Pt. LaMoure.....	Earl Redlin.....	Ellendale
29. Stutsman.....	Robert Melland.....	Jamestown
	David Nething.....	Jamestown
30. Logan and McIntosh.....	Gail H. Hernet.....	Ashley
31. Kidder and Emmons.....	Robert Chesrown.....	Linton
32. Burleigh.....	Guy Larson.....	Bismarck
	Evan Lips.....	Bismarck
	I. J. Wilhite.....	Bismarck
33. Mercer, Oliver and Pt. Morton.....	Robert L. Stroup.....	Hazen
34. Pt. Morton.....	Emil E. Kautzmann.....	Mandan
35. Grant, Sioux and Pt. Morton.....	Francis Barth.....	Solen
36. McKenzie and Dunn.....	J. Garvin Jacobson.....	Alexander
37. Pt. Stark.....	Howard A. Freed.....	Dickinson
38. Hettinger, Pt. Stark, Pt. Adams.....	Robert Nasset.....	Regent
39. Golden Valley, Billings, Slope, Bowman & Pt. Adams.....	Leland Roen.....	Bowman

OFFICERS AND EMPLOYEES

for the 42ND LEGISLATIVE ASSEMBLY 1971

Name	Position	Home
Roy Gilbreath.....	Chief Clerk	Mott
E. A. Tough.....	Assistant Chief Clerk	Strasburg
Barbara King.....	Desk Reporter	Williston
Delano Wawers.....	Bill Clerk	Fairmont
Florence Nemer.....	Chief Stenographer and Payroll Clerk	Bismarck
James Bond.....	Calendar Clerk	Fargo
Cecil Crandell.....	Sergeant-at-Arms	Bismarck
Olger Sandven.....	Deputy Sergeant-at-Arms	York
Harry Iszler.....	Assistant Sergeant-at- Arms	Streeter
J. J. Cummins.....	Assistant Sergeant-at- Arms	Fessenden
Arthur Buchwitz.....	Assistant Sergeant-at- Arms	Jamestown
Henry Benson.....	Assistant Sergeant-at- Arms	Flasher
Dorothy Litchfield.....	Secretary to Speaker	Bismarck
Mavis Patchen.....	Secretary to Majority Floor Leader	Bismarck
Elsie Zimmerman.....	Secretary to Minority Floor Leader	Bismarck
Lela Knudsen.....	Chief Committee Clerk	Bismarck
Laurel Renner.....	Appropriations Committee Clerk	Bismarck
Louise Ebert.....	Committee Clerk	Bismarck
LuGale Backlin.....	Committee Clerk	Bismarck
Helen Soma.....	Committee Clerk	Bismarck
Alice Zako.....	Committee Clerk	Bismarck
ElaNor Weber.....	Stenographer	Bismarck
Eva Braaten.....	Stenographer	Bismarck
Andrea Perry.....	Stenographer	Bismarck
Judy Hoffman.....	Stenographer	Mandan
Amelia Lorenz.....	Stenographer	Williston
Janice Holle.....	Stenographer	New Salem
Esther Davis.....	Bill Book Clerk	Mandan
Percy Ottmar.....	Bill Book Clerk	Bismarck
Nick Chernos.....	Bill Book Clerk	Wilton
Alvira Froelich.....	Bill Book Clerk	Mandan
Maude Grambs.....	Typist	Bismarck
Marjorie Cleveland.....	Typist	Wilton
Gail Hornstein.....	Typist	Bismarck
Vonne Wold.....	Enrolling and Engrossing Clerk	Bismarck
Bernice Herner.....	Enrolling and Engrossing Clerk	Mandan
Gertrude Learn.....	Proofreader	Bismarck
Ruth Boyer.....	Proofreader	Bismarck
Fred Krause, Jr.....	Chief Journal and Bill Room Clerk	Bismarck
Alvin Manning.....	Journal Room Clerk	Regan
Mike Burgad.....	Journal Room Clerk	Strasburg
Oluf Grunstad.....	Journal Room Clerk	Ambrose
Enola Eck.....	Bill Room Clerk	Bismarck
Pearl Andre.....	Bill Room Clerk	Hope
Eunice Anderson.....	Information Desk Attendant	Bismarck

OFFICERS AND EMPLOYEES (Continued)

Name	Position	Home
Iola Langord.....	Telephone Attendant	Grand Forks
Jennie Bommersbach.....	Telephone Attendant	Hankinson
Clara Wendt.....	Chief Page	Bismarck
Deborah Ann Dietz.....	Page	Bismarck
Janet Gilbert.....	Page	Bismarck
Karen Thompson.....	Page	Bismarck
Janet Lange.....	Page	Bismarck
Valorie Christianson.....	Page	Glenburn
Kathleen Key.....	Page	Mandan
David Engel.....	Page	Bismarck
	Parking Lot	
Ferd Hetterle.....	Attendant	Bismarck

HOUSE PAYROLL

Chief Clerk	\$36.30
Assistant Chief Clerk	27.50
Desk Reporter	36.30
Bill Clerk	24.20
Chief Stenographer and Payroll Clerk	26.40
Calendar Clerk	24.20
Sergeant-at-Arms	20.90
Deputy Sergeant-at-Arms	17.60
Assistant Sergeant-at-Arms (4)	16.50
Secretary to Speaker	23.10
Secretary to Majority Floor Leader	23.10
Secretary to Minority Floor Leader	23.10
Chief Committee Clerk	24.20
Appropriations Committee Clerk	23.10
Committee Clerks (4)	22.00
Stenographers (5)	22.00
Bill Book Clerks (5)	16.50
Typists (3)	19.80
Enrolling and Engrossing Clerks (2)	20.90
Proofreaders (2)	20.90
Chief Journal and Bill Room Clerk	17.60
Journal Room Clerks (3)	16.50
Bill Room Clerks (2)	16.50
Information Desk Attendant	16.50
Telephone Attendants (2)	16.50
Chief Page	19.80
Pages (7)	16.50
Parking Lot Attendant	19.80

ERRATA

Page 301 line 20, delete Olienyk and insert in lieu thereof Gackle and Herman.

Page 483, line 4 delete "lost" and insert in lieu thereof "passed."

Page 887, after line 8 add "House Bill No. 1140"; "House Bill No. 1288"; "House Bill No. 1351."

Page 892, after line 58 add "House Concurrent Resolution 3020."

Page 1157, last line, Representative "Lee" announced.

Page 1423, line 29, delete "House Concurrent Resolution" and insert "House Bill."

Page 1434, last line, delete "House" and insert "Senate."

Page 1471, line 21 delete "Senate" and insert in lieu thereof "House."

"Buy North Dakota Products"

**Organizational and Orientation Session
December 8, 9, 10, 1970**

Journal of the House

Forty-second Legislative Assembly

FIRST DAY

Bismarck, December 8, 1970

At the hour of nine o'clock A.M. on the eighth day of December, 1970, being the day and hour designated by law for the convening of the organizational session of the Legislative assembly of the State of North Dakota, the members elect of the House of Representatives assembled in the House Chamber of the State Capitol building at Bismarck, North Dakota, and were called to order by the Speaker of the 1969 Legislative Session Ernest N. Johnson.

The list of the qualified members as certified by the Secretary of State was read by the 1969 Chief Clerk, Roy Gilbreath, as follows:

STATE OF NORTH DAKOTA

Department of State
Bismarck, North Dakota

November 23, 1970

Chief Clerk of the House of Representatives
Forty-second Legislative Assembly
Bismarck, North Dakota

Dear Sir:

I hereby certify that the following is, according to the records of my office, a true and correct list of the names and addresses of those duly elected as members of the House of Representatives of the Forty-second Legislative Assembly of the state of North Dakota:

Dist.	County	Names	Address
1.	Pt. Williams.....	Robert Peterson	Williston
		Jack McGeehan.....	Williston
2.	Pt. Williams and Divide.....	Olaf Opedahl.....	Tioga
		Irven Jacobson	Alamo
3.	Burke, Renville and Pt. Ward.....	Richard J. Backes.....	Glenburn
		M. E. (Sam) Glaspey.....	Lignite
4.	Mountrail and Pt. Ward.....	William A. Erickson.....	Stanley
		Robert E. Grant.....	Berthold
5.	Pt. Ward.....	Duane U. Brekke.....	Minot
		Brynhild Haugland.....	Minot
		James A. Peterson.....	Minot
		Leonard O. Rice.....	Minot
		Norman J. Livingston.....	Minot
		Jerome L. Walsh.....	Minot

Dist. County	Names	Address
6. Bottineau and Pt. McHenry	Glenn Henning	Newberg
	Howard I. Henry	Westhope
7. Pt. McHenry and Pt. Ward	Fern E. Lee	Towner
	Virgil Haman	Towner
8. McLean	Donald Giffey	Roseglen
	Paul Patrick	Wilton
9. Rolette and Pt. Towner	Oscar Solberg	Mylo
	Gerhart Wilkie	Rolla
10. Cavalier and Pt. Towner	Frank Shablow	Langdon
	John McGavran	Osnabrock
11. Pembina	Don Halcrow	Drayton
	Charles Fleming	Hamilton
12. Pierce and Pt. Benson	S. F. (Buckshot) Hoffner	Esmond
	Richard Rocheleau	Rugby
13. Eddy, Foster, and Pt. Benson	Arne Boyum	Carrington
	Dale Linderman	Carrington
14. Sheridan and Wells	Bryce Streibel	Fessenden
	Bert F. Miller	Harvey
15. Ramsey	Dean Hildebrand	Devils Lake
	Charles Mertens	Devils Lake
16. Pt. Walsh	H. Odell Berg	Nash
	Harley Kingsbury	Grafton
17. Pt. Walsh and Nelson	Howard C. Johnson	Fairdale
	Henry O. Lundene	Adams
18. Pt. Grand Forks	I. O. "Sparky" Hensrud	—
		Grand Forks
	Art Raymond	Grand Forks
	Grace Stone	Grand Forks
	Earl Strinden	Grand Forks
	Kenneth Tweten	Grand Forks
	A. L. Ulvedahl	Grand Forks
19. Pt. Grand Forks	Enoch Thorsgard	Northwood
	Oben Gunderson, Jr.	McCanna
20. Traill and Pt. Cass	Eldred N. Dornacker	Mayville
	Herbert A. Anderson	Hillsboro
21. Pt. Cass	A. G. (Art) Bunker	Fargo
	Aloha (Mrs. Donald) Eagles	Fargo
	Richard A. Hentges	Fargo
	Charles E. Herman	Fargo
	Peter S. Hilleboe	Fargo
	Clark J. Jenkins	Fargo
	LeRoy M. Larson	West Fargo
Carl A. White	Fargo	
22. Pt. Cass	James E. Kieffer	Wheatland
	Francis E. (Hank) Weber	—
		Wheatland
23. Griggs, Steele, Pt. Barnes	Arnold Gronneberg	Hannaford
	Bruce Laughlin	Finley
24. Pt. Barnes	Ernest J. Miedema	Valley City
	Ralph M. Winge	Litchville
25. Pt. Richland	LeRoy Hausauer	Wahpeton
	Earl Stoltenow	Wahpeton
26. Pt. Richland and Sargent	Ralph Dotzenrod	Wyndmere
	Kenneth Erickson	DeLamere
27. Ransom and Pt. LaMoure	Lawrence Dick	Englevale
	Claire Sandness	LaMoure

Dist. County	Names	Address
28. Dickey and Pt. LaMoure.....	William Gackle	Kulm
	Donald Moore	Forbes
29. Stutsman.....	Henry Ganser	Cleveland
	Gordon Larson	Sydney
	Robert F. Reimers	Melville
	Allwin H. DeGroot	Jamestown
30. Logan and McIntosh.....	J. L. Raile	Wishek
	Joe Welder	Napoleon
31. Kidder and Emmons.....	Howard F. Bier	Hazleton
	Wm. DeKrey	Pettibone
32. Burleigh.....	Myron Atkinson	Bismarck
	Carl Boustead	Bismarck
	Alvin Hausauer	Bismarck
	Theodore A. Lang	Sterling
	Edward Metzger	Bismarck
33. Mercer, Oliver, Pt. Morton.....	Vernon E. Wagner	Bismarck
	Ralph Hickle	Center
34. Pt. Morton.....	Eldor Miller	Hazen
	James Gerl	Mandan
35. Grant, Sioux, Pt. Morton.....	Corliss (Mrs. Bill) Mushik.....	Mandan
	Albert L. Rivinius	Elgin
36. McKenzie and Dunn.....	Carl Meyer	Flasher
	J. R. (Jack) Murphy.....	Killdeer
37. Pt. Stark.....	Halvor Rolfsrud	Watford City
	Mike Olienyk	Belfield
38. Hettinger, Pt. Stark, Pt. Adams.....	John F. Gengler	Dickinson
	Milon Austin	Mott
39. Golden Valley, Billings, Slope, Bowman, Pt. Adams.....	Kenneth Knudson	Taylor
	Karnes Johnson	Sentinel Butte
	Earl C. Rundle	New England

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota, this 23rd day of November, A.D. 1970.

BEN MEIER
Secretary of State
State of North Dakota

GREAT SEAL

ROLL CALL

The roll was called and there were 98 present; 0 absent.

Those present were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Reimers
Austin	Halcrow	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Bier	Hausauer, A.	Livingston	Rolfsrud
Boustead	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
Bunker	Hensrud	Mertens	Solberg
DeGroot	Hentges	Metzger	Stoltenow
DeKrey	Herman	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dornacker	Hildebrand	Miller, B.	Strinden
Dotzenrod	Hilleboe	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Tweten

Erickson, K.	Grant	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Gerl	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang		

A quorum was declared by Acting Speaker Johnson.

Rep. Streibel moved that the Acting Speaker appoint a committee of two to escort Chief Justice Teigen to the rostrum. The motion was seconded and Reps. Strinden and Giffey were appointed.

Chief Justice Teigen was escorted to the rostrum and the members were sworn in.

Prayer was offered by Rev. Charles Backes, St. Joseph's Parish, Mandan, North Dakota.

Committee preference slips, mileage slips and other material were distributed and explanations given of the committee system and the method of committee appointments.

Acting Speaker Johnson announced each member should leave a piece of paper with his name printed on it in plain view at his seat prior to leaving the Chamber on Tuesday. This was requested to facilitate wiring of the electric roll call, and placement of the printed namecards on the front of the desks.

Acting Speaker Johnson announced any member who plans to order a private floor phone should do so prior to December 15, 1970. Orders can be placed directly with Mr. Phil Cunningham of Northwestern Bell in Bismarck. His number is 255-1776. The Legislative Procedure and Arrangements Committee has arranged to have incoming and outgoing calls to and from private floor phones cut off while the House is in session. Incoming calls will be received at a switchboard and messages will be taken by a telephone attendant.

Rep. Streibel moved that the House now stand in recess until 1:30 p.m., which motion prevailed.

The House reconvened at 1:30 p.m. with Acting Speaker Johnson presiding.

Acting Speaker Johnson announced that the next order of business would be the election of a Chief Clerk.

Rep. Knudson nominated Roy Gilbreath as Chief Clerk. Rep. Wilkie moved that the nominations be closed, which motion prevailed.

ROLL CALL

The question being on the election of a Chief Clerk, the roll was called and there were 97 ayes; 0 nays; absent and not voting, 1.

Those voting for Gilbreath were:

Anderson	Grant	Lang	Raile
Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Reimers
Backes	Halcrow	Laughlin	Rice
Berg	Haman	Lee	Rivinius
Bier	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfstrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone

Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Tweten
Erickson, W.	Jacobson	Murphy	Ulvedal
Fleming	Jenkins	Mushik	Wagner
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey			

Absent and not voting:

White

So Roy Gilbreath was declared elected Chief Clerk and was sworn in by the Acting Speaker.

The Speaker announced that the next order of business would be the election of a Desk Reporter. Rep. R. Peterson nominated Barbara King as Desk Reporter. Rep. Solberg moved that the nominations be closed. The motion was seconded and the roll call taken.

ROLL CALL

The question being on the election of Barbara King as Desk Reporter, the roll call disclosed 97 ayes; 0 nays; absent and not voting, 1.

Those voting for Barbara King as Desk Reporter:

Anderson	Grant	Lang	Raile
Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Reimers
Backes	Halcrow	Laughlin	Rice
Berg	Haman	Lee	Rivinius
Bier	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rofsrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Tweten
Erickson, W.	Jacobson	Murphy	Ulvedal
Fleming	Jenkins	Mushik	Wagner
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey			

Absent and not voting:

White

So Barbara King was declared elected and was sworn in by the Acting Speaker.

The Speaker announced that the next order of business would be the election of Sergeant-at-Arms. Rep. Wagner nominated Cecil Crandell. Rep. Grant moved that nominations be closed. Motion was seconded and roll call taken.

ROLL CALL

The question being on the election of Cecil Crandell as Sergeant-at-Arms, the roll call disclosed 97 ayes; 0 nays; 1 absent and not voting.

Those voting for Cecil Crandell as Sergeant-at-Arms:			
Anderson	Grant	Lang	Raile
Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Reimers
Backes	Halcrow	Laughlin	Rice
Berg	Haman	Lee	Rivinius
Bier	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rofsrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Stribel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Tweten
Erickson, W.	Jacobson	Murphy	Ulvedal
Fleming	Jenkins	Mushik	Wagner
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspay			

Those absent and not voting:

White

Cecil Crandell was declared elected. The Acting Speaker appointed Reps. Wagner and Boustead to escort Cecil Crandell to the rostrum, where he was sworn in by the Speaker.

The Acting Speaker announced that the next order of business would be the election of a Speaker.

Rep. Boustead: "Mr. Speaker, Members of the Assembly:

"It is indeed a real pleasure for me to have this opportunity to nominate the candidate as Speaker of the House for our Forty-second Legislative Assembly. Rep. Bier comes from the 31st District and farms near Hazelton, North Dakota, and certainly is not a stranger to most of us today. He is about to commence his seventh term in this body, and through the years I am sure all of you will agree Rep. Bier has proven his ability to get the job done. He is a gentle person, but firm in his conviction and belief. I am pleased to submit the name of Rep. Howard Bier as Speaker of the House."

Rep. Olienyk: "Mr. Speaker and members of the House:

"I wish to second the nomination of Howard Bier as Speaker of the House of Representatives. Having served in this body the past eight years, I have come to know Howard and to respect him for his intelligence, dedication and his ability as a Legislator. All of these attributes qualify him as Speaker of the House. I believe he will be most fair in making difficult decisions and ruling as the presiding officer.

"The people of Howard's district have re-elected him six times because he has served them well and has their confidence. I also am confident that he will perform with distinction as Speaker of the House. It is a real pleasure to second the nomination of Howard Bier."

Rep. Giffey: "Mr. Speaker, Members of the Forty-second Legislative Assembly:

"Very soon we members will select one of our own to preside over this North Dakota House of Representatives. We will make this selection by the democratic process of voting for candidates.

"Through the years, many are privileged to serve in this distinguished body, but relatively few are so honored to preside over this house.

"To be selected to preside, one must have first worked hard to get the respect and trust of his fellow members.

"I would like to place the name of such a member in nomination for the office of Speaker of the House for the Forty-second Legislative Assembly.

"Ladies and Gentlemen, it is with a great deal of pride and honor that I offer for your consideration the name of Gerhart Wilkie, Representative from the 9th Legislative District."

Rep Solberg:

"I am happy to have the privilege of seconding the nomination of a man who has been my colleague in this Legislative body for the last fourteen years.

"You who have served with Rep. Wilkie are well aware of his qualities of responsibility, dedication and honesty. These qualities are not limited to his Legislative work but are typical of his day-to-day life in his home community.

"His has been a career of service to his home, his church and his community. Despite his legislative duties and active farm work, he has found time to serve on numerous boards and civic projects. In every case his good judgment has contributed to success in these areas.

"It is a sincere pleasure for me to second the nomination of Rep. Gerhart Wilkie for Speaker of the House."

ROLL CALL

The question being on the election of the Speaker, the roll was called and disclosed Bier 56; Wilkie 39; absent and not voting, 1; 2 passes.

Those voting for Bier were:

Atkinson	Halcrow	Knudson	Reimers
Austin	Haugland	Lang	Rice
Berg	Hausauer, A.	Larson, G.	Rivinius
Boustead	Hausauer, R.	Larson, L.	Rundle
Boyum	Henning	Lee	Sandness
Brekke	Hensrud	Metzger	Stoltenow
Bunker	Hentges	Miedema	Stone
DeKrey	Herman	Moore	Streibel
Dick	Hickle	Murphy	Strinden
Dornacker	Hildebrand	Olienyk	Thorsgard
Eagles	Hilleboe	Peterson, J.	Tweten
Gackle	Jenkins	Peterson, R.	Ulvedal
Ganser	Johnson, K.	Raile	Wagner
Gunderson	Kingsbury	Raymond	Welder

Those voting for Wilkie were:

Anderson	Glaspey	Linderman	Opedahl
Backes	Grant	Livingston	Patrick
DeGroot	Gronneberg	Lundene	Rocheleau
Dotzenrod	Haman	McGauvran	Rolfsrud
Erickson, K.	Henry	McGeehan	Shablow
Erickson, W.	Hoffner	Mertens	Solberg
Fleming	Jacobson	Meyer	Walsh
Gengler	Johnson, H.	Miller, B.	Weber
Gerl	Kieffer	Miller, E.	Winge
Giffey	Laughlin	Mushik	

Absent and not voting:

White

Those passing their vote were:

Bier Wilkie

Rep. Wilkie: "Mr. Speaker and members of the Forty-second Legislative Session:

"First of all, I want to congratulate Representative Bier for his victory as Speaker for the 1971 Session.

"He is deserving of this honor. When I accepted the nomination at our caucus last night, they didn't give me much time to campaign, so I am pleased with the number of votes I got.

"Seriously, I couldn't have lost to a more qualified and respected man than Howard Bier. Knowing Howard as I do, I know his decisions will be honest and fair to each one of us regardless of our party affiliations. With his leadership the 1971 session will run smoothly and I am sure that all the Democrat-NPL members feel the same way.

"I want to thank my fellow Democrat-NPL members for the honor they have bestowed upon me and the support they have shown. It was appreciated and maybe in 1972 we will do better. So again, Howard, congratulations from all of us.

"Mr. Speaker, I now move that the Chief Clerk be directed to cast a unanimous ballot for Rep. Howard Bier for Speaker of the House for the 1971 Session."

Rep. Wilkie's motion prevailed, and Rep. Howard Bier was unanimously elected as Speaker.

Rep. Streibel moved that the Acting Speaker appoint a committee of two to escort the newly elected Speaker to the rostrum, which motion prevailed and the Acting Speaker appointed as such committee Reps. DeKrey and Welder.

Rep. Streibel moved that the Acting Speaker appoint a committee of two to escort Chief Justice Teigen to the rostrum. The motion was seconded and Reps. Strinden and Giffey were appointed to such committee.

Rep. Howard Bier was then sworn in by Chief Justice Teigen.

Rep. Johnson: "It gives me a great deal of pleasure at this time to give to one of my colleagues for many years the gavel which he will use to keep decorum in this body. I feel that Rep. Bier is very much entitled to this high position. I know that he is a man of fairness, that he is interested in good government, and he is interested in procedure. I need not tell those of you who have served in this body for a number of years the respect and admiration that the State of North Dakota holds for this man. I only hope that this body will in its deliberations be as honest and sincere and co-operative with its new Speaker as they were to me in the 41st Session. It gives me a great deal of pleasure and honor to turn over this gavel to Rep. Bier, and may you have the success and joy of serving in this next Legislative Session. My congratulations to you, Rep. Bier."

Rep. Bier: "Mr. Speaker — Fellow Members of the House:

"I wish to express my sincere thanks to each of you for the honor you have bestowed upon me by electing me as your presiding officer for the coming session.

"As I reflect back upon the past Speakers I have known from both parties, and the traditions of fairness and justice they have all set, it is my wish and my prayer that I may follow in their footsteps in a like manner. I shall surely try. I know I will make mistakes, but I ask your indulgence for these first few days as we move into the hard work of the session ahead of us.

"To you new members I say 'Welcome'. You are starting an experience as a Legislator that you will never regret. There will be many times when you will be discouraged and disappointed but that will pass and you will find that the friends you make on both sides of the aisle will last a lifetime, and the sense of accomplishment will make the hard work and the frustrations fade away.

"As your Speaker I offer my friendship and help to each of you. If I can be of service, please feel free to drop in my office and see me.

"I extend my sincere thanks to Rep. Boustead and Rep. Olienyk for their kind words and to each of you who worked in my behalf. A special thanks to Rep. Wilkie for his kind motion.

"With the deepest of gratitude from the bottom of my heart, I thank you for this honor."

A committee of three from the Senate was received and advised that the Senate was organized and ready to transact business.

Speaker Bier: "For my first official act, I have the pleasure and honor of making a presentation to former Speaker Johnson. It is the gavel that he used to rap the 41st and 42nd Legislative Assemblies into session. I am sure that this gavel will be something that he will treasure all of his life, and it is with real pleasure that I present this to former Speaker Johnson."

Rep. E. Johnson: "Thank you, Rep. Bier, and all of you for those kind words. Yes, I will cherish this gavel for the rest of my life, and it will find a place in my office where I can see it every time I go in there. I invite any and all of you if you get down into my area to drop in and see me. It was through our township near Dazey that General Sibley marched through.

"In leaving, I want to say that I hope you will forget the hard and harsh raps of the gavel I made, and remember only the kind and soft ones. With this I must say thank you, and God bless you all."

Speaker Bier announced that the selection of seats by the members would be the next order of business.

SEATING ORDER

1. Majority Floor Leader Streibel and the 14th District Delegation.
2. Minority Floor Leader Hoffner and the 12th District Delegation.
3. Assistant Floor Leader Strinden and the 18th District Delegation.
4. Assistant Floor Leader Weber and the 22nd District Delegation.

All others are seated by Districts according to the seniority of the senior member of that District, beginning with the seniority chart provided by the legislative council (except those Districts previously seated with officers).

MEMBERS OF HOUSE OF REPRESENTATIVES
(Years Served in House Including 1969 Session)

Representative	Actual Years Served	Seniority by Total Terms of Service
Haugland, Brynhild.....	1939-41-43-45-47-49-51- 53-55-57-59-61-63-65-67- 69	16
Solberg, Oscar.....	1949-51-53-55-59-61-63- 65-67-69	10
Dick, Lawrence.....	1955-57-59-61-63-65-67- 69	8
Rolfstrud, Halvor.....	1949-51-53-55-57-59-61 ..	7
Wilkie, Gerhart.....	1957-59-61-63-65-67-69 ..	7
Bier, Howard F.....	1959-61-63-65-67-69	6
Glaspey, M. E.....	1959-61-63-65-67-69	6
Halcrow, Don.....	1957-59-61-63-67-69	6
Streibel, Bryce.....	1957-59-63-65-67-69	6
Tweten, Kenneth.....	1959-61-63-65-67-69	6
Backes, Richard J.....	1961-63-65-67-69	5
Giffey, Donald.....	1961-63-65-67-69	5
Reimers, Robert F.....	1961-63-65-67-69	5

Representative	Actual Years Served	Seniority by Total Terms of Service
Winge, Ralph M.....	1959-61-63-65-67	5
Dornacker, Eldred N.....	1963-65-67-69	4
Erickson, William A.....	1963-65-67-69	4
Ganser, Henry.....	1963-65-67-69	4
Meyer, Carl A.....	1959-61-63-65	4
Olienyk, Mike.....	1963-65-67-69	4
Opedahl, Olaf.....	1963-65-67-69	4
Wagner, Vernon E.....	1963-65-67-69	4
Welder, Joe.....	1963-65-67-69	4
Austin, Milon.....	1963-67-69	3
Boustead, Carl H.....	1965-67-69	3
Gackle, William.....	1963-67-69	3
Hickle, Ralph.....	1965-67-69	3
Hilleboe, Peter S.....	1965-67-69	3
Hoffner, S. F.....	1963-65-69	3
Johnson, Karnes.....	1965-67-69	3
Lang, Theodore A.....	1965-67-69	3
Linderman, Dale.....	1963-65-69	3
Lundene, Henry.....	1963-65-69	3
Rivinius, Albert L.....	1965-67-69	3
Rundle, Earl.....	1965-67-69	3
Shablow, Frank.....	1961-63-65	3
Weber, Francis E.....	1963-67-69	3
Boyum, Arne.....	1967-69	2
Bunker, A. G.....	1967-69	2
DeKrey, William.....	1967-69	2
Eagles, Aloha.....	1967-69	2
Gengler, John F.....	1961-65	2
Hensrud, I. O.....	1967-69	2
Jenkins, Clark J.....	1967-69	2
Kingsbury, Harley R.....	1967-69	2
Knudson, Kenneth.....	1967-69	2
Larson, Gordon.....	1967-69	2
Metzger, Edward.....	1967-69	2
Peterson, James A.....	1967-69	2
Peterson, Robert W.....	1967-69	2
Sandness, Claire A.....	1967-69	2
Stoltenow, Earl.....	1967-69	2
Stone, Mrs. J. Lloyd.....	1967-69	2
Strinden, Earl S.....	1967-69	2
Atkinson, Myron.....	1969	1
Berg, Odell.....	1969	1
Erickson, Kenneth.....	1969	1
Grant, Robert E.....	1969	1
Henning, Glenn.....	1969	1
Hentges, Richard A.....	1969	1
Herman, Charles A.....	1957	1
Larson, LeRoy M.....	1969	1
Lee, Mrs. Fern.....	1967	1

Representative	Actual Years Served	Seniority by Total Terms of Service
Miedema, Ernest J.....	1969	1
Thorsgard, Enoch.....	1969	1
White, Carl A.....	1969	1
Anderson, Herbert		
Brekke, Duane		
DeGroot, Allwin		
Dotzenrod, Ralph		
Fleming, Charles		
Gerl, James		
Gronneberg, Arnold		
Gunderson, Oben Jr.		
Haman, Virgil		
Hausauer, Alvin		
Hausauer, Roy		
Henry, Howard		
Hildebrand, Dean		
Jacobson, Irvn		
Johnson, Howard		
Kieffer, James		
Laughlin, Bruce		
Livingston, Norman		
McGauvran, John		
McGeehan, Jack		
Mertens, Charles		
Miller, Bert		
Miller, Eldor		
Moore, Donald		
Murphy, Jack		
Mushik, Mrs. Corliss		
Patrick, Paul		
Raile, J. L.		
Raymond, Arthur		
Rice, Leonard		
Rocheleau, Richard		
Ulvedal, A. L.		
Walsh, Jerome		

Rep. Streibel moved that the House be at ease to receive the Governor and the Senate in joint session, which motion prevailed.

Rep. Streibel moved that a committee of two be appointed to escort the Lt. Governor to the rostrum, which motion prevailed, and the Speaker appointed Rep. Tweten and Senator Longmire, and the Lt. Governor Richard Larsen was escorted to the rostrum, to preside over the joint session.

Rep. Streibel moved that a committee of two be appointed to escort the Hon. William Guy, Governor of the State of North Dakota, to the rostrum, which motion prevailed. Lt. Gov. Larsen appointed Senator Just and Rep. Weber to such committee, and escorted the Governor to the rostrum, who addressed the Assembly as follows:

GOVERNOR'S MESSAGE TO ORGANIZATIONAL SESSION

Forty-second Legislative Assembly

December 8, 1970

Representatives — Senators — Ladies and Gentlemen:

"There is always drama and excitement when the Legislature convenes to occupy these dramatically beautiful House and Senate Chambers.

"The air in this Chamber is charged with expectancy. You who are new at this work must be in awe of the responsibility you have won and which you will fulfill at these desks and in these halls. I know that feeling of wonderment because it was my privilege once to be a new legislator.

"Those of you who are returning have been drawn back by a renewed sense of challenge and the warm friendships of this unique fraternity which is the Legislature. I sense that friendship rekindling itself today.

"The Attorney General has ruled that the Governor, during the legislative session, is not only the Chief Executive Officer of the State, but he is also a part of the legislative process.

"I will be working closely with the Legislature in the coming months, either in a personal way with each of you, or with your elected leaders. I welcome and value your advice and counsel at any time.

"I congratulate you for winning your election race. There is great satisfaction in winning, but we must never lose sight of the fact that we represent not only those who voted for us, but also those who voted for our opponents.

"Many races were won or lost by a handful of votes. This should give us reason to pause to think out our positions and decisions carefully.

"From long observation, I have noticed time and again that it is the nature of man not to come to grips with the problems that plague him if the solutions to those problems require the agreement of the majority.

"Some might say that this tendency to avoid solving problems capable of solution is good for us. They reason that if we overcome too many of our problems, then life might lose its challenge and be less interesting. Almost always, this reasoning is done by those who do not personally have to share in the problem.

"Problem-solving in politics and government comes most easily when we stop worrying about who gets the credit or the blame. Credit and blame are transitory things and seldom live longer than yesterday's newspaper.

"We have problems facing us in North Dakota. Some of these problems have been with us a long time; and like a mole on the end of your nose, we continue to live with these problems because we have become used to having them around.

"Our session starting in January can come and go, and its record might fade quickly into obscurity. Or it can rise to the challenge and make its achievements monumental, memorable, and lasting. This session will be exactly as you and I make it.

"I have presented an Executive Budget to you. It is balanced with recommended levels of expenditures within the projected revenues from existing tax programs. This budget will continue state services pretty much as they are in the present biennium.

"Much remedial legislation can be enacted without requiring substantial funding. However, there may be other programs which would require new sources of revenue if adopted. The fact that a proposed new program is not included in the Executive Budget should not be construed as opposition to that program by me.

"Our state is one of only a few that are free of debt. Our taxpayers have wisely preferred to pay as they go. We must admit, however, that our taxpayers are making a substantial effort to support their government. North Dakota ranks eighth among states in the percent of each \$100 of personal income that goes for state and local taxes.

"We must seek equity among taxpayers and we must plug loopholes, but we should think carefully before accepting the need for new taxes.

"Next month, you will return to these Chambers for the intensive sixty-day session. The extra time provided by this pre-session organizational meeting, plus the excellent work of the Legislative Council this past biennium, will make you the best prepared Legislature we have had.

"My message to the 42nd Legislative Assembly on the condition of the state with recommended measures will be released in sections before we convene in January. This will give you more time for pre-session consideration and there will be more opportunity to receive public reaction.

"I know we will work hard together. I see no reason why we cannot look back on the 42nd Legislative Session as a long stride forward in the affairs of our state. I give you my best wishes for a smooth organizational session."

Rep. Streibel moved that the Joint Session be dissolved, which motion prevailed, and Lt. Gov. Larsen declared the joint session dissolved.

The House reconvened with Speaker Bier presiding.

Rep. Streibel moved that the Speaker appoint a committee of three to notify the Governor and the Senate that the House is organized and ready to conduct business, which motion prevailed, and the Speaker appointed as such committee, Reps. Haugland, Dick and Solberg.

Rep. Streibel moved that the House adopt as its temporary rules for the 42nd Legislative Assembly the rules of the 41st Legislative Assembly with the following amendments:

PROPOSED HOUSE RULES CHANGES

- 1 It is moved that House Rules Nos. 5, 9, 21, 24, 32, 33, 34, 36, 38,
- 2 40, 41, 42, 54, 56, 64, and 86 of the Forty-second Legislative
- 3 Assembly be amended, to read as follows:
- 4 SECTION 1. AMENDMENT.) House Rules Nos. 5, 9, 21, 24,
- 4a 32,
- 5 33, 34, 36, 38, 40, 41, 42, 54, 56, 64, and 86 are hereby amended
- 6 to read as follows:
- 7 5. REFERENCE TO THE JOURNAL
- 8 The Chief Clerk shall each evening deliver to the printer
- 9 having the contract for printing the legislative journals a complete
- 10 copy of the House Journal. Printed copies of the same in number,
- 11 style, and on such grade of paper as may be determined by the
- 12 Legislative ((Research Committee)) Council shall be delivered
- 13 before 9:00 a.m. of the following calendar day to the Chief
- 14 Clerk, who shall cause a copy of the same to be placed imme-
- 14a diately
- 15 on the desk of each member. The Committee on Revision and
- 15a Correction
- 16 of the Journal shall before the beginning of the next legislative
- 17 day, carefully examine and review the same. Any mistake there-
- 17a in
- 18 shall be noted by the committee and reported to the House for
- 19 action. An additional two hundred **fifty** copies of the corrected
- 20 daily journal shall be printed and upon termination of the legis-
- 21 lative session these two hundred **fifty** copies of the **corrected**

22 daily journal shall be assembled into two hundred **fifty** sets to
 23 serve as the permanent journals. Twenty-five sets of the per-
 23a manent
 24 journals shall be bound and sewed with hard covers, two sets of
 25 which shall be deposited and filed with the Secretary of State,
 26 who shall preserve the same and attach his certificate thereto
 27 showing the date of delivery to him and attesting that such copies
 28 are identical and official journals as delivered to him. The
 29 Secretary of State shall forward one of these twenty-five sets of
 30 the permanent journals to the Supreme Court Library, Law
 30a School
 31 Library at the University of North Dakota, Attorney General,

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1 Legislative (((Research Committee))) **Council**, and each of the
 2 district judges. The remaining sets of the journal shall be
 3 distributed by the Secretary of State as prescribed by the
 4 Legislative (((Research Committee))) **Council**, except that one
 5 set of the journal shall be sent to members of the legislative
 6 assembly, and to public officials upon their request if in the
 7 discretion of the Secretary of State the public official needs such
 8 journals to carry on the functions of his office.
 9 9. DUTIES OF SERGEANT-AT-ARMS.) The Sergeant-at-Arms
 9a of the
 10 House, under the direction of the presiding officer, shall be the
 11 executive officer of the body for the enforcement of all rules
 12 adopted by the House for the regulation of the House. The House
 13 floor shall be (((at all times))) under his immediate supervision,
 14 and he shall see that the Deputy Sergeant-at-Arms and Assistant
 15 Sergeants-at-Arms perform the duties to which they are especially
 16 assigned and perform all other services and duties pertaining to
 17 his office and as directed by the Speaker of the House. **The**
 18 **Sergeant-at-Arms shall also act as the supply clerk for the House,**
 19 **and shall be responsible for the ordering and distributing of sup-**
 20 **plies and stationery needed by House members and House em-**
 20a **ployees.**
 21 **The Sergeant-at-Arms may maintain a supply room, if space is**
 21a **avail-**
 22 **able, and shall have sole control over such supply room, provided**
 23 **that such supply room may be operated jointly in cooperation with**
 24 **the Senate Sergeant-at-Arms.**

25 21. NONDEBATABLE MOTIONS

26 The following motions are not debatable:
 27 Adjournment.
 28 **Clincher.**
 29 Fix the time of adjournment.
 30 Order of the day.
 31 Objections to considering questions.

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1 Reading of papers.
 2 Withdrawal of motion.
 3 Suspension of the rules.
 4 To lay on the table.
 5 Previous question.

6 24. AYE OR NAY VOTE

7 The ayes and nays shall not be ordered unless demanded
 8 by one-sixth of the members present, except on the final passage
 9 of bills, joint resolutions, and concurrent resolutions to amend
 10 the Constitution of this State, or to ratify an amendment to the
 11 **Constitution of the United States**, in which case ayes and nays
 12 shall be had without demand. No member or any person shall
 13 remain by the Clerk's desk when ayes and nays are being called.
 14 32. FORM OF BILLS, NUMBER OF COPIES

15 Every bill, memorial, and resolution (((,))) shall be in
 16 typewritten form and nine copies thereof shall be filed with
 17 the Chief Clerk of the House. Each ((such)) bill, memorial,
 18 and resolution shall have endorsed thereon its title and the name
 19 of the member, **or members, but no more than five**, or committee
 20 introducing the same. The enacting clause of a bill shall be as
 21 follows: "BE IT ENACTED BY THE LEGISLATIVE AS-
 21a SEMBLY OF THE STATE
 22 OF NORTH DAKOTA". No bill shall embrace more than one
 22a subject,
 23 which shall be expressed in its title. If ((the)) a bill amends
 24 a present statute, the portion thereof constituting the amendment
 25 or amendments shall be underscored. In all bills which contain
 26 both sections amending existing statutes and sections which
 27 ((are)) **will be new law, the portion containing the amend-**
 27a **ment**
 28 **to the existing statute and all of each section containing new**
 29 **law shall be underscored.** Any matter contained in the present
 30 statute but deleted in the proposed amended statute shall be con-
 31 tained in the typewritten bill, but shall be set off from the
 32 remainder of the text by ((two or more)) **placing three paren-**
 33 **theses at the beginning and end of such deleted matter.** Where

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1 (((Legislative Research Committee sponsored))) bills **sponsored**
 1a **by**
 2 **the Legislative Council** do not use the above ((device)) **devices**
 3 of parentheses and underscoring, such bills must be accompanied
 4 by appropriate explanatory notations outlining the changes to be
 5 effected. ((The)) **All bills and resolutions to be introduced in**
 6 **((either house of the Legislative Assembly)) the House** shall be
 7 in such form and style as the Legislative ((Research Commit-
 7a tee))
 8 **Council shall prescribe. The Chief Clerk of the House, upon re-**
 9 **ceiving nine copies of a bill or resolution as provided by this**
 10 **rule, shall proceed as follows: (a) If the original copy of**
 11 **the bill or resolution has attached to it a notation that the**
 12 **bill or resolution was drafted, retyped, or approved as to form**
 13 **and style by the Legislative Council staff, the Chief Clerk shall**
 14 **number the bill or resolution as provided in House Rule 29 and,**
 15 **after first reading and referral, shall distribute the copies as**
 16 **provided in this rule; or (b) If the original copy of the bill**
 17 **does not have a notation of drafting, retyping, or approval as to**
 18 **form and style by the Legislative Council staff attached, the**
 19 **Chief Clerk shall proceed as provided in House Rule 33. The**
 19a **Chief**
 20 **Clerk shall, after compliance with this rule and after first reading,**
 21 **distribute the nine copies of a bill or resolution received as**
 22 **follows: One of such copies shall be delivered to the Chairman**
 23 **of the Committee to which the measure is referred, one copy shall**
 24 **be delivered to the Chairman of the Committee on Enrollment and**
 25 **Engrossment, one copy shall be delivered to the Legislative ((Re-**
 26 **search Committee for the purpose of checking the style and**
 26a **form))**
 27 **Council, one copy ((small)) shall remain in the custody of the**
 28 **Chief Clerk until otherwise directed by the House, one copy shall,**
 29 **except in the case of bills or resolutions printed upon order of**
 30 **the Legislative Council pursuant to House Rule 36, be delivered**
 31 **to the printer having the contract for printing of bills, one**
 32 **copy shall be delivered to the printer having the contract for**
 33 **printing the House ((journals)) Journal for use in setting**

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1 of the bill title, and three copies shall be available for ((
 2 newspaper)) representatives of news media. **The original of**

3 each bill or resolution filed with the Chief Clerk shall be typed
4 on pre-printed bill paper, which paper shall be in the form pre-
5 scribed by the Legislative Council.

6 33. APPROVAL OF BILLS AND RESOLUTIONS AS TO
6a FORM AND STYLE; CHECK
7 FOR CONFLICTS

8 ((The Chief Clerk shall ascertain whether a bill or joint
9 resolution conforms to the requirements of law and these rules,
10 as to form, and place his approval as to form thereon before it
11 can be first read. For this purpose the Chief Clerk may avail
12 himself of such services as may be provided by the Legislative
13 Research Committee or by the House.))) When a bill or resolu-
13a tion,
14 with the requisite number of copies, is filed with the Chief
15 Clerk of the House without a notation attached to the original
16 stating that the bill or resolution was drafted, retyped, or
17 approved as to form and style by the Legislative Council staff,
18 the Chief Clerk shall immediately cause that bill or resolution
19 to be delivered to the Legislative Council staff office with a
20 written request that the bill or resolution be examined and
21 receive notation approving its form and style. When a bill or
22 resolution is offered to the Chief Clerk for filing, and that
23 bill or resolution is not typed on pre-printed bill paper as
24 provided in House Rule 32, the Chief Clerk shall immediately re-
25 turn the bill or resolution to the member or Committee offering
26 it with a request that it be retyped on the proper paper. When
27 the Legislative Council staff receives a bill or resolution from
28 the Chief Clerk pursuant to this rule, it shall take such steps
29 as are necessary to ensure that the bill or resolution is in the
30 form and style required by law, legislative rule, and the bill
31 drafting rules promulgated by the Legislative Council. The bill
32 or resolution shall also be checked by the Legislative Council
33 staff to determine whether it creates or amends any sections of

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1 the North Dakota Century Code or North Dakota Constitution
1a which
2 have also been created or amended by another bill previously
2a intro-
3 duced in either House of the Legislative Assembly. If such a
4 conflict appears, the Legislative Council staff shall immediately
5 notify the sponsor of the bill or resolution of the conflict, and
6 shall confer with the sponsor as to the proper steps to be taken.
7 When the Legislative Council staff has ensured that the bill or
8 resolution meets all requirements regarding form and style, and
9 that the sponsor has been notified of any conflict, the bill or
10 resolution and all copies thereof shall be returned to the Chief
11 Clerk with a notation of approval attached to the original.
12 In the event that the Legislative Council staff, due
13 to the exercise of its responsibilities under this rule, is not
14 able to deliver an approved bill or resolution to the Chief Clerk
15 before expiration of the last legislative day for normal intro-
16 duction, the Chief Clerk, whenever such an approved bill or reso-
17 lution is received, shall proceed to file it as if it had been
18 received on the final legislative day for normal introduction.

19 34. READING OF BILLS AND RESOLUTIONS

20 Every bill (((, memorial, and resolution))) requiring
21 the approval of the Governor, (((or))) every memorial, and every
22 resolution proposing a change in the Constitution of the State
23 of North Dakota, or ratifying an amendment to the Constitution
24 of the United States, shall be read two separate times, but the
25 first reading and second reading may not be upon the same day;
26 and the first reading may be by title ((of the bill)) only;
27 unless upon such first reading a reading at length is demanded.

28 The second reading shall be at length.

29 **36. PRINTING OF BILLS AND RESOLUTIONS**

30 All bills ((, memorials, and resolutions))) requiring
31 the approval of the Governor ((or))) **all memorials, and all**
32 **resolutions proposing** a change in the Constitution of the State
33 of North Dakota, **or ratifying an amendment to the Constitution**

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1 **of the United States**, after the first reading, shall be printed
2 unless otherwise ordered by the House. Bills, memorials, and
3 resolutions which are pre-filed pursuant to Rule 29 may be
4 printed upon order of the Legislative ((Research Committee))
5 **Council.**

6 **38. BILLS AND RESOLUTIONS REFERRED**

7 Upon the first reading of a bill or ((joint)) **concurrent**
8 resolution, the Speaker shall refer it to ((its)) **an** appropriate
9 committee, unless the House, upon motion, decides to refer the
9a same
10 to a select or other standing committee, or to the Committee of the
11 Whole (((; if))). **If the bill or resolution is referred to the**
12 **Committee of the Whole**, then it shall come up for consideration
12a under
13 the general order of the next day, unless otherwise ordered by the
13a House

14 Upon the first reading of any **bill or resolution** ((asking))
15 calling for study of any matter by the Legislative ((Research
15a Com-
16 mittee))) **Council**, the Speaker shall refer such **bill or resolution**
17 to the appropriate committee, which committee shall return such
17a **bill or**
18 resolution to the House with its recommendations (((; if available,
19 the))). **The bill or resolution** shall, upon the approval of ((the
19a))

20 **a favorable** committee report by the House, be ((referred))
20a **re-referred**
21 to the Legislative ((Research)) **Council Resolutions Committee**
21a ((unless
22 otherwise ordered by the House)), **which shall retain it until**
22a **action**
23 **is taken as provided in Joint Rule 20, prior to final action thereon**
24 **by the House.**

25 **40. STANDING COMMITTEES**

26 Standing committees ((, classified in accordance with the usual
27 amount of work and)) concerned with matters in the fields as
27a indi-
28 cated, shall be appointed as follows:

29 (((GROUP A)))

- 30 1. **APPROPRIATIONS, to consist of twenty members.**
31 All bills calling for appropriations in excess of five
32 hundred dollars.

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(((GROUP A-1)))

- 1
2 2. **EDUCATION, to consist of fifteen members.**
3 Public Schools, Libraries, and Institutions of Higher
4 Learning.
5 3. **FINANCE AND TAXATION, to consist of fifteen members.**
6 Public Debt; Taxes and Tax Laws.
7 4. **POLITICAL SUBDIVISIONS, to consist of fifteen mem-**
7a **bers.**
8 Cities ((and Villages)); Counties; Townships; Park
9 Districts; Apportionment.
10 5. **STATE AND FEDERAL GOVERNMENT, to consist of**
10a **fifteen members.**
11 State and Federal Affairs; Board of Administration and

- 12 Industrial Commission and institutions under their
 13 supervision; State Historical Society and State Parks;
 14 Immigration and Statistics.
 15 (((GROUP A-2)))
 16 6. **AGRICULTURE, to consist of fifteen members.**
 17 Agriculture; Livestock; Drainage and Irrigation; Ware-
 17a house
 18 and Grain Grading.
 19 7. **INDUSTRY ((and)), BUSINESS AND LABOR, to con-**
 19a **sist of**
 20 **fifteen members.**
 21 Banks and Banking; Corporations; Insurance; Matters per-
 22 taining to private business and industry; **Workmen's**
 23 **Compensation; Unemployment Compensation; Labor Laws**
 23a **and**
 24 **kindred subjects.**
 25 8. **JUDICIARY, to consist of fifteen members.**
 26 Elections and Election Privileges; Judiciary.
 27 9. **TRANSPORTATION, to consist of fifteen members.**
 28 Highways and Bridges; Railroads; Motor Vehicles; Air-
 29 lines and Airports.
 30 (((GROUP A-3
 31 10. **GENERAL AFFAIRS**
 32 Ways and Means; Public Printing; Trades and Professions;
 33 Sports and Amusements; Matters not otherwise specified.

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- 1 11. **LABOR**
 2 Workmen's Compensation; Unemployment Com-
 2a pensation; Labor
 3 Laws and kindred subjects.
 4 12.))10. **NATURAL RESOURCES, to consist of fifteen**
 4a **members.**
 5 Game and Fish; Public Lands; Mines and Mining;
 5a Gas and
 6 Oil; Forestry.
 7 ((13.))11. **SOCIAL WELFARE AND VETERANS' AFFAIRS,**
 7a **to consist of**
 8 **fifteen members.**
 9 Public Welfare; Public Health, Public Safety;
 10 Temperance; **National Guard and Militia; Adjutant**
 10a **General;**
 11 **Veterans' Matters; Soldiers' Home; Civil Defense;**
 11a **and**
 12 **related Military Matters.**
 13 ((14. **VETERANS' AFFAIRS**
 14 National Guard and Militia; Adjutant General;
 14a Veterans'
 15 Matters; Soldiers' Home; Civil Defense; and related
 16 Military Matters.
 17 Committees in Groups A-1, A-2, and A-3 are to
 17a consist
 18 of nineteen members each.))
 19 "PROCEDURAL COMMITTEES (NOT STAND-
 19a ING COMMITTEES)"
 20 ((15.))12. **DELAYED BILLS, to consist of five members.**
 21 ((16.))13. **EMPLOYMENT, to consist of five members.**
 22 ((17.))14. **ENROLLED AND ENGROSSED BILLS, to consist**
 22a **of five**
 23 **members.**
 24 ((18. **MILEAGE AND PER DIEM, to consist of three**
 24a **members.**
 25 19.))15. **REVISION AND CORRECTION OF JOURNAL,**
 25a **to consist of five**

26 members.
 27 **RULES**, to consist of **((twenty-two)) nine** mem-
 27a bers.
 28 **((21.))17. LEGISLATIVE ((RESEARCH)) COUNCIL**
 28a **RESOLUTIONS**
 29 COMMITTEE, to consist of five members, one of
 29a whom
 30 may be a member of the Legislative **((Research**
 31 **Committee)) Council.**
 32 In all cases a majority of the committee shall
 33 constitute a quorum. The Committee Chairman or
 33a such

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1 person who is duly appointed to act as Chairman
 1a shall
 2 **((insure)) ensure** that minutes of each Committee
 3 meeting be kept. Such minutes shall include the
 3a names
 4 of all Committee members present; **the time of**
 4a **commence-**
 5 **ment and adjournment of each meeting;** the bills or
 6 resolutions discussed by number, and a short phrase
 7 explaining what **((such)) each** bill or resolution
 7a relates
 8 to; **and** the names of all persons and their addresses
 8a who
 9 appear in relation to any certain bill or resolution.
 10 The minutes shall also include a record of recom-
 10a mended
 11 amendments to bills and resolutions, and the total
 11a aye
 12 and nay **((note))** vote of the Committee on all
 12a bills
 13 and resolutions referred out of the Committee.
 13a Upon
 14 final adjournment of the Legislative Session the
 14a minutes
 15 of all Committee meetings shall be delivered to the
 16 Legislative **((Research Committee)) Council** and
 16a re-
 17 tained by **((such Committee)) the Council** for a
 17a period
 18 of thirty days following such adjournment.
 19 **41. LIMITATIONS ON COMMITTEE MEMBERSHIP**
 20 **((No)) Each** member shall **((be appointed to))** serve on
 21 **((more than four)) two** standing committees, **except the Speak-**
 21a **er and**
 22 **the Majority and Minority floor leaders who shall not serve on any**
 23 **standing committee, and all members of the Appropriations Com-**
 23a **mittee**
 24 **who shall serve on no other standing committee.** **((No member**
 24a of the
 25 house of representatives shall be appointed to more than one com-
 26 mittee in each of the Groups A-1 and A-2. A member of the
 26a Committee
 27 on Appropriations shall not be appointed to any committee in
 27a Groups
 28 A-1 or A-2.))
 29 The Speaker and the Majority and Minority floor leaders
 30 **((shall not be appointed to any standing committees but))**
 30a shall be
 31 permitted to participate in all standing committees but shall not
 31a be
 32 permitted to vote therein.

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1 42. MEETINGS OF COMMITTEE

2 The Appropriations Committee shall meet on Monday, Tuesday,
 3 Wednesday, ((and)) Thursday, **and Friday** of each week from
 3a 9:00
 4 o'clock a.m. to 12:00 o'clock noon. The ((other committees))
 5 **Committees on Finance and Taxation, Judiciary, Industry, Busi-**
 5a **ness**
 6 **and Labor, Education, and State and Federal Government** ((of
 6a Group
 7 A-1)) shall meet on Monday, **Tuesday**, and ((Tuesday)) **Wed-**
 7a **nesday**
 8 of each week from 9:00 o'clock a.m. to 12:00 o'clock noon.
 8a ((Group
 9 A-2 committees)) **The Committees on Political Subdivisions,**
 9a **Social**
 10 **Welfare and Veterans' Affairs, Transportation, Agriculture, and**
 11 **Natural Resources** shall meet on ((Wednesday)) **Thursday** and
 12 ((Thursday)) **Friday** of each week from 9:00 o'clock a.m. to
 12a 12:00
 13 o'clock noon. ((Group A-3 committees shall meet on Friday of
 13a each
 14 week from 9:00 o'clock a.m. to 12:00 noon. Procedural commit-
 14a **tees**
 15 **shall meet as necessity may require. All standing committees**
 15a **may**
 16 **meet at other times in addition to the time stated herein as circum-**
 17 **stances require.)) Any committee may schedule Saturday**
 17a **morning**
 18 **meetings.**

19 54. SECOND READING

20 No bill ((, memorial, or resolution)) requiring the
 21 approval of the Governor ((or)) , **no memorial, and no resolu-**
 21a **tion**
 22 **proposing** a change in the Constitution of the State of North
 22a **Dakota,**
 23 **or ratifying an amendment to the Constitution of the United**
 23a **States,**
 24 shall be ((committed)) **referred, except in the case of a bill or**
 25 **resolution which is pre-filed pursuant to Rule 29,** or amended
 26 until it shall have been read; nor shall any such bill, memorial,
 27 or resolution have its second reading; and be put upon its final
 28 passage until at least one day after the same has been reported
 29 to the House by the Committee to which the same has been
 29a referred,
 30 provided that any such bill, memorial, or resolution may have its
 31 second reading, and be put upon its final passage on the day it
 32 was reported back when so ordered by two-thirds of the members
 33 of the House present.

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1 56. FINAL PASSAGE

2 No bill shall become a law except by a vote of the
 3 majority of the members-elect of each House, nor unless on its
 4 final passage the vote be taken by ayes and nays and the names of
 5 those voting be entered in the Journal; provided, however, that
 6 no measure enacted or approved by a vote of the electors shall
 7 be repealed or amended by the legislature, except by a two-thirds
 8 vote upon roll call of all members elected to each House. **Ratifica-**
 9 **tion of amendments to the Constitution of the United States shall**
 10 **be by concurrent resolution approved by a majority, upon roll**
 11 **call vote, of the members elected to each House.**
 12 64. CLINCHER MOTION
 13 A motion that any action taken by the House be reconsidered

14 and that the motion to reconsider be laid upon the table, if
 15 carried, shall have the effect of preventing reconsideration
 16 except upon a two-thirds vote of the members-elect. Such a
 17 motion shall be decided without debate.
 18 86. OFFICERS AND EMPLOYEE POSITIONS OF THE
 18a HOUSE OF REPRESENTA-
 19 TIVES.) The following offices and employee positions shall be
 19a estab-
 20 lished and the number, title, and manner of selection for each posi-
 21 tion shall be as hereinafter indicated or stated:

22	Title of	Number of
23	Position	Positions
24	Group A	
25	Chief Clerk	1
26	Desk Reporter	1
27	Sergeant-at-Arms	1
28	Persons holding Group A positions shall be elected thereto by a	
29	majority of the members-elect and the vote shall be recorded in	
29a	the	
30	Journal.	
31	Group B	
32	Assistant Chief Clerk	1
33	Assistant Desk Reporter	1
34	Bill Clerk	1

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1	Chief Stenographer and	
2	Payroll Clerk	1
3	Chief Committee Clerk	1
4	Calendar Clerk	1
5	((Enrolling and Engrossing Clerk	1)))
6	Chief Page	1
7	Persons holding Group B positions shall be appointed thereto by	
7a	the	
8	party having a majority of the members-elect acting by and	
8a	through	
9	the Committee on Employment.	
10	Group C	
11	Secretary to the Speaker	1
12	Secretary to Majority Floor	
13	Leader	1
14	Secretary to Minority Floor	
15	Leader	1
16	The Speaker and the Majority and Minority Floor Leaders shall	
16a	appoint	
17	their respective Secretaries to such position, acting by and through	
18	the Committee on Employment.	
19	Group D	
20	Deputy Sergeant-at-Arms	1
21	Assistant Sergeant-at-Arms	4
22	Bill Room Clerks	2
23	Stenographers	6
24	Typists	3
25	Appropriations Committee Clerk	1
26	Committee Clerks	5
27	((Assistant Enrolling and	
28	Engrossing Clerk	1)))
29	Pages	5
30	((Postmaster	1)))
31	Chief Telephone Attendant	1
32	(Alternate selection by House	
33	and Senate.)	
34	Telephone Attendants	2
35	Bill Book Clerks	4

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1	Information Desk Attendant	1
2	Journal Room Clerks	2
3	Parking Lot Attendant	1
4	Journal Proofreaders	2
5	Chief in Charge of Journal Room	
6	and Bill Room Clerks	1
7	(Alternate selection by House	
8	and Senate.)	
9	The employee positions of Group D shall be allocated to the	
9a	majority	
10	and minority parties in proportion to each party's percentage of	
11	the total number of the members-elect and each party shall	
11a	appoint	
12	the persons to the positions allocated to them, acting by and	
12a	through	
13	the Committee on Employment except, however, that in allocating	
13a	the	
14	positions of Stenographers and Typists the minority party shall be	
15	allocated not less than one of each of these positions. The	
15a	majority	
16	party shall have the first right to select those positions of this	
17	group until their allocation is filled. (((The Chief in charge of	
18	Journal Room and Bill Room Clerks shall be appointed alternate-	
18a	ly by	
19	the Senate and House of Representatives.)))	
20	The powers, duties, and qualifications for each officer or	
21	employee shall be as (((specifically))) provided by law, these	
21a	rules,	
22	and (((as provided in))) the Legislative Handbook for North	
22a	Dakota	
23	Legislators and Employees for such positions.	

PROPOSED JOINT RULES CHANGES

1 It is moved that Joint Rule No. 20 of the Forty-second Legislative
2 be created, and Joint Rules Nos. 6 and 14 of the Forty-second
3 Legislative Assembly be amended, to read as follows:
4 SECTION 1. AMENDMENT.) Joint Rules Nos. 6 and 14 are
4a hereby
5 amended to read as follows:
6 6. CONFERENCE COMMITTEES
7 In every case of a difference between the two Houses upon any
8 subject of legislation, if either House shall request a conference
8a and
9 appoint a committee for that purpose, the other House shall also
9a appoint
10 a committee (((, such committee))). **The committees so appoint-**
10a **ed** shall
11 meet at such hour and place as shall be agreed on by the (((Chair-
11a man)))
12 **Chairmen**; and shall state to each other, verbally, or in writing, as
13 either may choose, the reasons of their respective Houses, and
13a confer
14 freely thereon; and they shall be authorized to report, **in the man-**
14a **ner**
15 **set out below**, to their respective Houses such modifications as
15a they
16 think advisable. **The conference committee report shall first be**
16a **sub-**
17 **mitted to the House having possession of the bill over which the**
17a **dif-**
18 **ference has arisen, where it shall be acted upon and notice of such**
19 **action transmitted to the other House. When the other House**
19a **shall**

20 **have also acted upon the report, it shall notify the House having**
 21 **possession of the bill, which House shall, if appropriate, proceed**
 22 **to take action on the bill and transmit it to the other House for**
 23 **appropriate action.**
 24. 14. **FISCAL NOTES.)** All bills and resolutions introduced
 25 into either House of the Legislative Assembly having an effect of
 26 five thousand dollars or more on the revenues, expenditures, or
 27 fiscal liability of the state, except appropriation measures
 28 carrying specific dollar amounts, **and all resolutions calling for**
 29 **an interim study by the Legislative Council and having a fiscal**
 30 **impact of one thousand dollars or more,** shall have a fiscal note
 31 attached to such bill or resolution which shall be prepared as

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1 herein provided. The determination as to whether a fiscal note
 2 is required shall be made by the Legislative ((Research Com-
 2a mittee)))
 3 **Council** for those bills or resolutions prepared by the staff of the
 4 Legislative ((Research Committee))) **Council**, or by the Chair-
 4a man of
 5 the committee to which a bill or resolution is referred for those
 6 bills or resolutions not prepared by the Legislative ((Research
 7 Committee))) **Council**, or not bearing a fiscal note. Bills or
 8 resolutions to which amendments have been made having a fiscal
 9 effect of five thousand dollars or more shall have a fiscal note
 10 attached upon request of the Chairman of the committee consider-
 10a ing
 11 the bill or resolution, or by request of the majority of the mem-
 11a bers
 12 of the House in which the bill is considered at the time of second
 13 reading. The Chairman of a committee may request the aid of
 13a the
 14 Legislative ((Research Committee))) **Council** in making a deter-
 14a mination
 15 as to whether a bill or resolution requires a fiscal note.
 16 Fiscal notes shall be prepared by the state agency or depart-
 17 ment responsible for collecting or expending the revenues
 17a affected,
 18 or jointly by affected departments or agencies, at the request of
 19 the Legislative ((Research Committee))) **Council** or the Chair-
 19a man of
 20 the committee considering the bill or resolution. Requests for
 21 fiscal notes shall be in writing, addressed to the designated
 22 agency or department, and upon a proper request form and shall
 23 be accompanied by a reproduction of the bill or resolution having
 24 the fiscal effect. The Legislative ((Research Committee)))
 24a **Council**
 25 shall prepare all necessary forms for the implementation of the
 26 fiscal note procedure. Each agency or department to whom a
 26a request
 27 for a fiscal note is made shall state in writing, upon a fiscal
 28 note form, the fiscal impact in dollar amounts of the bill or
 29 resolution being considered. If the agency or department of
 30 whom a fiscal note is requested is unable to provide specific
 31 information upon the fiscal impact of the bill or resolution,
 32 it shall make an estimate of the impact according to such available
 33 information it may have or be able to obtain and shall state that

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1 the figures provided are an estimate. If such agency or depart-
 1a ment
 2 is not able to make an estimate it shall state such fact.
 3 All fiscal notes shall be prepared in triplicate and shall
 4 be returned to the Legislative ((Research Committee))) **Council**
 5 or the committee Chairman making such request, whichever the

5a case
 6 may be, not later than five days from date of receipt of such
 7 request. One copy of the fiscal note shall be attached to the
 8 original bill or resolution, one copy shall be filed with the
 9 Bill Clerk of the House wherein the bill or resolution originated,
 10 and one copy shall be filed in the offices of the Legislative
 11 (((Research Committee))) **Council**. Any bill or resolution re-
 11a quiring
 12 a fiscal note shall be stamped or have written on its cover a
 13 notation to the effect that a fiscal note is required. Reports
 14 of committees shall include a notation that a specific bill or
 15 resolution carries a fiscal note. Upon second reading and final
 16 passage of all bills or resolutions carrying fiscal notes the
 17 Secretary of the Senate or the Clerk of the House, whichever the
 18 case may be, shall be required to read the fiscal note in its
 19 entirety at the time of reading the title of the bill or resolution
 20 to be voted upon.

21 SECTION 2.) Joint Rule No. 20 is hereby created to read as
 22 follows:

23 **20. PROCEDURE OF LEGISLATIVE COUNCIL RESOLU-**
 23a **TIONS COMMITTEES**

24 After the thirty-fifth legislative day, the Legislative Council
 25 Resolutions Committees of both Houses shall meet jointly at a
 25a time and
 26 place to be agreed upon by the Chairmen of the respective Com-
 26a mittees.
 27 At such meeting, the Committees shall consider and report on all
 27a bills
 28 and resolutions which shall have been re-referred to them pursu-
 28a ant to
 29 Senate Rule 36 and House Rule 38. The Chairman and Director of
 29a the
 30 Legislative Council, and all other interested persons, may be in-
 30a vited
 31 to attend this meeting. The Chairmen of the Legislative Council
 31a Reso-
 32 lutions Committees may call such additional joint meetings as
 32a may be
 33 necessary.

Rep. Streibel's motion prevailed, and the Rules of the 41st Legis-
 lative Assembly were adopted.

Rep. Streibel moved that we reconsider the vote by which the
 motion to adopt the temporary rules was passed, which motion pre-
 vailed.

Rep. Streibel moved that the Temporary Rules of the 42nd Legis-
 lative Assembly be the rules of the 41st Legislative Assembly with
 the following amendments:

PROPOSED HOUSE RULES CHANGES

1 It is moved that House Rules Nos. 5, 9, 21, 24, 32, 33, 34, 36, 38,
 2 40, 41, 42, 54, 56, 64, and 86 of the Forty-second Legislative
 3 Assembly be amended, to read as follows:
 4 SECTION 1. AMENDMENT.) House Rules Nos. 5, 9, 21, 24,
 4a 32,
 5 33, 34, 36, 38, 40, 41, 42, 54, 56, 64, and 86 are hereby amended
 6 to read as follows:

7 **5. REFERENCE TO THE JOURNAL**

8 The Chief Clerk shall each evening deliver to the printer
 9 having the contract for printing the legislative journals a complete
 10 copy of the House Journal. Printed copies of the same in number,
 11 style, and on such grade of paper as may be determined by the
 12 Legislative (((Research Committee))) **Council** shall be delivered
 13 before 9:00 a.m. of the following calendar day to the Chief
 14 Clerk, who shall cause a copy of the same to be placed imme-

14a diately
 15 on the desk of each member. The Committee on Revision and
 15a Correction
 16 of the Journal shall before the beginning of the next legislative
 17 day, carefully examine and review the same. Any mistake there-
 17a in
 18 shall be noted by the committee and reported to the House for
 19 action. An additional two hundred **fifty** copies of the corrected
 20 daily journal shall be printed and upon termination of the legis-
 21 lative session these two hundred **fifty** copies of the **corrected**
 22 daily journal shall be assembled into two hundred **fifty** sets to
 23 serve as the permanent journals. Twenty-five sets of the per-
 23a manent
 24 journals shall be bound and sewed with hard covers, two sets of
 25 which shall be deposited and filed with the Secretary of State,
 26 who shall preserve the same and attach his certificate thereto
 27 showing the date of delivery to him and attesting that such copies
 28 are identical and official journals as delivered to him. The
 29 Secretary of State shall forward one of these twenty-five sets of
 30 the permanent journals to the Supreme Court Library, Law
 30a School
 31 Library at the University of North Dakota, Attorney General,

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1 Legislative (((Research Committee))) **Council**, and each of the
 2 district judges. The remaining sets of the journal shall be
 3 distributed by the Secretary of State as prescribed by the
 4 Legislative ((Research Committee)) **Council**, except that one
 5 set of the journal shall be sent to members of the legislative
 6 assembly, and to public officials upon their request if in the
 7 discretion of the Secretary of State the public official needs such
 8 journals to carry on the functions of his office.
 9 **DUTIES OF SERGEANT-AT-ARMS.**) The Sergeant-at-Arms
 9a of the
 10 House, under the direction of the presiding officer, shall be the
 11 executive officer of the body for the enforcement of all rules
 12 adopted by the House for the regulation of the House. The House
 13 floor shall be (((at all times))) under his immediate supervision,
 14 and he shall see that the Deputy Sergeant-at-Arms and Assistant
 15 Sergeants-at-Arms perform the duties to which they are especially
 16 assigned and perform all other services and duties pertaining to
 17 his office and as directed by the Speaker of the House. **The**
 18 **Sergeant-at-Arms shall also act as the supply clerk for the House,**
 19 **and shall be responsible for the ordering and distributing of sup-**
 20 **plies and stationery needed by House members and House em-**
 20a **ployees.**
 21 **The Sergeant-at-Arms may maintain a supply room, if space is**
 21a **avail-**
 22 **able, and shall have sole control over such supply room, provided**
 23 **that such supply room may be operated jointly in cooperation with**
 24 **the Senate Sergeant-at-Arms.**
 25 **21. NONDEBATABLE MOTIONS**
 26 The following motions are not debatable:
 27 Adjournment.
 28 **Clincher.**
 29 Fix the time of adjournment.
 30 Order of the day.
 31 Objections to considering questions.

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1 Reading of papers.
 2 Withdrawal of motion.
 3 Suspension of the rules.
 4 To lay on the table.
 5 Previous question.

6 24. AYE OR NAY VOTE

7 The ayes and nays shall not be ordered unless demanded
8 by one-sixth of the members present, except on the final passage
9 of bills, joint resolutions, and concurrent resolutions to amend
10 the Constitution of this State, or to ratify an amendment to the
11 Constitution of the United States, in which case ayes and nays
12 shall be had without demand. No member or any person shall
13 remain by the Clerk's desk when ayes and nays are being called.

14 32. FORM OF BILLS, NUMBER OF COPIES

15 Every bill, memorial, and resolution ((,)) shall be in
16 typewritten form and nine copies thereof shall be filed with
17 the Chief Clerk of the House. Each ((such)) bill, memorial,
18 and resolution shall have endorsed thereon its title and the name
19 of the member, or members, but no more than five, or committee
20 introducing the same. The enacting clause of a bill shall be as
21 follows: "BE IT ENACTED BY THE LEGISLATIVE AS-

21a SEMBLY OF THE STATE

22 OF NORTH DAKOTA". No bill shall embrace more than one
22a subject,
23 which shall be expressed in its title. If ((the)) a bill amends
24 a present statute, the portion thereof constituting the amendment
25 or amendments shall be underscored. In all bills which contain
26 both sections amending existing statutes and sections which
27 ((are)) will be new law, the portion containing the amend-

27a ment

28 to the existing statute and all of each section containing new
29 law shall be underscored. Any matter contained in the present
30 statute but deleted in the proposed amended statute shall be con-
31 tained in the typewritten bill, but shall be set off from the
32 remainder of the text by ((two or more)) placing three paren-
33 theses at the beginning and end of such deleted matter. Where

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1 ((Legislative Research Committee sponsored)) bills sponsored
1a by
2 the Legislative Council do not use the above ((device)) devices
3 of parentheses and underscoring, such bills must be accompanied
4 by appropriate explanatory notations outlining the changes to be
5 effected. ((The)) All bills and resolutions to be introduced in
6 ((either house of the Legislative Assembly)) the House shall be
7 in such form and style as the Legislative ((Research Commit-
7a tee))
8 Council shall prescribe. The Chief Clerk of the House, upon re-
9 ceiving nine copies of a bill or resolution as provided by this
10 rule, shall proceed as follows: (a) If the original copy of
11 the bill or resolution has attached to it a notation that the
12 bill or resolution was drafted, retyped, or approved as to form
13 and style by the Legislative Council staff, the Chief Clerk shall
14 number the bill or resolution as provided in House Rule 29 and,
15 after first reading and referral, shall distribute the copies as
16 provided in this rule; or (b) If the original copy of the bill
17 does not have a notation of drafting, retyping, or approval as to
18 form and style by the Legislative Council staff attached, the
19 Chief Clerk shall proceed as provided in House Rule 33. The
19a Chief
20 Clerk shall, after compliance with this rule and after first reading,
21 distribute the nine copies of a bill or resolution received as
22 follows: One of such copies shall be delivered to the Chairman
23 of the Committee to which the measure is referred, one copy shall
24 be delivered to the Chairman of the Committee on Enrollment and
25 Engrossment, one copy shall be delivered to the Legislative ((Re-
26 search Committee for the purpose of checking the style and
26a form))
27 Council, one copy ((small)) shall remain in the custody of the

28 Chief Clerk until otherwise directed by the House, one copy shall,
 29 **except in the case of bills or resolutions printed upon order of**
 30 **the Legislative Council pursuant to House Rule 36,** be delivered
 31 to the printer having the contract for printing of bills, one
 32 copy shall be delivered to the printer having the contract for
 33 printing the House (((journals))) **Journal** for use in setting

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1 of **the** bill title, and three copies shall be available for (((
 2 newspaper))) representatives of news media. **The original of**
 3 **each bill or resolution filed with the Chief Clerk shall be typed**
 4 **on pre-printed bill paper, which paper shall be in the form pre-**
 5 **scribed by the Legislative Council.**

6 33. **APPROVAL OF BILLS AND RESOLUTIONS AS TO**
 6a **FORM AND STYLE; CHECK**
 7 **FOR CONFLICTS**

8 (((The Chief Clerk shall ascertain whether a bill or joint
 9 resolution conforms to the requirements of law and these rules,
 10 as to form, and place his approval as to form thereon before it
 11 can be first read. For this purpose the Chief Clerk may avail
 12 himself of such services as may be provided by the Legislative
 13 Research Committee or by the House.))) **When a bill or resolu-**
 13a **tion,**
 14 **with the requisite number of copies, is filed with the Chief**
 15 **Clerk of the House without a notation attached to the original**
 16 **stating that the bill or resolution was drafted, retyped, or**
 17 **approved as to form and style by the Legislative Council staff,**
 18 **the Chief Clerk shall immediately cause that bill or resolution**
 19 **to be delivered to the Legislative Council staff office with a**
 20 **written request that the bill or resolution be examined and**
 21 **receive notation approving its form and style. When a bill or**
 22 **resolution is offered to the Chief Clerk for filing, and that**
 23 **bill or resolution is not typed on pre-printed bill paper as**
 24 **provided in House Rule 32, the Chief Clerk shall immediately re-**
 25 **turn the bill or resolution to the member or Committee offering**
 26 **it with a request that it be retyped on the proper paper. When**
 27 **the Legislative Council staff receives a bill or resolution from**
 28 **the Chief Clerk pursuant to this rule, it shall take such steps**
 29 **as are necessary to ensure that the bill or resolution is in the**
 30 **form and style required by law, legislative rule, and the bill**
 31 **drafting rules promulgated by the Legislative Council. The bill**
 32 **or resolution shall also be checked by the Legislative Council**
 33 **staff to determine whether it creates or amends any sections of**

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1 **the North Dakota Century Code or North Dakota Constitution**
 1a **which**
 2 **have also been created or amended by another bill previously**
 2a **intro-**
 3 **duced in either House of the Legislative Assembly. If such a**
 4 **conflict appears, the Legislative Council staff shall immediately**
 5 **notify the sponsor of the bill or resolution of the conflict, and**
 6 **shall confer with the sponsor as to the proper steps to be taken.**
 7 **When the Legislative Council staff has ensured that the bill or**
 8 **resolution meets all requirements regarding form and style, and**
 9 **that the sponsor has been notified of any conflict, the bill or**
 10 **resolution and all copies thereof shall be returned to the Chief**
 11 **Clerk with a notation of approval attached to the original.**
 12 **In the event that the Legislative Council staff, due**
 13 **to the exercise of its responsibilities under this rule, is not**
 14 **able to deliver an approved bill or resolution to the Chief Clerk**
 15 **before expiration of the last legislative day for normal intro-**
 16 **duction, the Chief Clerk, whenever such an approved bill or reso-**
 17 **lution is received, shall proceed to file it as if it had been**

18 received on the final legislative day for normal introduction.

19 34. READING OF BILLS AND RESOLUTIONS

20 Every bill ((, memorial, and resolution)) requiring
21 the approval of the Governor, ((or)) **every memorial, and every**
22 **resolution proposing** a change in the Constitution of the State
23 of North Dakota, **or ratifying an amendment to the Constitution**
24 **of the United States**, shall be read two separate times, but the
25 first reading and second reading may not be upon the same day;
26 and the first reading may be by title ((of the bill)) only;
27 unless upon such first reading a reading at length is demanded.
28 The second reading shall be at length.

29 36. PRINTING OF BILLS AND RESOLUTIONS

30 All bills ((, memorials, and resolutions)) requiring
31 the approval of the Governor ((or)) **all memorials, and all**
32 **resolutions proposing** a change in the Constitution of the State
33 of North Dakota, **or ratifying an amendment to the Constitution**

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1 **of the United States**, after the first reading, shall be printed
2 unless otherwise ordered by the House. Bills, memorials, and
3 resolutions which are pre-filed pursuant to Rule 29 may be
4 printed upon order of the Legislative ((Research Committee))
5 **Council**.

6 38. BILLS AND RESOLUTIONS REFERRED

7 Upon the first reading of a bill or ((joint)) **concurrent**
8 resolution, the Speaker shall refer it to ((its)) an appropriate
9 committee, unless the House, upon motion, decides to refer the
9a same
10 to a select or other standing committee, or to the Committee of the
11 Whole ((; if)). **If the bill or resolution is referred to the**
12 Committee of the Whole, then it shall come up for consideration
12a under
13 the general order of the next day, unless otherwise ordered by the
13a House

14 Upon the first reading of any **bill or resolution** ((asking))
15 **calling** for study of any matter by the Legislative ((Research
15a Com-
16 mittee)) **Council**, the Speaker shall refer such **bill or resolution**
17 to the appropriate committee, which committee shall return such
17a **bill or**
18 resolution to the House with its recommendations ((; if available,
19 the)). **The bill or resolution** shall, upon the approval of ((the
19a))
20 **a favorable** committee report by the House, be ((referred))
20a **re-referred**
21 to the Legislative ((Research)) **Council Resolutions Committee**
21a ((unless
22 otherwise ordered by the House)), **which shall retain it until**
22a **action**
23 **is taken as provided in Joint Rule 20, prior to final action thereon**
24 **by the House**.

25 40. STANDING COMMITTEES

26 Standing committees ((, classified in accordance with the usual
27 amount of work and)) concerned with matters in the fields as
27a indi-
28 cated, shall be appointed as follows:

- 29 ((GROUP A))
30 1. **APPROPRIATIONS, to consist of twenty members.**
31 All bills calling for appropriations in excess of five
32 hundred dollars.

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- 1 ((GROUP A-1))
2 2. **EDUCATION, to consist of fifteen members.**
3 Public Schools, Libraries, and Institutions of Higher

- 4 Learning.
- 5 3. **FINANCE AND TAXATION, to consist of fifteen members.**
- 6 Public Debt; Taxes and Tax Laws.
- 7 4. **POLITICAL SUBDIVISIONS, to consist of fifteen mem-**
- 7a **bers.**
- 8 Cities (((and Villages))); Counties; Townships; Park
- 9 Districts; Apportionment.
- 10 5. **STATE AND FEDERAL GOVERNMENT, to consist of**
- 10a **fifteen members.**
- 11 State and Federal Affairs; Board of Administration and
- 12 Industrial Commission and institutions under their
- 13 supervision; State Historical Society and State Parks;
- 14 Immigration and Statistics.
- 15 (((GROUP A-2)))
- 16 6. **AGRICULTURE, to consist of fifteen members.**
- 17 Agriculture; Livestock; Drainage and Irrigation; Ware-
- 17a **house**
- 18 **and Grain Grading.**
- 19 7. **INDUSTRY (((and))), BUSINESS AND LABOR, to con-**
- 19a **sist of**
- 20 **fifteen members.**
- 21 Banks and Banking; Corporations; Insurance; Matters per-
- 22 taining to private business and industry; **Workmen's**
- 23 **Compensation; Unemployment Compensation; Labor Laws**
- 23a **and**
- 24 **kindred subjects.**
- 25 8. **JUDICIARY, to consist of fifteen members.**
- 26 Elections and Election Privileges; Judiciary.
- 27 9. **TRANSPORTATION, to consist of fifteen members.**
- 28 Highways and Bridges; Railroads; Motor Vehicles; Air-
- 29 lines and Airports.
- 30 (((GROUP A-3
- 31 10. **GENERAL AFFAIRS**
- 32 Ways and Means; Public Printing; Trades and Professions;
- 33 Sports and Amusements; Matters not otherwise specified.

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- 1 11. **LABOR**
- 2 Workmen's Compensation; Unemployment Com-
- 2a **ensation; Labor**
- 3 **Laws and kindred subjects.**
- 4 12.))10. **NATURAL RESOURCES, to consist of fifteen**
- 4a **members.**
- 5 Game and Fish; Public Lands; Mines and Mining;
- 5a Gas and
- 6 Oil; Forestry.
- 7 ((13.))11. **SOCIAL WELFARE AND VETERANS' AFFAIRS,**
- 7a **to consist of**
- 8 **fifteen members.**
- 9 Public Welfare; Public Health, Public Safety;
- 10 Temperance; **National Guard and Militia; Adjutant**
- 10a **General;**
- 11 **Veterans' Matters; Soldiers' Home; Civil Defense;**
- 11a **and**
- 12 **related Military Matters.**
- 13 (((14. **VETERANS' AFFAIRS**
- 14 National Guard and Militia; Adjutant General;
- 14a **Veterans'**
- 15 **Matters; Soldiers' Home; Civil Defense; and related**
- 16 **Military Matters.**
- 17 Committees in Groups A-1, A-2, and A-3 are to
- 17a **consist**
- 18 **of nineteen members each.))**
- 19 **"PROCEDURAL COMMITTEES (NOT STAND-**

- 19a ING COMMITTEES)”
- 20 (((15.)))12. **DELAYED BILLS**, to consist of five members.
- 21 (((16.)))13. **EMPLOYMENT**, to consist of five members.
- 22 (((17.)))14. **ENROLLED AND ENGROSSED BILLS**, to consist
22a of five
23 members.
- 24 (((18. **MILEAGE AND PER DIEM**, to consist of three
24a members.
25 19.)))15. **REVISION AND CORRECTION OF JOURNAL**,
25a to consist of five
26 members.
- 27 (((20.)))16. **RULES**, to consist of (((twenty-two))) **nine** mem-
27a bers.
- 28 (((21.)))17. **LEGISLATIVE (((RESEARCH))) COUNCIL**
28a **RESOLUTIONS**
29 **COMMITTEE**, to consist of five members, one of
29a whom
30 may be a member of the Legislative (((Research
31 Committee))) **Council**.
- 32 In all cases a majority of the committee shall
33 constitute a quorum. The Committee Chairman or
33a such

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- 1 person who is duly appointed to act as Chairman
1a shall
2 (((insure))) **ensure** that minutes of each Committee
3 meeting be kept. Such minutes shall include the
3a names
4 of all Committee members present; **the time of**
4a **commence-**
5 **ment and adjournment of each meeting**; the bills or
6 resolutions discussed by number, and a short phrase
7 explaining what (((such))) **each** bill or resolution
7a relates
8 to; **and** the names of all persons and their addresses
8a who
9 appear in relation to any certain bill or resolution.
10 The minutes shall also include a record of recom-
10a mended
11 amendments to bills and resolutions, and the total
11a aye
12 and nay (((note))) vote of the Committee on all
12a bills
13 and resolutions referred out of the Committee.
13a Upon
14 final adjournment of the Legislative Session the
14a minutes
15 of all Committee meetings shall be delivered to the
16 Legislative (((Research Committee))) **Council** and re-
16a tained by (((such Committee))) **the Council** for a
17 period
17a of thirty days following such adjournment.
- 19 41. **LIMITATIONS ON COMMITTEE MEMBERSHIP**
20 (((No))) **Each** member shall (((be appointed to))) serve on
21 (((more than four))) **two** standing committees, **except the Speak-**
21a **er and**
22 **the Majority and Minority floor leaders who shall not serve on any**
23 **standing committee, and all members of the Appropriations Com-**
23a **mittee**
24 **who shall serve on no other standing committee.** (((No member
24a of the
25 house of representatives shall be appointed to more than one com-

26 mittee in each of the Groups A-1 and A-2. A member of the
 26a Committee
 27 on Appropriations shall not be appointed to any committee in
 27a Groups
 28 A-1 or A-2.))
 29 The Speaker and the Majority and Minority floor leaders
 30 ((shall not be appointed to any standing committees but))
 30a shall be
 31 permitted to participate in all standing committees but shall not
 31a be
 32 permitted to vote therein.

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1 42. MEETINGS OF COMMITTEE
 2 The Appropriations Committee shall meet on Monday, Tuesday,
 3 Wednesday, ((and)) Thursday, and Friday of each week from
 3a 9:00
 4 o'clock a.m. to 12:00 o'clock noon. The ((other committees))
 5 **Committees on Finance and Taxation, Judiciary, Industry, Busi-**
 5a **ness**
 6 **and Labor, Education, and State and Federal Government** ((of
 6a Group
 7 A-1)) shall meet on Monday, Tuesday, and ((Tuesday)) **Wed-**
 7a **nesday**
 8 of each week from 9:00 o'clock a.m. to 12:00 o'clock noon.
 8a ((Group
 9 A-2 committees)) **The Committees on Political Subdivisions,**
 9a **Social**
 10 **Welfare and Veterans' Affairs, Transportation, Agriculture, and**
 11 **Natural Resources** shall meet on ((Wednesday)) **Thursday** and
 12 ((Thursday)) **Friday** of each week from 9:00 o'clock a.m. to
 12a 12:00
 13 o'clock noon. ((Group A-3 committees shall meet on Friday of
 13a each
 14 week from 9:00 o'clock a.m. to 12:00 noon. Procedural commit-
 14a tees
 15 shall meet as necessity may require. All standing committees
 15a may
 16 meet at other times in addition to the time stated herein as circum-
 17 stances require.)) **Any committee may schedule Saturday**
 17a **morning**
 18 **meetings.**
 19 54. SECOND READING
 20 No bill ((, memorial, or resolution)) requiring the
 21 approval of the Governor ((or)), **no memorial, and no resolu-**
 21a **tion**
 22 **proposing** a change in the Constitution of the State of North
 22a Dakota,
 23 **or ratifying an amendment to the Constitution of the United**
 23a **States,**
 24 shall be ((committed)) **referred, except in the case of a bill or**
 25 **resolution which is pre-filed pursuant to Rule 29,** or amended
 26 until it shall have been read; nor shall any such bill, memorial,
 27 or resolution have its second reading and be put upon its final
 28 passage until at least one day after the same has been reported
 29 to the House by the Committee to which the same has been
 29a referred,
 30 provided that any such bill, memorial, or resolution may have its
 31 second reading, and be put upon its final passage on the day it
 32 was reported back when so ordered by two-thirds of the members
 33 of the House present.

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1 56. FINAL PASSAGE
 2 No bill shall become a law except by a vote of the

3 majority of the members-elect of each House, nor unless on its
 4 final passage the vote be taken by ayes and nays and the names of
 5 those voting be entered in the Journal; provided, however, that
 6 no measure enacted or approved by a vote of the electors shall
 7 be repealed or amended by the legislature, except by a two-thirds
 8 vote upon roll call of all members elected to each House. **Ratifica-**
 9 **tion of amendments to the Constitution of the United States shall**
 10 **be by concurrent resolution approved by a majority, upon roll**
 11 **call vote, of the members elected to each House.**

12 64. CLINCHER MOTION

13 A motion that any action taken by the House be reconsidered
 14 and that the motion to reconsider be laid upon the table, if
 15 carried, shall have the effect of preventing reconsideration
 16 except upon a two-thirds vote of the members-elect. **Such a**
 17 **motion shall be decided without debate.**

18 86. OFFICERS AND EMPLOYEE POSITIONS OF THE
 18a HOUSE OF REPRESENTA-

19 TIVES.) The following offices and employee positions shall be
 19a estab-

20 lished and the number, title, and manner of selection for each posi-
 21 tion shall be as hereinafter indicated or stated:

22	Title of	Number of
23	Position	Positions

24 Group A

25	Chief Clerk	1
26	Desk Reporter	1
27	Sergeant-at-Arms	1

28 Persons holding Group A positions shall be elected thereto by a
 29 majority of the members-elect and the vote shall be recorded in
 29a the
 30 Journal.

31 Group B

32	Assistant Chief Clerk	1
33	Assistant Desk Reporter	1
34	Bill Clerk	1

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1	Chief Stenographer and	
2	Payroll Clerk	1
3	Chief Committee Clerk	1
4	Calendar Clerk	1
5	((Enrolling and Engrossing Clerk	1)))
6	Chief Page	1

7 Persons holding Group B positions shall be appointed thereto by
 7a the

8 party having a majority of the members-elect acting by and

8a through

9 the Committee on Employment.

10 Group C

11	Secretary to the Speaker	1
12	Secretary to Majority Floor	
13	Leader	1
14	Secretary to Minority Floor	
15	Leader	1

16 The Speaker and the Majority and Minority Floor Leaders shall
 16a appoint

17 their respective Secretaries to such position, acting by and through
 18 the Committee on Employment.

19 Group D

20	Deputy Sergeant-at-Arms	1
21	Assistant Sergeant-at-Arms	4
22	Bill Room Clerks	2
23	Stenographers	6
24	Typists	3

25	Appropriations Committee Clerk	1
26	Committee Clerks	5
27	((Assistant Enrolling and	
28	Engrossing Clerk	1)))
29	Pages	5
30	((Postmaster	1)))
31	Chief Telephone Attendant	1
32	(Alternate selection by House	
33	and Senate.)	
34	Telephone Attendants	2
35	Bill Book Clerks	4.

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1	Information Desk Attendant	1
2	Journal Room Clerks	2
3	Parking Lot Attendant	1
4	Journal Proofreaders	2
5	Chief in Charge of Journal Room	
6	and Bill Room Clerks	1
7	(Alternate selection by House	
8	and Senate.)	
9	The employee positions of Group D shall be allocated to the	
9a	majority	
10	and minority parties in proportion to each party's percentage of	
11	the total number of the members-elect and each party shall	
11a	appoint	
12	the persons to the positions allocated to them, acting by and	
12a	through	
13	the Committee on Employment except, however, that in allocating	
13a	the	
14	positions of Stenographers and Typists the minority party shall be	
15	allocated not less than one of each of these positions. The	
15a	majority	
16	party shall have the first right to select those positions of this	
17	group until their allocation is filled. ((The Chief in charge of	
18	Journal Room and Bill Room Clerks shall be appointed alternate-	
18a	ly by	
19	the Senate and House of Representatives.))	
20	The powers, duties, and qualifications for each officer or	
21	employee shall be as ((specifically)) provided by law, these	
21a	rules,	
22	and ((as provided in)) the Legislative Handbook for North	
22a	Dakota	
23	Legislators and Employees for such positions.	

PROPOSED JOINT RULES CHANGES

1 It is moved that Joint Rule No. 20 of the Forty-second Legislative
2 be created, and Joint Rules Nos. 6 and 14 of the Forty-Second
3 Legislative Assembly be amended, to read as follows:
4 SECTION 1. AMENDMENT.) Joint Rules Nos. 6 and 14 are
4a hereby
5 amended to read as follows:
6 6. CONFERENCE COMMITTEES
7 In every case of a difference between the two Houses upon any
8 subject of legislation, if either House shall request a conference
8a and
9 appoint a committee for that purpose, the other House shall also
9a appoint
10 a committee ((, such committee)). **The committees so appoin-**
10a **ted** shall
11 meet at such hour and place as shall be agreed on by the ((Chair-
11a man))
12 **Chairmen**; and shall state to each other, verbally, or in writing, as
13 either may choose, the reasons of their respective Houses, and

13a confer
 14 freely thereon; and they shall be authorized to report, **in the man-**
 14a **ner**
 15 **set out below**, to their respective Houses such modifications as
 15a they
 16 think advisable. **The conference committee report shall first be**
 16a **sub-**
 17 **mitted to the House having possession of the bill over which the**
 17a **dif-**
 18 **ference has arisen, where it shall be acted upon and notice of such**
 19 **action transmitted to the other House. When the other House**
 19a **shall**
 20 **have also acted upon the report, it shall notify the House having**
 21 **possession of the bill, which House shall, if appropriate, proceed**
 22 **to take action on the bill and transmit it to the other House for**
 23 **appropriate action.**
 24 14. FISCAL NOTES.) All bills and resolutions introduced
 25 into either House of the Legislative Assembly having an effect of
 26 five thousand dollars or more on the revenues, expenditures, or
 27 fiscal liability of the state, except appropriation measures
 28 carrying specific dollar amounts, **and all resolutions calling for**
 29 **an interim study by the Legislative Council and having a fiscal**
 30 **impact of one thousand dollars or more**, shall have a fiscal note
 31 attached to such bill or resolution which shall be prepared as

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1 herein provided. The determination as to whether a fiscal note
 2 is required shall be made by the Legislative ((Research Com-
 2a mittee))
 3 **Council** for those bills or resolutions prepared by the staff of the
 4 Legislative ((Research Committee)) **Council**, or by the Chair-
 4a man of
 5 the committee to which a bill or resolution is referred for those
 6 bills or **resolutions** not prepared by the Legislative ((Research
 7 Committee)) **Council**, or not bearing a fiscal note. Bills or
 8 resolutions to which amendments have been made having a fiscal
 9 effect of five thousand dollars or more shall have a fiscal note
 10 attached upon request of the Chairman of the committee consider-
 10a ing
 11 the bill or resolution, or by request of the majority of the mem-
 11a bers
 12 of the House in which the bill is considered at the time of second
 13 reading. The Chairman of a committee may request the aid of the
 14 Legislative ((Research Committee)) **Council** in making a de-
 14a termination
 15 as to whether a bill or resolution requires a fiscal note.
 16 Fiscal notes shall be prepared by the state agency or depart-
 17 ment responsible for collecting or expending the revenues
 17a affected,
 18 or jointly by affected departments or agencies, at the request of
 19 the Legislative ((Research Committee)) **Council** or the Chair-
 19a man of
 20 the committee considering the bill or resolution. Requests for
 21 fiscal notes shall be in writing, addressed to the designated
 22 agency or department, and upon a proper request form and shall
 23 be accompanied by a reproduction of the bill or resolution having
 24 the fiscal effect. The Legislative ((Research Committee))
 24a **Council**
 25 shall prepare all necessary forms for the implementation of the
 26 fiscal note procedure. Each agency or department to whom a
 26a request
 27 for a fiscal note is made shall state in writing, upon a fiscal
 28 note form, the fiscal impact in dollar amounts of the bill or
 29 resolution being considered. If the agency or department of

30 whom a fiscal note is requested is unable to provide specific
 31 information upon the fiscal impact of the bill or resolution,
 32 it shall make an estimate of the impact according to such available
 33 information it may have or be able to obtain and shall state that

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1 the figures provided are an estimate. If such agency or depart-
 1a ment
 2 is not able to make an estimate it shall state such fact.
 3 All fiscal notes shall be prepared in triplicate and shall
 4 be returned to the Legislative ((Research Committee)) **Council**
 5 of the committee Chairman making such request, whichever the
 5a case
 6 may be, not later than five days from date of receipt of such
 7 request. One copy of the fiscal note shall be attached to the
 8 original bill or resolution, one copy shall be filed with the
 9 Bill Clerk of the House wherein the bill or resolution originated,
 10 and one copy shall be filed in the offices of the Legislative
 11 (((Research Committee))) **Council**. Any bill or resolution re-
 11a quiring
 12 a fiscal note shall be stamped or have written on its cover a
 13 notation to the effect that a fiscal note is required. Reports
 14 of committees shall include a notation that a specific bill or
 15 resolution carries a fiscal note. Upon second reading and final
 16 passage of all bills or resolutions carrying fiscal notes the
 17 Secretary of the Senate or the Clerk of the House, whichever the
 18 case may be, shall be required to read the fiscal note in its
 19 entirety at the time of reading the title of the bill or resolution
 20 to be voted upon.

21 SECTION 2.) Joint Rule No. 20 is hereby created to read as
 22 follows:

23 **20. PROCEDURE OF LEGISLATIVE COUNCIL RESOLU-**
 23a **TIONS COMMITTEES**

24 After the thirty-fifth legislative day, the Legislative Council
 25 Resolutions Committees of both Houses shall meet jointly at a
 25a time and
 26 place to be agreed upon by the Chairmen of the respective Com-
 26a mittees.

27 At such meeting, the Committees shall consider and report on all
 27a bills
 28 and resolutions which shall have been re-referred to them pur-
 28a suant to

29 Senate Rule 36 and House Rule 38. The Chairman and Director
 29a of the

31 to attend this meeting. The Chairmen of the Legislative Council
 31a Reso-

32 lutions Committees may call such additional joint meetings as
 32a may be

33 necessary.

Motion was seconded.

Rep. K. Johnson moved a substitute motion that the Temporary Rules of the 42nd Legislative Assembly be the rules of the 41st Legislative Assembly as amended by Rep. Streibel's motion with the addition of the following change:

PROPOSED HOUSE RULES CHANGES

1 It is moved that House Rules Nos. 40, 41, and 42 of the Forty-
 2 second Legislative Assembly be amended, to read as follows:
 3 SECTION 1. AMENDMENT.) House Rules Nos. 40, 41, and
 3a 42 are

4 hereby amended to read as follows:

5 **40. STANDING COMMITTEES**

6 Standing committees (((, classified in accordance with the
 7 usual amount of work and))) concerned with matters in the

7a fields

8 as indicated, shall be appointed as follows:

9

GROUP A

10

- 1. APPROPRIATIONS, to consist of nineteen members.

11

All bills calling for appropriations in excess of five hundred dollars.

12

13

GROUP A-1

14

- 2. EDUCATION, to consist of nineteen members.

15

Public Schools, Libraries, and Institutions of Higher Learning.

16

17

- 3. FINANCE AND TAXATION, to consist of nineteen members.

17a

18

Public Debt; Taxes and Tax Laws.

19

- 4. POLITICAL SUBDIVISIONS, to consist of nineteen members.

19a

20

Cities (((and Villages))); Counties; Townships; Park

21

Districts; Apportionment.

22

- 5. STATE AND FEDERAL GOVERNMENT, to consist of nineteen members.

22a

23

State and Federal Affairs; Board of Administration and Industrial Commission and institutions under their supervision; State Historical Society and State Parks; Immigration and Statistics.

24

25

26

27

28

GROUP A-2

29

- 6. AGRICULTURE, to consist of nineteen members.

30

Agriculture; Livestock; Drainage and Irrigation; Warehouse

31

and Grain Grading.

32

- 7. INDUSTRY AND BUSINESS, to consist of nineteen members.

32a

33

Banks and Banking; Corporations; Insurance; Matters per-

PAGE 2

1

taining to private business and industry.

2

- 8. JUDICIARY, to consist of nineteen members.

3

Elections and Election Privileges; Judiciary.

4

- 9. TRANSPORTATION, to consist of nineteen members.

4a

5

Highways and Bridges; Railroads; Motor Vehicles;

6

Airlines and Airports.

7

GROUP A-3

8

- ((10. GENERAL AFFAIRS

9

Ways and Means; Public Printing; Trades and

9a

10

Profes-

10a

11

sions; Sports and Amusements; Matters not other-

12

wise

13

- 11.))10. LABOR, to consist of nineteen members.

13a

14

Workmen's Compensation; Unemployment Compensa-

15

tion; Labor Laws and kindred subjects.

15a

16

- ((12.))11. NATURAL RESOURCES, to consist of nineteen members.

16a

17

Game and Fish; Public Lands; Mines and Mining;

18

Gas and Oil; Forestry.

18a

19

- ((13.))12. SOCIAL WELFARE, to consist of nineteen members.

19a

20

Public Welfare; Public Health; Public Safety;

21

Temperance.

21a

22

- ((14.))13. VETERANS' AFFAIRS, to consist of nineteen members.

22a

National Guard and Militia; Adjutant General;

22a

Veterans'

- 23 Matters; Soldiers' Home; Civil Defense; and related
 24 Military Matters.
 25 (((Committees in Groups A-1, A-2, and A-3 are to
 26 consist of nineteen members each.)))
 27 **PROCEDURAL COMMITTEES (NOT STAND-**
 27a **ING COMMITTEES)**
 28 ((15.))14. **DELAYED BILLS**, to consist of five members.
 29 ((16.))15. **EMPLOYMENT**, to consist of five members.
 30 ((17.))16. **ENROLLED AND ENGROSSED BILLS**, to con-
 30a sist of five
 31 members.
 32 ((18. **MILEAGE AND PER DIEM**, to consist of three
 32a members.
 33 19.))17. **REVISION AND CORRECTION OF JOURNAL**,
 33a to consist of
 34 five members.
 35 ((20.))18. **RULES**, to consist of nine members.

PAGE 3

- 1 ((21.))19. **LEGISLATIVE ((RESEARCH)) COUNCIL**
 1a **RESOLUTIONS**
 2 **COMMITTEE**, to consist of five members, one of
 2a whom
 3 may be a member of the Legislative ((Research
 4 Committee)) **Council**.
 5 In all cases a majority of the committee shall
 6 constitute a quorum. The Committee Chairman or
 6a such
 7 person who is duly appointed to act as Chairman
 7a shall
 8 (((insure))) **ensure** that minutes of each committee
 9 meeting be kept. Such minutes shall include the
 9a names
 10 of all committee members present; **the time of**
 10a **commence-**
 11 **ment and adjournment of each meeting**; the bills or
 12 resolutions discussed by number, and a short phrase
 13 explaining what ((such)) **each** bill or resolution
 14 relates to; **and** the names of all persons and their
 15 addresses who appear in relation to any certain bill
 16 or resolution. The minutes shall also include a
 17 record of recommended amendments to bills and
 17a resolu-
 18 tions, and the total aye and nay ((note)) vote of
 19 the committee on all bills and resolutions referred
 20 out of the committee. Upon final adjournment of
 20a the
 21 legislative session, the minutes of all committee
 22 meetings shall be delivered to the Legislative
 23 ((Research Committee)) **Council** and retained by
 24 ((such Committee)) **the Council** for a period of
 25 ((thirty days)) **not less than one year** following
 26 such adjournment.

PAGE 4

- 1 41. **LIMITATIONS ON COMMITTEE MEMBERSHIP**
 2 ((No)) **Each** member shall ((be appointed to)) serve on
 3 ((more than four)) **three** standing committees, **except the**
 3a **Speaker**
 4 **and the Majority and Minority Floor Leaders who shall not serve**
 5 **on any standing committee, and all members of the Appropriations**
 6 **Committee who shall serve on no other standing committee. No**
 6a **member**
 7 **of the House of Representatives shall be appointed to more than**

7a one
 8 committee in each of the Groups A-1 (((and))), A-2, or A-3.
 8a (((A
 9 member of the Committee on Appropriations shall not be
 9a appointed
 10 to any committee in Groups A-1 or A-2.)))
 11 The Speaker and the Majority and Minority Floor Leaders
 12 (((shall not be appointed to any standing committees but))) shall
 13 be permitted to participate in all standing committees but shall
 14 not be permitted to vote therein.
 15 42. MEETINGS OF COMMITTEE
 16 The Appropriations Committee shall meet on Monday, Tuesday,
 17 Wednesday, (((and))) Thursday, and Friday of each week from
 17a 9:00
 18 (((o'clock))) a.m. to 12:00 (((o'clock))) noon. The (((other
 19 committees))) **Committees on Finance and Taxation, Education,**
 20 **Political Subdivisions, and State and Federal Government of**
 20a **Group**
 21 A-1 shall meet on Monday and Tuesday of each week from 9:00
 22 (((o'clock))) a.m. to 12:00 (((o'clock))) noon. Group A-2
 23 **Committees on Transportation, Agriculture, Judiciary, and In-**
 23a **dustry**
 24 **and Business** shall meet on Wednesday and Thursday of each
 24a week from
 25 9:00 (((o'clock))) a.m. to 12:00 (((o'clock))) noon. Group A-3
 26 **Committees on Social Welfare, Natural Resources, Labor, and**
 26a **Veterans'**
 27 **Affairs** shall meet on Friday of each week from 9:00 (((o'clock)))
 28 a.m. to 12:00 noon. Procedural committees shall meet as necessity
 29 may require. All standing committees may meet at other times
 29a in
 30 addition to the time stated herein as circumstances require. **Any**
 31 **committee may schedule Saturday morning meetings.**

Rep. Johnson's motion was seconded.

Rep. Halcrow moved a substitute motion to the substitute motion which Speaker Bier declared out of order.

The substitute motion of Rep. K. Johnson was put to a vote, and the motion failed on a requested roll call vote.

ROLL CALL

The question being on the substitute motion of Rep. K. Johnson the roll was called and there were ayes, 35; nays, 60; absent and not voting, 3.

Those voting in the affirmative were:

Backes	Henry	McGauvran	Rolfsrud
Brekke	Hensrud	Moore	Rundle
DeGroot	Hickle	Murphy	Shablow
Eagles	Johnson, H.	Patrick	Thorsgard
Erickson, W.	Johnson, K.	Peterson, J.	Walsh
Ganser	Lang	Peterson, R.	Welder
Grant	Lee	Raile	Wilkie
Haugland	Livingston	Rice	Winge
Henning	Lundene	Rivinius	

Those voting in the negative were:

Anderson	Glaspey	Kingsbury	Opedahl
Atkinson	Gronneberg	Knudson	Raymond
Austin	Gunderson	Larson, G.	Reimers
Berg	Halcrow	Larson, L.	Rocheleau
Bier	Haman	Laughlin	Sandness
Boyum	Hausauer, A.	Linderman	Solberg
Bunker	Hausauer, R.	McGeehan	Stoltenow
Dick	Hentges	Mertens	Stone
Giffey			

Dornacker	Herman	Metzger	Streibel
Dotzenrod	Hildebrand	Meyer	Strinden
Erickson, K.	Hilleboe	Miedema	Tweten
Fleming	Hoffner	Miller, B.	Ulvedal
Gackle	Jacobson	Miller, E.	Wagner
Gengler	Jenkins	Mushik	Weber
Gerl	Kieffer	Olienyk	

Those absent and not voting:

Boustead	DeKrey	White
----------	--------	-------

Rep. Gackle moved a substitute motion to Rep. Streibel's motion, which he then withdrew.

Rep. Halcrow moved a substitute motion to adopt the Rules and Amendments as presented by Rep. Streibel with the exception of any change in the committee structure. Motion was seconded, which motion failed on a requested roll call vote.

ROLL CALL

The question being on a substitute motion to adopt the Rules and Amendments the roll was called and there were ayes, 38; nays 57; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Raile
Austin	Henning	Livingston	Rice
Backes	Henry	Lundene	Rivinius
Berg	Hensrud	McGauvran	Rundle
Brekke	Hickle	Metzger	Shablow
Eagles	Johnson, H.	Murphy	Walsh
Erickson, W.	Johnson, K.	Olienyk	Welder
Grant	Kingsbury	Patrick	Wilkie
Halcrow	Knudson	Peterson, R.	Winge
Haugland	Lang		

Those voting in the negative were:

Anderson	Glaspey	Larson, L.	Reimers
Bier	Gronneberg	Laughlin	Rocheleau
Boyum	Gunderson	Linderman	Rolfstrud
Bunker	Haman	McGeehan	Sandness
DeGroot	Hausauer, R.	Mertens	Solberg
Dick	Hentges	Meyer	Stoltenow
Dornacker	Herman	Miedema	Stone
Dotzenrod	Hildebrand	Miller, B.	Streibel
Erickson, K.	Hilleboe	Miller, E.	Strinden
Fleming	Hoffner	Moore	Thorsgard
Gackle	Jacobson	Mushik	Tweten
Ganser	Jenkins	Opedahl	Ulvedal
Gengler	Kieffer	Peterson, J.	Wagner
Gerl	Larson, G.	Raymond	Weber
Giffey			

Absent and not voting:

Boustead	DeKrey	White
----------	--------	-------

The question then was on Rep. Streibel's motion, which prevailed, and the Rules of the 41st Legislative Assembly with amendments were adopted.

Rep. Gackle moved that on page 13 of the Amendments to the House Rules, the triple parentheses be removed from line 5 which is shown as (((Enrolling and Engrossing Clerk 1))); and the triple parentheses be removed from lines 27 and 28 of the same page which is shown as (((Assistant Enrolling and Engrossing Clerk 1))), which motion prevailed.

Rep. Rundle moved the following amendments to the Amended House Rules:

In line 1 of page 8, delete the triple parentheses before the word "GROUP" and after the symbol "A-1"

In line 15 of page 8, delete the triple parentheses before the word "GROUP" and after the symbol "A-2"

In line 7 of page 9, delete the words "AND VETERANS' AFFAIRS"

In line 10 of page 9, delete the words "; National Guard and Militia; Adjutant General;"

Delete line 11 of page 9

In line 12 of page 9, delete the words "related Military Matters"

Following the period in line 12 of page 9, insert the following new subsection:

"12. VETERANS' AFFAIRS, to consist of not more than fifteen members. National Guard and Militia; Adjutant General; Veterans' Matters; Soldiers' Home; Civil Defense; and related Military Matters."

In line 20 of page 9, delete the numerals "12" and insert in lieu thereof the numerals "13"

In line 21 of page 9, delete the numerals "13" and insert in lieu thereof the numerals "14"

In line 22 of page 9, delete the numerals "14" and insert in lieu thereof the numerals "15"

In line 25 of page 9, delete the numerals "15" and insert in lieu thereof the numerals "16"

In line 27 of page 9, delete the numerals "16" and insert in lieu thereof the numerals "17"

In line 28 of page 9, delete the numerals "17" and insert in lieu thereof the numerals "18"

In line 24 of page 10, delete the triple parentheses preceding the word "No"

In line 26 of page 10, following the symbol "A-2" and before the period, insert the following: "**except that a member appointed to the Committee on Veterans' Affairs shall also be appointed to one committee in each of Groups A-1 and A-2**"

In line 26 of page 10, insert triple parentheses before the word "A"

In line 10 of page 11, delete the words "and Veterans' Affairs"

In line 17 of page 11, following the triple parentheses, insert the words "**The Committee on Veterans' Affairs shall meet at the call of the Chairman thereof.**"

And renumber the lines accordingly.

The motion was seconded, and the motion prevailed on a requested roll call vote.

ROLL CALL

The question being on the amendments to the Amended House Rules the roll was called and there were ayes, 55; nays, 40; absent and not voting, 3.

Those voting in the affirmative were:

Austin	Haugland	Kingsbury	Rice
Berg	Hausauer, A.	Knudson	Rivinius
Bier	Hausauer, R.	Larson, G.	Rocheleau
Boyum	Henning	Lee	Rundle
Brekke	Henry	Linderman	Shablow
DeGroot	Hensrud	Lundene	Stoltenow
Dotzenrod	Hentges	McGauvran	Stone
Erickson, K.	Hickle	Mertens	Streibel
Erickson, W.	Hildebrand	Meyer	Strinden
Ganser	Hilleboe	Miedema	Thorsgard
Glaspey	Hoffner	Murphy	Twetten
Grant	Jenkins	Olienyk	Ulvedal
Gunderson	Johnson, H.	Peterson, J.	Welder
Halcrow	Johnson, K.	Raile	

Those voting in the negative were:

Anderson	Gerl	Livingston	Raymond
Atkinson	Giffey	McGeehan	Reimers
Backes	Gronneberg	Metzger	Rolfstrud
Boustead	Haman	Miller, B.	Sandness
Bunker	Herman	Miller, E.	Solberg
Dornacker	Jacobson	Moore	Wagner
Eagles	Kieffer	Mushik	Walsh
Fleming	Lang	Opedahl	Weber
Gackle	Larson, L.	Patrick	Wilkie
Gengler	Laughlin	Peterson, R.	Winge

Absent and not voting:

DeKrey

Dick

White

Rep. Streibel moved that the Speaker appoint a permanent committee of three to act as the Committee on Arrangements for House Committee Rooms, which motion prevailed and the Speaker appointed as such committee Reps. Dornacker, Hilleboe, and Glaspey.

Rep. Streibel moved that the Speaker appoint a permanent committee of five to act as a Committee on Employment, which motion prevailed and the Speaker appointed as such committee Reps. Boustead, Gackle, LeRoy Larson, Lundene, and Shablow.

Rep. Streibel moved that the Speaker appoint a permanent committee of five to act as a Committee on Revision and Correction of the Journal, which motion prevailed, and the Speaker appointed as such Committee Reps. Stone, Lee, Rivinius, Linderman and Walsh.

Rep. Streibel moved that the Speaker appoint a permanent committee of nine to act as a Committee on House and Joint Rules, which motion prevailed. The Speaker appointed as such committee Reps. J. Peterson, Streibel, Strinden, Sandness, Wagner, Hoffner, Weber, Rolfstrud, and Fleming.

Rep. Streibel moved that the Speaker appoint a permanent committee of three to act as a Committee on Photography, which motion prevailed, and the Speaker appointed as such committee Reps. Herman, Gordon Larson and Laughlin.

Rep. Streibel moved that the House stand recessed until 9:30 a.m., December 9th, 1970, which motion prevailed and the House stood in recess.

ROY GILBREATH, Chief Clerk

SECOND DAY OF LEGISLATIVE ORGANIZATIONAL SESSION

Bismarck, December 9, 1970

The House reconvened at 9:30 o'clock a.m., December 9, 1970, pursuant to recess taken, with Speaker Bier presiding.

The roll was taken and there were 89 present, 9 absent as follows: Reps. Brekke, Gerl, Metzger, Rice, Rocheleau, Rundle, Stone, White and Wilkie.

A quorum was declared by Speaker Bier.

Rep. Streibel moved the House stand in recess to receive the Senate in Joint Session.

The joint session convened with Speaker Bier presiding over the following program:

- Rep. Wagner Education
- Senator G. Larson Industry and Business
- Rep. Hoffner Political Subdivisions
- Senator Sanstead State and Federal Institutions
- Senator Ringsak Judiciary
- Rep. Backes Finance and Taxation

Rep. Strinden moved that the Joint Session stand in recess until 10:45 a.m., which motion prevailed, and the Joint Session was recessed.

The Joint Session reconvened with Speaker Bier presiding, with the following committee reports presented:

- Senator Holand Educational Finance
- Senator Holand Government Administration
- Rep. Strinden Data Processing
- Senator Melland Legislative Procedure and Arrangements
- Rep. Reimers Budget
- Rep. Solberg Study Group "A"
- Senator Wenstrom Study Group "B"
- Senator Unruh Model Laws and Intergovernmental Cooperation

Rep. Streibel moved that the Joint Session stand in recess until 1:30 p.m., which motion prevailed.

The Joint Session reconvened at 1:30 p.m., with Speaker Bier presiding.

The agenda for Freshman Legislators was reviewed.

Rep. Streibel moved that the House recess until 9:00 a.m., December 10, 1970, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRD DAY OF LEGISLATIVE ORGANIZATIONAL SESSION

Bismarck, December 10, 1970

The House reconvened at 9:00 o'clock a.m., pursuant to recess taken with Speaker Bier presiding.

The roll was called and all were present except Reps. Atkinson, W. Erickson, Ganser, Giffey, Hilleboe, K. Johnson, Rivinius, Thorsgard and White.

A quorum was declared by the Speaker.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Procedural Committee appointed to recommend legislative rules has had the same under consideration and recommends: that the Temporary Rules of the Forty-second Legislative Assembly be adopted as the Permanent Rules of the Forty-second Legislative Assembly.

REP. J. PETERSON, Chairman

Rep. J. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel requested a roll call vote on the adoption of the rules, which request was granted.

ROLL CALL

The question being on the adoption of the permanent rules of the House, called and there were ayes, 78; nays, 10; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Raile
Austin	Halcrow	Laughlin	Raymond
Bier	Haman	Lee	Reimers
Boustead	Haugland	Linderman	Rice
Boyum	Hausauer, A.	Livingston	Rolfsrud
Brekke	Hausauer, R.	McGeehan	Rundle
Bunker	Henning	Mertens	Sandness
DeGroot	Hensrud	Metzger	Solberg
Dick	Hentges	Miedema	Stoltenow
Dornacker	Herman	Miller, B.	Stone
Dotzenrod	Hickle	Miller, E.	Streibel
Eagles	Hildebrand	Moore	Strinden
Erickson, K.	Hoffner	Murphy	Tweten
Fleming	Jacobson	Mushik	Ulvedal
Gackle	Jenkins	Olienyk	Wagner
Ganser	Johnson, H.	Opedahl	Walsh
Gengler	Kieffer	Patrick	Weber
Gerl	Knudson	Peterson, J.	Welder
Grant	Lang	Peterson, R.	Winge
Gronneberg	Larson, G.		

Those voting in the negative were:

Berg	Henry	McGauvran	Shablow
DeKrey	Kingsbury	Meyer	Wilkie
Glaspey	Lundene		

Absent and not voting:

Atkinson	Giffey	Rivinius	Thorsgard
Backes	Hilleboe	Rocheleau	White
Erickson, W.	Johnson, K.		

So the temporary rules were adopted as the permanent rules of the House.

RECOGNITION

Former House members Leonard Davis and Emil Schaffer were introduced.

Speaker Bier announced the House would stand at ease to receive the Senate in Joint Session, with Lt. Governor Larsen presiding.

State Budget Director Ralph Dewing gave a report, "Where Our Money Comes From and Where It Goes," and a specific report in regard to anticipated income and budget for 1971-1973 biennium.

Budget Analyst Dale Moug discussed the college budget items as presented by Mr. Dewing.

A fifteen minute recess was taken with Lt. Governor Larsen presiding, who relinquished the chair to Speaker Bier.

The order of the program was then as follows:

Lt. Governor Larsen.....	Legal Audit and Fiscal Review
Senator Forkner	Transportation
Rep. Solberg	Ellendale Branch — UND
Rep. Giffey	Capitol Grounds and Planning Commission

Rep. Streibel moved that the House stand recessed until 1:30 p.m., which motion prevailed.

The House reconvened at 1:30 p.m., with Speaker Bier presiding.

Rep. Streibel moved that the Speaker appoint a committee to be known as a committee to arrange a joint session for the inauguration of state officials to meet with a like committee from the Senate, which motion prevailed, and Speaker Bier appointed to serve on such committee Reps. Olienyk, Hildebrand and K. Erickson.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Procedural Committee appointed to provide House Employees submits the following names for the positions specified below:

Bill Clerk	Delano Wawers, Fairmount
Secretary to Majority Floor Leader.....	Mavis Patchen, Bismarck
Secretary to Speaker	Dorothy Litchfield, Bismarck
Chief Page	Clara Wendt, Bismarck
Assistant Chief Clerk	E. A. Tough, Strasburg

REP. CARL H. BOUSTEAD, Chairman

Rep. Boustead moved that the report be adopted.

ROLL CALL

The question being on the motion of Rep. Boustead, roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Halcrow	Larson, L.	Raymond
Austin	Haman	Laughlin	Reimers
Backes	Haugland	Lee	Rice
Berg	Hausauer, A.	Linderman	Rivinius
Bier	Hausauer, R.	Livingston	Rocheleau
Boustead	Henning	Lundene	Rolfsrud
Brekke	Henry	McGauvran	Rundle
Bunker	Hensrud	McGeehan	Sandness
DeGroot	Hentges	Mertens	Shablow
DeKrey	Herman	Metzger	Solberg
Dick	Hickle	Meyer	Stoltenow

Dornacker	Gunderson	Larson, G.	Raile
Dotzenrod	Hildebrand	Miedema	Stone
Eagles	Hoffner	Miller, B.	Streibel
Erickson, K.	Jacobson	Miller, E.	Tweten
Erickson, W.	Jenkins	Moore	Ulvedal
Fleming	Johnson, H.	Murphy	Wagner
Ganser	Johnson, K.	Mushik	Walsh
Gengler	Kieffer	Olienyk	Weber
Glaspey	Kingsbury	Opedahl	Welder
Grant	Knudson	Patrick	Willkie
Gronneberg	Lang	Peterson, R.	Winge
Absent and not voting:			
Atkinson	Gerl	Peterson, J.	Thorsgard
Boyum	Giffey	Strinden	White
Gackle	Hilleboe		

And the report was adopted.

Speaker Bier then administered the oath of office to the above named employees.

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Select Committee appointed to arrange for Committee Rooms has met and wishes to recommend to the Director of Institutions that the office of the Motor Vehicle Registrar be moved to the State Office Building to provide two additional committee rooms, one of which is for the House Appropriations Committee, plus space for clerical and stenographic employees for the Forty-second Legislative Assembly. The Committee recommends the following schedule:

Committee	Meeting Days	Room
Appropriations.....	MTWThF.....	Large Hearing Room (until Motor Vehicle space available)
Industry and Business.....	MTW.....	G — 5 & 6
Social Welfare.....	ThF.....	G — 5 & 6
Education.....	MTW.....	Blue Room
Natural Resources.....	ThF.....	Blue Room
Finance and Taxation.....	MTW.....	G — 1
Transportation.....	ThF.....	G — 1
Judiciary.....	MTW.....	East House Balcony
Political Subdivisions.....	ThF.....	East House Balcony
State and Federal Government.....	MTW.....	West House Balcony
Agriculture.....	ThF.....	West House Balcony
House Committee Clerks.....		Room G — 7
House Stenographers.....		Motor Vehicle north of large hearing room

The Committee further recommends that during the interim the Director of Institutions shall use space formerly used by the Motor Vehicle Registrar on the south side only as temporary offices.

REP. E. N. DORNACKER, Chairman

Rep. Dornacker moved the report be adopted, which motion prevailed.

And the report was adopted.

Speaker Bier then announced the following committee appointments:

AGRICULTURE COMMITTEE

42nd Legislative Assembly

Johnson, Karnes, Chairman

Hickle, Ralph, Vice Chairman

Rivinius, Albert L.
 Knudson, Kenneth
 Gunderson, Oben, Jr.
 Hausauer, Alvin
 Murphy, Jack
 Raile, J. L.
 Erickson, William A.
 Meyer, Carl A.
 Dotzenrod, Ralph
 Gronneberg, Arnold
 Haman, Virgil
 Livingston, Norman
 Rocheleau, Richard

APPROPRIATIONS COMMITTEE

42nd Legislative Assembly

Reimers, Robert F., Chairman
 Wagner, Vernon E., Vice Chairman
 Halcrow, Don
 Tweten, Kenneth
 Olienyk, Mike
 Jenkins, Clark J.
 Peterson, James A.
 Kingsbury, Harley R.
 Henning, Glenn
 Miedema, Ernest J.
 Thorsgard, Enoch
 Hausauer, Roy
 Solberg, Oscar
 Rolfsrud, Halvor
 Opedahl, Olaf
 Linderman, Dale
 Anderson, Herbert
 Johnson, Howard
 Mertens, Charles
 Miller, Bert

DELAYED BILLS COMMITTEE

42nd Legislative Assembly

Streibel, Bryce, Chairman
 Strinden, Earl S., Vice Chairman
 Reimers, Robert F.
 Hoffner, S. F.
 Weber, Francis E.

EDUCATION COMMITTEE

42nd Legislative Assembly

Knudson, Kenneth, Chairman
 Peterson, Robert W., Vice Chairman
 Eagles, Aloha
 Larson, Gordon
 Stoltenow, Earl
 Hausauer, Alvin
 Hildebrand, Dean
 Raymond, Arthur
 Rice, Leonard
 Giffey, Donald
 Fleming, Charles
 Haman, Virgil
 Jacobson, Irvan
 Miller, Eldor
 Mushik, Mrs. Corliss

FINANCE AND TAXATION COMMITTEE
42nd Legislative Assembly

Dornacker, Eldred N., Chairman
Gackle, William, Vice Chairman
Welder, Joe
Boustead, Carl H.
Johnson, Karnes
Boyum, Arne
DeKrey, William
Larson, LeRoy M.
Ulvedal, A. L.
Wilkie, Gerhart
Backes, Richard J.
Winge, Ralph M.
Weber, Francis E.
Shablow, Frank
Laughlin, Bruce

INDUSTRY, BUSINESS AND LABOR COMMITTEE
42nd Legislative Assembly

Bunker, A. G., Chairman
Sandness, Claire A., Vice Chairman
Haugland, Brynhild
Lang, Theodore A.
Metzger, Edward
Strinden, Earl S.
Herman, Charles A.
White, Carl A.
Brekke, Duane
Gengler, John F.
Grant, Robert E.
DeGroot, Allwin
Gerl, James
Henry, Howard
Livingston, Norman

JUDICIARY COMMITTEE
42nd Legislative Assembly

Atkinson, Myron, Chairman
Stone, Mrs. J. Lloyd, Vice Chairman
Dick, Lawrence
Austin, Milon
Rundle, Earl
Moore, Donald
Murphy, Jack
Raile, J. L.
Lundene, Henry
Dotzenrod, Ralph
Gronneberg, Arnold
Kieffer, James
McGauvran, John
Rocheleau, Richard
Walsh, Jerome

LEGISLATIVE COUNCIL RESOLUTIONS COMMITTEE
42nd Legislative Assembly

Peterson, Robert, Chairman
Sandness, Claire A., Vice Chairman
Hentges, Richard A.
Solberg, Oscar
Backes, Richard J.

NATURAL RESOURCES COMMITTEE
42nd Legislative Assembly

Dick, Lawrence, Chairman
Ganser, Henry, Vice Chairman

Hilleboe, Peter S.
 DeKrey, William
 Metzger, Edward
 Stoltenow, Earl
 Hentges, Richard A.
 Moore, Donald
 Ulvedahl, A. L.
 Glaspey, M. E.
 Winge, Ralph M.
 Shablou, Frank
 Weber, Francis E.
 Henry, Howard
 Walsh, Jerome

POLITICAL SUBDIVISIONS COMMITTEE

42nd Legislative Assembly
 Rundle, Earl, Chairman
 Lang, Theodore A., Vice Chairman
 Austin, Milon
 Bunker, A. G.
 Stone, Mrs. J. Lloyd
 Strinden, Earl S.
 White, Carl A.
 Brekke, Duane
 Hildebrand, Dean
 Backes, Richard J.
 Fleming, Charles
 Gerl, James
 Jacobson, Irven
 McGeehan, Jack
 Miller, Eldor

SOCIAL WELFARE COMMITTEE

42nd Legislative Assembly
 Haugland, Brynhild, Chairman
 Eagles, Aloha, Vice Chairman
 Dornacker, Eldred N.
 Larson, Gordon
 Peterson, Robert
 Sandness, Claire A.
 Atkinson, Myron
 Lee, Mrs. Fern
 Raymond, Arthur
 Wilkie, Gerhart
 Lundene, Henry
 Kieffer, James
 Laughlin, Bruce
 Mushik, Mrs. Corliss
 Patrick, Paul

STATE AND FEDERAL COMMITTEE

42nd Legislative Assembly
 Hilleboe, Peter S., Chairman
 Rivinius, Albert L., Vice Chairman
 Ganser, Henry
 Hickle, Ralph
 Hensrud, I. O.
 Berg, Odell
 Hentges, Richard A.
 Lee, Mrs. Fern
 Gunderson, Oben, Jr.
 Glaspey, M. E.
 Erickson, William A.
 Meyer, Carl A.
 Erickson, Kenneth
 McGeehan, Jack
 Patrick, Paul

TRANSPORTATION COMMITTEE
42nd Legislative Assembly

Boustead, Carl H., Chairman
Hensrud, I. O., Vice Chairman
Welder, Joe
Gackle, William
Boyum, Arne
Berg, Odell
Herman, Charles A.
Larson, LeRoy M.
Rice, Leonard
Giffey, Donald
Gengler, John F.
Erickson, Kenneth
Grant, Robert E.
DeGroot, Allwin
McGauvran, John

VETERAN MILITARY AFFAIRS COMMITTEE
42nd Legislative Assembly

Olienyk, Mike, Chairman
Welder, Joe, Vice Chairman
Rundle, Earl
Knudson, Kenneth
Berg, Odell
Hentges, Richard A.
Hildebrand, Dean
Rice, Leonard
Ulvedahl, A. L.
Backes, Richard J.
Erickson, Kenneth
Grant, Robert E.
Fleming, Charles
Henry, Howard
Rocheleau, Richard

Rep. Streibel moved that the absent members be excused for the Legislative Organizational Session, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

"Buy North Dakota Products"

Journal of the House



Forty-second Legislative Assembly

FIRST DAY

Bismarck, January 5, 1971

At the hour of twelve o'clock noon of the fifth day of January, 1971, according to the Constitution of the State of North Dakota, the North Dakota House of Representatives convened in its regular session, Speaker Howard Bier presiding.

Prayer was offered by Richard Husfloen, Assistant to District President, American Lutheran Church of Western North Dakota.

Roll was called and all members were present except Reps. Dornacker, Halcrow, Haman, Haugland, L. Hausauer, Hickie, K. Johnson, McGeehan, Olienyk and Welder.

A quorum was declared by the Speaker.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Organizational and Orientation Session and recommends that the same be corrected as follows:

Page 46, Line 15, delete "Maug" and substitute "Moug" in lieu thereof.

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed.

FIRST READING OF HOUSE RESOLUTION

House Resolution No. 2: A Resolution urging a study of the feasibility of the development of the James River to provide river navigation to points in North Dakota and South Dakota.

Was read the first time.

Rep. Streibel moved that the rules be suspended, that House Resolution No. 2 be not referred to committee, not printed as a bill but printed in the journal, and placed on second reading and final passage, which motion prevailed.

PAGE 1

HOUSE RESOLUTION No. 2

Introduced by Representative Reimers

1 A resolution urging a study of the feasibility of the development
2 of the James River to provide river navigation to points in
4 North Dakota and South Dakota.

4
5 WHEREAS, the James River will be utilized to convey water
6 that will be diverted from the Missouri River by the Garrison
7 Diversion Unit to various areas in southern North Dakota for
8 irrigation and other purposes; and

9 WHEREAS, the utilization of the James River for the
10 Garrison Diversion Unit will require substantial improvement
11 of that river to accommodate the additional flows that will

12 accrue thereto both in North Dakota and South Dakota; and
 13 WHEREAS, the lower freight costs which would be possible
 14 as the result of the development of the James River would
 15 stimulate the economic and industrial development of the areas
 16 which would be served; and
 17 WHEREAS, the Board of Directors of the Garrison Diversion
 18 Conservancy District has gone on record in favor of a study
 19 of the feasibility of providing waterborne transportation on
 20 the James River;
 21 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE
 22a OF REPRE-
 22 SENTATIVES OF THE STATE OF NORTH DAKOTA:
 23 That the United States Secretary of the Interior and the
 24 Chief of the Army Corps of Engineers are urged and requested

PAGE 2

1 to initiate such action as may be necessary for a study of the
 2 feasibility and the potential benefits of the development of
 3 the James River as a waterway to provide river navigation to
 4 points in North Dakota and South Dakota; and
 5 BE IT FURTHER RESOLVED, that copies of this resolution
 5a be
 6 forwarded by the Secretary of State to the United States
 7 Secretary of the Interior, the Chief of the Army Corps of
 8 Engineers, and to each member of the North Dakota Congress-
 8a sional
 9 Delegation.

SECOND READING OF HOUSE RESOLUTION

House Resolution No. 2. A Resolution urging a study of the feasibility of the development of the James River to provide river navigation to points in North Dakota and South Dakota.

Was read the second time.

Rep. Streibel moved the adoption of House Resolution No. 2 which motion prevailed on a voice vote.

FIRST READING OF HOUSE RESOLUTION

House Resolution No. 3. A Resolution awarding Governor William L. Guy the North Dakota National Leadership Award of Excellence.

Was read the first time.

Rep. Streibel moved that the rules be suspended, that House Resolution No. 3 be not referred to committee, not be printed as a bill but be printed in the journal, and placed on second reading and final passage, which motion prevailed.

PAGE 1

HOUSE RESOLUTION No. 3

Introduced by Representatives Streibel and Hoffner

1 A resolution awarding Governor William L. Guy the North
 2 Dakota National Leadership Award of Excellence.
 3

4 WHEREAS, North Dakota has less than one-half of one
 5 percent of the Nation's population and yet has over the
 6 years provided a number of men and women who have served in
 7 positions of national leadership and prominence; and

8 WHEREAS, to make our State's citizens and others aware
 9 of the contributions of these distinguished North Dakotans on
 10 the national scene, and to honor and pay suitable tribute to
 11 these leaders, Governor William L. Guy established the North
 12 Dakota National Leadership Award of Excellence; and

13 WHEREAS, the award consists of a certificate suitable
 14 for framing, and the presidential rocking chair, a symbol of
 15 national leadership and an identical replica purchased from
 16 the furniture manufacturing company that made the original

16a two
 17 rocking chairs used by President John F. Kennedy in the White
 18 House; and
 19 WHEREAS, eleven such awards have been made by the
 20 Governor to date, to: Brooks Keogh, Keene, President,
 21 American National Cattlemen's Association, 1964-66; Raymond
 22 C. Dobson, Minot, Grand Exalted Ruler, National Benevolent
 23 and Protective Order of Elks, 1966-67; Francis J. Beaton,
 24 Fargo, National Commander, Disabled American Veterans,
 24a 1967-68;

PAGE 2

1 Mrs. Elizabeth Bodine, Velva, United States Mother of the
 2 Year, 1968; John E. Davis, Bismarck, National Commander,
 3 American Legion, 1966-67; M. F. Peterson, Bismarck, President,
 4 Council of Chief State School Officials, 1967-68; Dr. Leonard
 5 W. Larson, Bismarck, President, American Medical Association,
 6 1961-62; Mrs. James (Amelia) Morris, Bismarck, National
 7 President, American Legion Auxiliary, 1938-39; Ben Meier,
 8 Bismarck, President, National Association of Secretaries of
 9 State, 1966-67; Larry Iverson, Valley City, President, National
 10 Association of County Agricultural Agents, 1970-71; and Edwin
 11 C. Becker, Bismarck, Chairman, Council of State Governments,
 12 1969-70; and

13 WHEREAS, Governor William L. Guy served as Chairman
 14 of the National Governors Conference during 1966-67, a
 15 position of national leadership that brought great honor and
 16 distinction to North Dakota;

17 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
 18 REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

19 That the House of Representatives takes great pleasure
 20 in bestowing upon Governor William L. Guy the North Dakota
 21 National Leadership Award of Excellence for his services
 22 to our State and Nation; and

23 BE IT FURTHER RESOLVED, that the Secretary of State
 24 deliver an enrolled copy of this resolution to Governor
 25 William L. Guy.

SECOND READING OF HOUSE RESOLUTION

House Resolution No. 3. A Resolution awarding Governor William L. Guy the North Dakota National Leadership Award of Excellence.

Was read the second time.

Rep. Streibel moved the adoption of House Resolution No. 3, which motion prevailed on a voice vote.

Rep. Streibel moved that the House be on the Ninth Order of business and at the conclusion of the Ninth Order the House stand recessed until 2:30 p.m., which motion prevailed.

FIRST READING OF HOUSE BILLS AND RESOLUTIONS

The Committee on Appropriations introduced:

House Bill No. 1001. A Bill for an Act making an appropriation for the general operation, maintenance and plant improvements of the state institutions of higher learning of the state of North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 1002. A Bill for an Act making an appropriation for the general operation, maintenance and improvements of the extension division and experiment stations of North Dakota state university of agriculture and applied science.

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

The Committee on Appropriations introduced:

House Bill No. 1003. A Bill for an Act making an appropriation out of the state highway fund in the state treasury for the operation and maintenance of the highway patrol and the law enforcement training center.

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

The Committee on Appropriations introduced:

House Bill No. 1004. A Bill for an Act making an appropriation to the state historical board for salary, clerkhire and miscellaneous expenses and the maintenance of the state historical board.

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

The Committee on Appropriations introduced:

House Bill No. 1005. A Bill for an Act making an appropriation to the North Dakota park service for administration, operation, maintenance and development of state parks.

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

The Committee on Appropriations introduced:

House Bill No. 1006. A Bill for an Act making an appropriation for the use of the North Dakota business and industrial development commission.

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

The Committee on Appropriations introduced:

House Bill No. 1007. A Bill for an Act making an appropriation to the unemployment compensation division for the purpose of administering the provisions of Chapters 52-09 and 52-10 of the North Dakota Century Code.

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

The Committee on Appropriations introduced:

House Bill No. 1008. A Bill for an Act making an appropriation to the livestock sanitary board to pay the operating and maintenance expenses.

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

The Committee on Appropriations introduced:

House Bill No. 1009. A Bill for an Act providing an appropriation for paying the expenses of the commissioner of veterans' affairs and the veterans' aid commission.

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

The Committee on Appropriations introduced:

House Bill No. 1010. A Bill for an Act making an appropriation for the maintenance and operation of the North Dakota soldiers' home at Lisbon.

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

The Committee on Appropriations introduced:

House Bill No. 1011. A Bill for an Act making an appropriation for the maintenance and operation of the public welfare board and welfare programs administered by the public welfare board.

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

The Committee on Appropriations introduced:

House Bill No. 1012. A Bill for an Act making an appropriation to continue the operation of North Dakota civil defense as provided for by Chapter 37-17 of the North Dakota Century Code.

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

The Committee on Appropriations introduced:

House Bill No. 1013. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the department of the register of motor vehicles.

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

The Committee on Appropriations introduced:

House Bill No. 1014. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the state highway department and to authorize expenditures for highway project construction costs.

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

The Committee on Appropriations introduced:

House Bill No. 1015. A Bill for an Act making an appropriation for the purpose of paying salaries and miscellaneous expenses of the workmen's compensation bureau.

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

The Committee on Appropriations introduced:

House Bill No. 1016. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the game and fish department.

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

The Committee on Appropriations introduced:

House Bill No. 1017. A Bill for an Act making an appropriation for the purpose of operating and maintaining the teachers' insurance and retirement fund.

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

The Committee on Appropriations introduced:

House Bill No. 1018. A Bill for an Act making an appropriation to provide for nurse preparation scholarships for qualified residents of North Dakota according to chapter 43-12 of the North Dakota Century Code.

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

The Committee on Appropriations introduced:

House Bill No. 1019. A Bill for an Act making an appropriation for the operation, maintenance and miscellaneous expenses of the Poultry Improvement Board.

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

The Committee on Appropriations introduced:

House Bill No. 1020. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the bank of North Dakota and of the Judge A. M. Christianson Project.

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

The Committee on Appropriations introduced:

House Bill No. 1021. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the North Dakota mill and elevator association.

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

The Committee on Appropriations introduced:

House Bill No. 1022. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the state wheat commission.

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

The Committee on Appropriations introduced:

House Bill No. 1023. A Bill for an Act making an appropriation to the state water conservation commission for general administrative expenses, maintenance and construction of dams; planning, surveying and construction expenses of multiple purpose water projects; and organizing water conservation and irrigation districts.

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

The Committee on Appropriations introduced:

House Bill No. 1024. A Bill for an Act making an appropriation for the operating and maintenance expenses of the public health department.

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

The Committee on Appropriations introduced:

House Bill No. 1025. A Bill for an Act making an appropriation to the capitol grounds planning commission out of the general fund for the purposes of defraying the expenses of the commission.

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

The Committee on Appropriations introduced:

House Bill No. 1026. A Bill for an Act making an appropriation for the purpose of administering the provisions of Chapter 12-61 of the North Dakota Century Code.

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

The Committee on Appropriations introduced:

House Bill No. 1027. A Bill for an Act making an appropriation for salaries and expenses of the governor's council on human resources.

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

The Committee on Appropriations introduced:

House Bill No. 1028. A Bill for an Act making an appropriation to the North Dakota state fair association.

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

The Committee on Appropriations introduced:

House Bill No. 1029. A Bill for an Act making an appropriation to meet the extraordinary expenses of law enforcement arising by reason of the location of Indian reservations.

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

The Committee on Appropriations introduced:

House Bill No. 1030. A Bill for an Act making an appropriation to the department of public instruction for the purpose of defraying the expenses of public schools.

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

The Committee on Appropriations introduced:

House Bill No. 1031. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the services of the state-wide communications fund in the office of the director of institutions.

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

The Committee on Appropriations introduced:

House Bill No. 1032. A Bill for an Act making an appropriation for the use of the state planning agency.

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

The Committee on Appropriations introduced:

House Bill No. 1033. A Bill for an Act making an appropriation for salaries and expenses of the constitutional convention and declaring an emergency.

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

The Committee on Appropriations introduced:

House Bill No. 1034. A Bill for an Act making an appropriation for paying the salaries and other expenses of the state potato council.

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

The Committee on Appropriations introduced:

House Bill No. 1035. A Bill for an Act to provide payment of expenses to certain elected state officers, and making an appropriation.

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

The Committee on Appropriations introduced:

House Bill No. 1036. A Bill for an Act making an appropriation to the director of institutions for the purpose capitol ground improvements.

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

Rep. Hentges introduced:

House Bill No. 1037. A Bill for an Act to amend and reenact subsection 2 of section 16-03-02 and section 16-04-04 of the North Dakota Century Code, relating to the signatures required on a petition for nomination of a candidate of less than statewide district and candidates for county and legislative districts for placement of their names on the primary election ballot; and to repeal section 16-16-28 of the North Dakota Century Code, relating to referring a portion of the election code to the electorate for adoption or rejection.

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

Reps. Reimers and Tweten introduced:

House Bill No. 1038. A Bill for an Act to repeal sections 48-05-02 and 48-05-04 of the North Dakota Century Code, relating to the use of native fuel by public institutions.

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

Reps. K. Johnson, J. Peterson, Reimers, Solberg and Tweten introduced:

House Bill No. 1039. A Bill for an Act to amend and reenact Section 4-09-08 of the North Dakota Century Code, relating to the ex-

amination, analysis, and testing of seed samples by the seed department.

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

Reps. K. Johnson, J. Peterson, Reimers, Solberg and Tweten

House Bill No. 1040. A Bill for an Act to amend and reenact section 36-09-14 of the North Dakota Century Code, relating to the issuance of brand books by the commissioner of agriculture.

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

Reps. K. Johnson, J. Peterson, Reimers, Solberg and Tweten introduced:

House Bill No. 1041. A Bill for an Act to amend and reenact section 4-30-12 of the North Dakota Century Code, relating to the increase in the license fee for all milk and cream testers licensed by the department of agriculture, and providing a penalty.

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

Reps. K. Johnson, J. Peterson, Reimers, Solberg and Tweten introduced:

House Bill No. 1042. A Bill for an Act to create and enact sections 15-55-20 and 15-55-21 of the North Dakota Century Code, relating to the maintaining of financial records and expenses of revenue producing buildings or other revenue producing campus improvements.

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

Reps. Bunker and Strinden introduced:

House Bill No. 1043. A Bill for an Act to provide for a central microfilm unit in the office of the secretary of state; to provide for the transfer of certain microfilm equipment to the secretary of state; and providing an appropriation.

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

Reps. Bunker and Strinden introduced:

House Bill No. 1044. A Bill for an Act to create and enact subsection 5 of section 54-46-04 and section 54-46-14 of the North Dakota Century Code, relating to records management and to provide for the review of requests for office space or additional files; to amend and reenact section 54-46-08 of the North Dakota Century Code, to provide for the services of an archivist prior to the disposal of records and to provide that no records shall be destroyed within the first six years from the date of filing of any record which might be evidence in an action; and to repeal section 46-04-20 of the North Dakota Century Code, relating to destruction of public records.

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

Reps. Bier, Knudson, G. Larson, R. Peterson, Stoltenow, Stone and Wagner introduced:

House Bill No. 1045. A Bill for an Act to create and enact sections 15-19-08, 15-38-04.1, and 15-47-02.1, and chapters 15-20.1, 15-34.1, 15-34.2, 15-40.1, 15-40.2, and 15-53.1 of the North Dakota Century Code, relating to high school correspondence work, school holidays, discontinuance of schools, vocational education and vocational rehabilitation, compulsory attendance, transportation, state school aid, transfer of students and nonresident tuition, reorganization, annexation, and involuntary dissolution; to amend and reenact sections 12-10-06, 15-22-09, 15-28-01, and 15-28-02, subsection 1, 2, 3, and 14 of section 15-29-08, sections 15-41-06, 15-47-21, 15-47-27, 15-47-33, and 15-49-02, subsection 3 of section 57-15-14, sections 57-15-24, 57-16-04,

57-55-03, 57-55-04, and 16-01-15 of the North Dakota Century Code, relating to personal interest in contracts by public officers, duties of county superintendents, school board elections, powers and duties of school boards, equalization of assets and liabilities among school districts, time for renewal of teachers' contracts, high school course requirements, length of school term, personal interest in school district contracts, tax levy limitations in school districts, county mill levy for schools, mobile home taxation, and voting on certain questions; and to repeal sections 15-22-21, 15-22-22, 15-38-04, 15-41-18, 15-41-19, 15-47-19, and 15-47-20, and chapters 15-20, 15-27, 15-34, 15-40 and 15-53 of the North Dakota Century Code, relating to vocational education and vocational rehabilitation, organization and dissolution of public school districts, compulsory attendance, transportation, state school aid, reorganization, annexation, dissolution of school districts, notice of hearing on dissolution, school holidays, admission of nonresident high school students and tuition fees, equalization of indebtedness by arbitration, and levy by board of arbitration.

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

Reps. Bier, Knudson, G. Larson, R. Peterson, Stoltenow and Wagner introduced:

House Bill No. 1046. A Bill for an Act to amend and reenact section 15-34.2-17 of the North Dakota Century Code, as contained in section 6 of House Bill No. 1045, relating to release time for religious instruction.

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

Reps. Bier, Knudson, G. Larson, R. Peterson, Stone and Wagner introduced:

House Bill No. 1047. A Bill for an Act to amend and reenact section 15-52-03 of the North Dakota Century Code, relating to the medical advisory council.

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

Reps. Bier, Knudson, G. Larson, R. Peterson, Stoltenow, Stone and Wagner introduced:

House Bill No. 1048. A Bill for an Act to amend and reenact sections 57-16-03 and 57-16-06 of the North Dakota Century Code, relating to the requirements for notice and the form of ballots for excess mill levy elections.

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

Reps. Backes, Dornacker, Gackle, L. Larson and Weber introduced:

House Bill No. 1049. A Bill for an Act to create and enact section 57-38-40.1 of the North Dakota Century Code, to provide for a reserve for income tax refunds.

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

Reps. Backes, Dornacker, Gackle, L. Larson and Weber introduced:

House Bill No. 1050. A Bill for an Act to amend and reenact section 11-10.1-06 of the North Dakota Century Code, relating to the duties of county directors of tax equalization in obtaining agricultural statistics; to repeal sections 4-01-01, 4-01-02, 4-01-03, 4-01-06, 4-01-07, 4-01-10, 4-01-11, 4-01-12, 4-01-13, and 4-01-14 of the North Dakota Century Code, relating to the collection of agricultural statistics by assessors, the furnishing of such statistics by county auditors, and the duties of the commissioner of agriculture in his capacity as state statistician; and declaring an emergency.

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

Reps. Backes, Dornacker, Gackle, L. Larson and Weber introduced:

House Bill No. 1051. A Bill for an Act to repeal subsection 3 of section 57-39.2-04 of the North Dakota Century Code, relating to the exemption from the sales tax of agricultural products when sold in exchange for like agricultural products produced by the purchaser and is for the purchaser and his family.

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

Reps. Backes, L. Larson and Weber introduced:

House Bill No. 1052. A Bill for an Act to amend and reenact subsections 2 and 6 of section 57-39.2-01, and subsections 6 and 9 of section 57-40.2-01 of the North Dakota Century Code, to provide for the repeal of the exemption of newspapers from sales and use taxes.

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

Reps. Backes, Dornacker, L. Larson and Weber introduced:

House Bill No. 1053. A Bill for an Act to create and enact new subsections to sections 57-39.2-02, 57-39.2-03, and 57-39.2-03.1, and to create and enact a new subdivision to subsection 9 of section 57-40.2-01 of the North Dakota Century Code, relating to the taxation of food purchased from college and university cafeterias and dining rooms.

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

Reps. Backes, Dornacker, Gackle, L. Larson and Weber introduced.

House Bill No. 1054. A Bill for an Act to amend and reenact subsection 16 of section 57-02-08 of the North Dakota Century Code, to provide that property owned by nonprofit corporations organized to promote athletic and educational needs and uses at any state educational institution shall be exempt from taxation only if used exclusively for athletic or educational purposes.

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

Reps. Backes, Dornacker, Gackle, L. Larson and Weber introduced.

House Bill No. 1055. A Bill for an Act to amend and reenact section 15-11-26 of the North Dakota Century Code, relating to the exemption from the property tax of the alumni building at the University of North Dakota.

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

Reps. Backes, Dornacker, Gackle, L. Larson and Weber introduced.

House Bill No. 1056. A Bill for an Act to amend and reenact section 26-27-13 of the North Dakota Century Code, to remove the tax exemption on property owned by nonprofit medical service corporations.

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

Reps. Backes, Dornacker, Gackle, L. Larson and Weber introduced.

House Bill No. 1057. A Bill for an Act to amend and reenact subsection 10 of section 57-02-01 of the North Dakota Century Code, relating to the definition of a farm.

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

Reps. Eagles, Lundene, Wagner and Wilkie introduced:

House Bill No. 1058. A Bill for an Act to create and enact section 50-06-01.1 of the North Dakota Century Code, relating to changing the name of the public welfare board of North Dakota to the social service board of North Dakota.

Was read the first time and referred to the committee on Social Welfare.

Reps. Eagles, Lundene, Wagner and Wilkie introduced:

House Bill No.1059. A Bill for an Act to amend and reenact subsection 50-24-01, sections 50-24-13 and 50-24-15 of the North Dakota Century Code, and to repeal subsections 10 and 11 of section 50-24-01, subsection 10 of section 50-24-03, and section 50-24-04 of the North Dakota Century Code, all relating to medical assistance for the aged.

Was read the first time and referred to the committee on Social Welfare.

Reps. Eagles, Lundene, Wagner and Wilkie introduced:

House Bill No. 1060. A Bill for an Act to amend and reenact subsection 7 of section 50-24-03, and to repeal subdivisions 8b and 9c of section 50-24-03 and section 50-24-24 of the North Dakota Century Code, relating to residency for receiving aid for the aged, blind, or disabled.

Was read the first time and referred to the committee on Social Welfare.

Reps. Eagles, Lundene, Wagner and Wilkie introduced:

House Bill No. 1061. A Bill for an Act to provide for new appointments to the board of examiners for nursing home administrators, and to amend and reenact subsection 2 of section 43-34-01, and sections 43-34-02 and 43-34-11 of the North Dakota Century Code, relating to the board of examiners for nursing home administrators.

Was read the first time and referred to the committee on Social Welfare.

Reps. Eagles, Lundene, Wagner and Wilkie introduced:

House Bill No. 1062. A Bill for an Act to amend and reenact sections 15-20-12, 15-20-13, 15-20-15, 15-20-16, and 15-20-24 of the North Dakota Century Code, transferring responsibility for the state division of vocational rehabilitation from the state board of public school education to the public welfare board of North Dakota.

Was read the first time and referred to the committee on Social Welfare.

Reps. Austin, Bunker, Halcrow, Henning and Hentges introduced:

House Bill No.1063. A Bill for an Act to create an industrial building mortgage program under the supervision of the Bank of North Dakota, providing for the administration of such programs and for the transfer of certain moneys from the accumulated and undivided profits of the Bank of North Dakota to the mortgage insurance fund, and making an appropriation.

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

Reps. Austin, Bunker, Halcrow, Henning and Hentges introduced:

House Bill No. 1064. A Bill for an Act to amend and reenact section 43-17-22 of the North Dakota Century Code, to remove the citizenship requirements for the licensing of physicians.

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

Reps. Dick, Kingsbury, Welder and White introduced:

House Bill No. 1065. A Bill for an Act to amend and reenact sections 39-17-01, 39-17-02, and 39-17-07 of the North Dakota Century Code, relating to the unsatisfied judgment fund.

Was read the first time and referred to the committee on Transportation.

Reps. Dick, Kingsbury, Welder and White introduced:

House Bill No. 1066. A Bill for an Act to amend and reenact section 39-16-05 and subsection 3 of section 39-16-07 of the North Dakota Century Code, relating to suspension of drivers' licenses after the negligence or responsibility of drivers involved in accidents has been determined, and providing for filing of evidence of nonliability or confession of judgement with the commissioner, and for suspension of license in case of default.

Was read the first time and referred to the committee on Transportation.

Reps. Hoffner, Streibel and Strinden introduced:

House Bill No. 1067. A Bill for an Act to create and enact sections 44-08-18, 54-06-15, and 54-21-17.1 of the North Dakota Century Code, relating to keys issued to the state capitol building, and offices therein; providing for retention of a state official's or employee's final wage or salary check upon failure to return an issued key; providing for payment of a fee in lieu of return of a key; providing the procedures for enforcement; and declaring an emergency.

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

Reps. Hoffner, Streibel and Strinden introduced:

House Bill No. 1068. A Bill for an Act to amend and reenact section 46-02-10 of the North Dakota Century Code, relating to the printing and binding of public documents, and providing deadlines for delivery.

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

Reps. Jenkins, Metzger, Olienyk and Sandness introduced:

House Bill No. 1069. A Bill for an Act to repeal chapter 61-17 of the North Dakota Century Code, which contains the tri-state water compact and provides for a tri-state waters commission.

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

Reps. Jenkins, Metzger, Olienyk and Sandness introduced:

House Bill No. 1070. A Bill for an Act to create and enact sections 26-02-37, 26-02-38, 26-02-39, 26-02-40, and 26-02-41 of the North Dakota Century Code, and to amend and reenact sections 26-02-32, 26-02-33, 26-02-34, 26-02-35, and 26-02-36 of the North Dakota Century Code, relating to the cancellation and nonrenewal of automobile liability insurance policies, and the furnishing of reasons for cancellation and nonrenewal, providing a penalty, and providing an effective date.

Was read the first time and referred to the committee on Transportation.

Reps. Jenkins, Metzger, Olienyk and Sandness introduced:

House Bill No. 1071. A Bill for an Act to amend and reenact section 29-29-21 of the North Dakota Century Code, relating to the temporary stopping and searching of persons by a police officer without making a formal arrest.

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

Reps. Jenkins, Metzger, Olienyk and Sandness introduced:

House Bill No. 1072. A Bill for an Act to create and enact sections 47-19-14.1, 47-19-14.2, 47-19-14.3, 47-19-14.4, 47-19-14.5, 47-19-14.6, 47-19-14.7, and 47-19-14.8 of the North Dakota Century Code, to provide for uniform recognition of notarial acts done outside the state; to amend and reenact section 47-19-26 of the North Dakota Century Code, relating to forms of certificates of acknowledgment; and to re-

peal sections 47-19-15, 47-19-16, 47-19-17, 47-19-17.1, 47-19-17.2 and 47-19-31 of the North Dakota Century Code, relating to recognition of foreign acknowledgments and acknowledgments made outside this state but within the United States.

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

Reps. Jenkins, Metzger, Olienyk and Sandness introduced:

House Bill No. 1073. A Bill for an Act to create and enact chapter 28-06.2 of the North Dakota Century Code, relating to the method of service of civil process upon the United States, an officer, employee, or agency thereof, when civil suit is brought in a state court.

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

Reps. Jenkins, Metzger, Olienyk, Sandness and Solberg introduced:

House Bill No. 1074. A Bill for an Act to amend and reenact subsection 4 of section 62-01-14 of the North Dakota Century Code, relating to distribution of records of pistols sold.

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

Reps. Jenkins, Metzger, Olienyk, Sandness and Solberg introduced:

House Bill No. 1075. A Bill for an Act to amend and reenact sections 4-09-10, 4-09-11, and 4-09-14 of the North Dakota Century Code, relating to the labeling of hermetically sealed seed containers, and to the time limit within which such seed containers must be retested.

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

Reps. Atkinson, Grant, Lang, Linderman and Strinden introduced:

House Bill No. 1076. A Bill for an Act to create and enact section 11-23-01.1 of the North Dakota Century Code, providing the dates of a county fiscal year; to amend and reenact subsection 4 of section 11-11-11 and section 11-23-09 of the North Dakota Century Code, providing for preparation and publication of an annual fiscal statement and handling of unexpended appropriated funds; to provide that the first county budget prepared under this Act shall be prepared for an eighteen-month period; to repeal section 11-23-08 of the North Dakota Century Code, relating to expenditures with appropriations; and to provide an effective date for portions of the Act.

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

Reps. Atkinson, Grant, Lang, Linderman and Strinden introduced:

House Bill No. 1077. A Bill for an Act to amend and reenact subsection 3 of section 11-10-10 of the North Dakota Century Code, relating to salary and expenses of county commissioners.

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

Reps. Atkinson, Grant, Hoffner, Lang, Linderman and Strinden introduced:

House Bill No. 1078. A Bill for an Act to amend and reenact section 11-10-20 of the North Dakota Century Code, relating to the central filing of documents kept by certain county officials when directed by resolution of the board of county commissioners.

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

Reps. Atkinson, Grant, Hoffner, Lang, Linderman and Strinden introduced:

House Bill No. 1079. A Bill for an Act to amend and reenact sections 11-11-26, 11-11-30, and 54-44-09 of the North Dakota Century

Code, relating to use by counties of the services of the department of accounts and purchases.

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

Reps. Atkinson, Grant, Hoffner, Lang, Linderman and Strinden introduced:

House Bill No. 1080. A Bill for an Act to amend and reenact section 21-06-07 of the North Dakota Century Code, relating to allowing counties to deposit surplus funds in certificates of deposits.

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

Reps. W. Erickson, Hickle, Hilleboe, Rivinius and Rundle introduced:

House Bill No. 1081. A Bill for an Act to amend and reenact sections 12-47-30, 32-12-04, 37-14-08, 54-14-01, 54-14-02, 54-14-03, 54-14-03.1, 54-14-04, and 54-14-07 of the North Dakota Century Code, relating to the expense of transferring inmates to and from the state hospital, collection of judgements against the state, and the membership, powers, and duties, filing of claims, and approval or disapproval of claims by the state auditing board.

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

Reps. W. Erickson, Hickle, Hilleboe, Rivinius and Rundle introduced:

House Bill No. 1082. A Bill for an Act to amend and reenact sections 26-23-12, 26-23-13, and 26-23-16 of the North Dakota Century Code, relating to the bonding fund board.

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

Reps. W. Erickson, Hickle, Hilleboe, Rivinius and Rundle introduced:

House Bill No. 1083. A Bill for an Act to repeal sections 12-60-02, 12-60-03, and 12-60-04 of the North Dakota Century Code, relating to the board of managers of the bureau of criminal identification and apprehension.

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

Reps. W. Erickson, Hickle, Hilleboe, Rivinius and Rundle introduced:

House Bill No. 1084. A Bill for an Act to amend and reenact section 19-07-02 of the North Dakota Century Code, relating to the rule-making power of the state laboratories department; and to repeal section 19-07-03 of the North Dakota Century Code, relating to the egg advisory board.

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

Reps. W. Erickson, Hickle, Hilleboe, Rivinius and Rundle introduced:

House Bill No. 1085. A Bill for an Act to amend and reenact section 54-16-01 of the North Dakota Century Code, relating to the emergency commission.

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

Reps. W. Erickson, Hickle, Hilleboe, Rivinius and Rundle introduced:

House Bill No. 1086. A Bill for an Act to amend and reenact section 21-10-01 of the North Dakota Century Code, relating to the membership of the state investment board.

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

Reps. W. Erickson, Hickle, Hilleboe, Rivinius and Rundle introduced:

House Bill No. 1087. A Bill for an Act to amend and reenact sections 4-02-17 and 4-02-18 of the North Dakota Century Code; and to repeal section 4-02-21 of the North Dakota Century Code, relating to the Missouri Slope agriculture and fair association.

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

Reps. W. Erickson, Hickle, Hilleboe, Rivinius and Rundle introduced:

House Bill No. 1088. A Bill for an Act to amend and reenact section 4-10.1-04 of the North Dakota Century Code, relating to the composition of the state potato council.

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

Reps. W. Erickson, Hickle, Hilleboe, Rivinius and Rundle introduced:

House Bill No. 1089. A Bill for an Act to amend and reenact sections 4-13-04, 4-13-05, 4-13-06, and 4-13-07 of the North Dakota Century Code, relating to the appointment, qualifications, and compensation of members of the poultry improvement board.

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

Reps. W. Erickson, Hickle, Hilleboe, Rivinius and Rundle introduced:

House Bill No. 1090. A Bill for an Act to repeal sections 23-13-09 and 23-13-10 of the North Dakota Century Code, relating to the safety committee.

Was read the first time and referred to the committee on Transportation.

Reps. W. Erickson, Hickle, Hilleboe, Rivinius and Rundle introduced:

House Bill No. 1091. A Bill for an Act to provide for the deposit of trade commission funds in the general fund; to amend and reenact section 51-10-06 of the North Dakota Century Code, relating to injunctive relief in unfair trade practices; and to repeal sections 51-10-09, 51-10-10, 51-10-11, 51-10-12, 51-10-13, 51-10-14, and 51-10-15 of the North Dakota Century Code, relating to the North Dakota trade commission.

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

Reps. W. Erickson, Hickle, Hilleboe, Rivinius and Rundle introduced:

House Bill No. 1092. A Bill for an Act to create and enact sections 19-02-02.1 and 23-05-07.1 of the North Dakota Century Code; to amend and reenact subsection 1 of section 23-01-05, sections 23-04-07, 23-09-02, subsection 9 of section 23-09-09, sections 23-09-10, 23-09-11, 23-09-14, 23-09-16, 23-09-17, 23-09-18, 23-09-19, 23-09-22, 23-10-01, 23-10-02, 23-10-03, 23-10-04, 23-10-05, 23-10-06, 23-10-07, 23-10-08, 23-10-09, 23-10-10, 23-10-11, and 23-10-12 of the North Dakota Century Code, relating to licensing and regulation of restaurants, hotels, boardinghouses, lodginghouses, motor courts, and trailer courts, and the enforcement of laws relating thereto; and declaring a penalty.

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

Reps. W. Erickson, Hickle, Hilleboe, Rivinius and Rundle introduced:

House Bill No. 1093. A Bill for an Act to provide for a uniform group insurance program for state employees, for its administration, and for a state contribution; to amend and reenact section 54-52-04 of the North Dakota Century Code, relating to powers and duties of the state employees' retirement board; and to repeal chapter 52-12 of the North Dakota Century Code, relating to state employees' medical and life insurance plans.

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

Rep. Boyum introduced:

House Bill No. 1094. A Bill for an Act to amend and reenact section 16-17-10 of the North Dakota Century Code, relating to changing the date of the meeting of the district committee of each political party from after the general election to after the primary election and adding a vice chairwoman as an officer of the district committee.

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

Rep. Eagles introduced:

House Bill No. 1095. A Bill for an Act to amend and reenact section 63-01-01 of the North Dakota Century Code, to include marijuana within the definition of noxious weeds.

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

Rep. Giffey introduced:

House Bill No. 1096. A Bill for an Act to amend and reenact section 39-21-40 of the North Dakota Century Code, relating to the date pneumatic tires with metal studs must be removed.

Was read the first time and referred to the committee on Transportation.

Rep. Hilleboe introduced:

House Bill No. 1097. A Bill for an Act to create and enact sections 14-05-07.1 and 14-05-09.2 of the North Dakota Century Code and to amend and reenact section 14-05-03 of the North Dakota Century Code, relating to allowing irreconcilable differences as grounds for divorce.

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

Rep. Hilleboe introduced:

House Bill No. 1098. A Bill for an Act to create and enact section 5-01-08.1, and to amend sections 5-01-08, 5-01-09, and 5-02-06 of the North Dakota Century Code, relating to allowing eighteen-year-olds to purchase and consume beer in establishments which deal only with beer.

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

Rep. Hoffner introduced:

House Bill No. 1099. A Bill for an Act to create and enact sections 43-11-20.1, 43-11-20.2, and 43-11-20.3 of the North Dakota Century Code, relating to partial refunds of tuition paid by students cancelling their enrollment in a school of hairdressing and cosmetology, providing the rate of refund, providing the procedure for cancellation of contracts of instruction, and prohibiting the negotiation of promissory instruments given in payment of student tuition until after a certain portion of the course of instruction has been completed.

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

Rep. Metzger introduced:

House Bill No. 1100. A Bill for an Act to amend and reenact section 20-05-02 of the North Dakota Century Code, to provide for party hunting.

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

Rep. Streibel introduced:

House Bill No. 1101. A Bill for an Act to provide for the recounting of ballots in congressional and state elections and to provide procedures for such recounts.

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

Rep. Bunker introduced:

House Bill No. 1102. A Bill for an Act to amend subdivision h of subsection 2 of section 57-37-11 of the North Dakota Century Code, relating to the computation of the adjusted gross estate for purposes of determining the exemption of a surviving spouse for estate tax purposes, and providing an effective date.

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

Rep. Bunker introduced:

House Bill No. 1103. A Bill for an Act to amend and reenact subsection 4 of section 57-37-29 of the North Dakota Century Code, relating to the transfer of securities to a certain trust company acting as an executor or administrator of an estate.

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

Rep. L. Larson introduced:

House Bill No. 1104. A Bill for an Act to create and enact section 57-55-01.1 of the North Dakota Century Code, and to amend and reenact sections 57-55-01, 57-55-02, 57-55-03, 57-55-04, 57-55-05, 57-55-06, 57-55-07, 57-55-08, 57-55-10, 57-55-11, and 57-55-12 of the North Dakota Century Code, relating to the taxation of mobile homes, providing that county directors of tax equalization shall administer such tax, and providing penalties.

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

Reps. Boustead, Atkinson and Bunker introduced:

House Bill No. 1105. A Bill for an Act to amend and reenact subsection 1 of section 57-39.2-10, subsection 2 of section 57-39.2-17, and section 57-40.2-09 of the North Dakota Century Code, to provide that proceedings for the collection of sales and use taxes must be brought within three years after the due date of such taxes.

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

Reps. Atkinson, Gackle, Wagner, Welder and Ulvedal introduced:

House Bill No. 1106. A Bill for an Act to create and enact section 4-18.1-24 of the North Dakota Century Code, relating to the exemption of schools and other nonprofit organizations from the minimum price regulations of the milk stabilization board.

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

Rep. Wagner introduced:

House Bill No. 1107. A Bill for an Act to permit any person over eighteen years of age to be a blood donor without parental authority.

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

Rep. Wagner introduced:

House Bill No. 1108. A Bill for an Act to amend and reenact subsection 3 of section 14-03-17 of the North Dakota Century Code, relating to physician's certificate for marriage license application.

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

Rep. Wagner introduced:

House Bill No. 1109. A Bill for an Act to amend and reenact section 11-19A-11 of the North Dakota Century Code relating to autopsies by the medical county coroner.

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

Rep. Wagner introduced:

House Bill No. 1110. A Bill for an Act to create and enact sections 43-20-12 and 43-20-12.1 of the North Dakota Century Code, relating to the delegation of duties to dental hygienists and to continuing education requirements for dental hygienists; to amend and reenact sections 43-20-02 and 43-20-03 of the North Dakota Century Code, relating to acceptance of a national test in lieu of graduation from hygienist school and practice by dental hygienists.

Was read the first time and referred to the committee on Social Welfare.

Rep. Wagner introduced:

House Bill No. 1111. A Bill for an Act to permit a physician to examine and treat a minor for venereal disease or pregnancy without parental consent.

Was read the first time and referred to the committee on Social Welfare.

Reps. Giffey, Hilleboe and Opedahl introduced:

House Bill No. 1112. A Bill for an Act relating to an attorney general's determination of the legal sufficiency of certain investments authorized to be made by the state investment board.

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

Reps. Giffey, Hilleboe and Opedahl introduced:

House Bill No. 1113. A Bill for an Act to provide for the transfer of moneys in the state water commission construction bond guarantee fund to the general fund.

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

Reps. Giffey, Hilleboe and Opedahl introduced:

House Bill No. 1114. A Bill for an Act to amend and reenact section 6-09-29 of the North Dakota Century Code, relating to the responsibility of the department of banking and financial institutions for auditing the Bank of North Dakota.

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

Reps. Giffey, Hilleboe and Opedahl introduced:

House Bill No. 1115. A Bill for an Act providing for a bank advisory board consisting of seven members appointed by the industrial commission to act in an advisory capacity to the Bank of North Dakota, and to repeal chapter 6-09.1 of the North Dakota Century Code.

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

Reps. Giffey, Hilleboe and Opedahl introduced:

House Bill No. 1116. A Bill for an Act to amend and reenact section 44-04-08 of the North Dakota Century Code, relating to the reports of state institutions, boards, departments, and offices.

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

Reps. Giffey, Hilleboe and Opedahl introduced:

House Bill No. 1117. A Bill for an Act to repeal chapter 37-20 of the North Dakota Century Code, relating to scholarships to veterans' children.

Was read the first time and referred to the committee on Veterans' Affairs.

Reps. Giffey, Hilleboe and Opedahl introduced:

House Bill No. 1118. A Bill for an Act to amend and reenact section 21-10-07 of the North Dakota Century Code, relating to legal investments of the state investment board.

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

Reps. Giffey, Hilleboe and Opedahl introduced:

House Bill No. 1119. A Bill for an Act to create and enact section 15-39-17.1; to amend and reenact sections 15-39-03 and 15-39-17; and to repeal sections 15-39-19, 15-39-20, and 15-39-21, all of the North Dakota Century Code, relating to contributions to the teachers' insurance and retirement fund.

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

Rep. W. Erickson introduced:

House Bill No. 1120. A Bill for an Act to amend and reenact section 20-01-04.2 of the North Dakota Century Code, providing for landowners to drive on their own land during big game hunting season.

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

Rep. Wagner introduced:

House Bill No. 1121. A Bill for an Act to create and enact sections 43-28-12.1 and 43-28-12.2 of the North Dakota Century Code, relating to licensing qualifications of dentists; and to amend and reenact subsection 1 of section 43-28-01, sections 43-28-05, 43-28-07, 43-28-11, 43-28-12, 43-28-13, 43-28-15, 43-28-16, and 43-28-24 of the North Dakota Century Code, relating to the definition of the practice of dentistry, the board of dental examiners, examinations, licensing, licenses, and fees for the practice of dentistry.

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

Reps. Kingsbury and Berg introduced:

House Bill No. 1122. A Bill for an Act to amend and reenact section 39-08-09 of the North Dakota Century Code, relating to the extent of automobile damages required to be considered a reportable accident.

Was read the first time and referred to the committee on Transportation.

Reps. Gackle, Atkinson, DeGroot, Lundene and Metzger introduced:

House Bill No. 1123. A Bill for an Act to create and enact sections 26-27-10.1, 26-27-10.2, 26-27.1-11.1, and 26-27.1-11.2 of the North Dakota Century Code, and to amend and reenact sections 26-26-01, 26-26-08, 26-27-02, 26-27-08, 26-27-10, 26-27.1-02, and 26-27.1-09 of the North Dakota Century Code, to subject hospital, medical, and dental service corporations to regulations by the insurance commissioner.

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

Reps. Lundene, H. Johnson and Thorsgard introduced:

House Bill No. 1124. A Bill for an Act to amend and reenact section 40-57.1-01 of the North Dakota Century Code, to provide that

farms and ranches shall be eligible for tax exemptions for new industries.

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

Rep. W. Erickson introduced:

House Bill No. 1125. A Bill for an Act to amend and reenact section 39-04-12 of the North Dakota Century Code, providing motor vehicle license plates to carry a county identification number and providing an effective date.

Was read the first time and referred to the committee on Transportation.

Rep. Metzger introduced:

House Bill No. 1126. A Bill for an Act to amend and reenact sections 63-03-01, 63-03-05, and 63-03-06 of the North Dakota Century Code, relating to the time for the destruction of weeds along highways.

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

Reps. Hoffner, Streibel and Strinden introduced:

House Resolution No. 1. A resolution relating to the employment practices of the House, the duties and responsibilities of the House Employment Committee, the duties and responsibilities of the Legislative Council regarding House employees, and establishing the use of a uniform employment application form.

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

Reps. K. Johnson, J. Peterson, Reimers, Solberg and Tweten introduced:

House Concurrent Resolution No. 3001. A concurrent resolution advising the Board of Higher Education to exercise caution in issuing bonds for revenue producing buildings and other campus improvements.

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

Reps. K. Johnson, J. Peterson, Reimers, Solberg and Tweten introduced:

House Concurrent Resolution No. 3002. A concurrent resolution directing the State Highway Department, the Aeronautics Commission, and the Game and Fish Department to establish an Aircraft Pool.

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

Reps. Eagles, Lundene, Wagner and Wilkie introduced:

House Concurrent Resolution No. 3003. A concurrent resolution directing a study by the Legislative Council for the purpose of developing a plan for the establishment of a department to supervise and coordinate the administration of services provided by the various health, welfare, and related agencies and institutions of State Government.

Was read the first time and referred to the committee on Social Welfare.

Reps. Atkinson, Grant, Hoffner, Lang, Linderman and Strinden introduced:

House Concurrent Resolution No. 3004. A concurrent resolution for the amendment of sections 150, 170, and 173 of the Constitution of the state of North Dakota, relating to county government, and providing for home rule of counties.

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

Reps. Atkinson, Grant, Hoffner, Lang, Linderman and Strinden introduced:

House Concurrent Resolution No. 3005. A concurrent resolution for the amendment or sections 150, 170, 172, and 173 of the Constitution of the state of North Dakota, relating to county government, and providing for home rule for counties.

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

Rep. Bunker introduced:

House Concurrent Resolution No. 3006. A concurrent resolution urging the United States Congress to reinstate the investment credit.

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

The House stood recessed until 2:30 p.m., pursuant to the motion of Rep. Streibel.

HOUSE RECONVENES

The House reconvened pursuant to recess taken, Speaker Bier presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Resolution No. 2

House Resolution No. 3

And find the same correctly enrolled.

REP. ERNEST J. MIEDEMA, Chairman

Rep. Miedema moved that the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

House Resolution No. 2

House Resolution No. 3

And the Speaker signed the same in the presence of the House of Representatives.

Rep Streibel moved that the House recess for the Joint Session, which motion prevailed.

JOINT SESSION

The joint session of House and Senate convened at 2:30 with Speaker Bier calling the session to order.

Rep. Hoffner moves that the Speaker appoint a committee of two to escort Lieutenant Governor Richard F. Larsen to the Rostrum. The Speaker appointed to the committee Reps. Donald Giffey and Kenneth Tweten.

The Speaker presented Lieutenant Governor Richard Larsen to the Assembly and turned over the gavel.

Colors were posted by Eagle Scouts of Bismarck.

Rep. Vernon E. Wagner moved that a committee of two be appointed to escort the Reverend Austin Engel and the Reverend Eugene Bova to the Rostrum. The Chair appointed Rep. Oscar Solberg and Senator Lee Christensen to this committee.

Senator Just moved that a committee of four be appointed to escort Mrs. Guy, the Governor's mother, Mrs. William Guy, Mrs. Richard Larsen and Mrs. Howard Bier to special reserved seats in the Assembly. The Chair appointed Senators Longmire and Just and Reps. Olienyk and Weber to that committee.

Senator Jones moved that a committee of four be appointed to escort the State Officials to the Rostrum. The Chair appointed

Senators Robinson and Berube, Reps. A. Hausauer and Linderman to that committee.

Rep. Reimers moved that a committee of four be appointed to escort Associate Justices Erikstad, Knudson, Paulson, Teigen of the Supreme Court to the rostrum. The Chair appointed Reps. W. Erickson and Hildebrand and Senators Sanstead and Schultz to that committee.

Senator Wilhite moved that the Chair appoint a committee of two to escort Chief Justice Strutz to the rostrum, and Senator Holand and Rep. Atkinson were appointed.

Senator Litten moved that a committee of two be appointed to escort Governor William L. Guy to the rostrum. The Chair appointed Senator Wilhite and Rep. Streibel.

JOINT SESSION PROGRAM

- 1:30 p.m. Music by Fargo South High School Bruin Concert Band,
Gene A. Okerlund, Director
- 2:30 p.m. Call to order
- 3:00 p.m. Posting of Colors by Eagle Scouts, Bismarck
Invocation — The Reverend Austin Engel, Bismarck.
Selection by Hettinger High School Chorus, Norman A.
Smith, Director.
Oath of Office administered to Elected State Officials
by Chief Justice Alvin C. Strutz.
Message by Governor William L. Guy
Selection by Hettinger High School Chorus.
Benediction — The Reverend Eugene Bova, Mandan.

Rep. Backes moved that the Joint Session be now dissolved, which motion prevailed.

REMARKS TO THE OPENING SESSION 42nd Legislative Assembly January 5, 1971

By Governor William L. Guy

Introduction

Ladies and gentlemen of this 42nd Legislative Assembly — officers of the Executive and Judicial branches of our state government — citizens and friends of North Dakota:

Today we begin two months of work representing the people of our various legislative districts. It is a high honor that your constituents have given you in electing each of you to positions in this Legislature.

In this assembly's membership, there is a broad spectrum of expertise in many fields, as well as years of experience. Many of you are veteran legislators who have learned how to steer the ship of state by legislation; but just as important, there are many new members in this body who bring with them the zeal and fresh approach so necessary in making our representative form of government a living thing. I respect both the wisdom of the old-timers in this assembly and the power of exciting innovation which can be expected from new members.

As a state, we are part of a federal system which includes the national government and local entities of government as well. It has been popular for some years to bemoan the growing strength of the national government in our federal system. This may be

true, but it is my observation that the states and local government have given up much of their responsibility by default.

Hopefully, our Constitutional Convention delegates and the voting public will provide us with a basic document to make it easier for North Dakota to strengthen its position within the federal system. But we need not blame our Constitution for all of the failures or omissions which have led to federal government encroachment. We must ask ourselves what can we do as a state that we are not doing to answer the needs of our people?

I am required in Section 75 of the North Dakota Constitution to communicate to the Legislative Assembly, by message, information on the condition of the state and recommend such measures as I shall deem expedient.

Much of the message, already released by sections, deals with the condition of the state, but coupled with it are some recommendations, sometimes general and sometimes specific. Occasionally over the years, I have been criticized for being too specific in proposing solutions to problems. At other times, I have been criticized for being too general and not setting forth the specific solution to a problem. The crack in the floor between these two positions is wide and deep, but I have never tried to use it as a place to hide in.

I know this Legislative Assembly will not feel confined by any recommendation that I make. I would much prefer that together we seek solutions to our problems after careful study and debate, with little regard for pride of authorship.

Our state is one of the more fortunate in not being in debt. My budget recommendations have been on the conservative side because I believe we are in a period of national economic adjustment which is difficult to project for the years ahead.

I wish to compliment Budget Director Ralph Dewing and Budget Analyst Dale Moug for their careful and intense review of the budgetary needs of all state departments and institutions. Whereas the Executive Budget may seem at first glance to be too general in setting forth recommended levels of expenditures and projected income, I know you will find Mr. Dewing and Mr. Moug very capable and willing to substantiate their findings in great detail. This is not to say that there is not room for change and differing judgments in the Executive Budget.

I must compliment the Legislative Council on their work in the interim. I believe our legislative research is excellent and would compare favorably with states which have far greater resources than we do.

Some of the recommendations in my message are the result of Legislative Council work in this biennium or in previous bienniums. Many of the recommendations in my message are the result of study and proposals of various state departments and agencies. The fact that a legislative proposal does not appear in my message is not an indication that I think it of lesser importance than those included.

I want to work closely with you in this session and I welcome your individual views at any time. However, because of the committee organization of the assembly, most of my work will bring me in contact with legislative leaders and committee chairmen.

I know that by approaching our job in a serious manner and in good faith in one another, we can eliminate or at least fully understand our differences.

We have, as our state's leaders, a very limited time in which to do those things that should be done. Our political stars shine brilliantly but for a moment and then recede into time. Our appointed time on this earth is now.

There is a tendency to procrastinate under our democratic system of government. But I firmly believe it is far better to try a partial or imperfect solution than to permit a problem to continue to plague us for lack of the perfect solution.

For many of you, these sixty days will be the most interesting sixty days in a lifetime. I am looking forward to the record that will be achieved by the 42nd Legislative Assembly.

Environmental Management and Natural Resource Conservation

There is no single concern before us today which is more important to our children and their children than conservation of our limited natural resources and the wise management of our delicate environment. It is impossible to make that statement too strongly. None of us can completely comprehend the magnitude of what we must be concerned about.

Adlai Stevenson put it well when he said, "We all travel together, passengers on a little spaceship, dependent on its vulnerable supplies of air and soil; all committed for our safety to its security and peace, preserved from annihilation only by the care, work, and I will say the love we give our fragile craft."

It is already too late in many places in our nation to recover the quality of life that once existed. But because North Dakota is a young state and because we are sparsely populated, there is yet time to take prudent action to safeguard our natural resources and wisely manage our environment.

We are now aware that there will be a continuing confrontation between the need to supply our growing population with new jobs, through development of our natural resources and the management of our environment, while at the same time we do everything possible to preserve our ecological balance and conserve limited natural resources. This will require low voices and reasoned accommodation on both sides of the confrontation.

In order to carefully examine the broad spectrum of environmental management and natural resource conservation in North Dakota, I asked the Natural Resources Council to establish task forces to make recommendations to me and to the Legislature. Eighteen task forces were established and more than one hundred North Dakotans who are authorities in their fields participated in the deliberations and recommendations of those task forces.

Some of the recommendations were for administrative change, or federal government action, or private enterprise initiative. But those major recommendations which I believe deserve your legislative support I submit to you for your consideration.

I propose that this Legislature be recorded in history as the first in our state to consider the comprehensive aspects of conservation, environment, and ecology.

Natural Resources and Environmental Management Council

Many states have established independent agencies for environmental management. This is necessary and appropriate in those states which can gracefully absorb the cost of this type of organization.

It is my recommendation that because of fund limitations and because of the nature of our state government organization, the Natural Resources Council be continued with a name change to Natural Resources and Environmental Management Council, with appropriate expansion of its mission. The Council is capable of bringing interdisciplinary study and action in most matters concerning state government in environmental management and natural resource conservation.

Conservation, Ecology, and Environmental Management Education

There is no problem before mankind which is more profound, timeless, and important than the preservation of his life through conservation and environmental management. It follows that decisions regarding these matters will be no better than popular understanding and public acceptance permits. Understanding based on education is the key to survival.

Of all the subject matter required for education in our primary and secondary school system, nothing outranks the importance of a strong understanding of the principles involved in ecology and environmental management.

I recommend that action be taken to establish requirements in this discipline for teacher certification for teaching at all levels. This discipline should be recognized as more universally important than any present required course. It should be established as a required subject in primary and secondary education in accredited school programs.

I recommend that all new teachers, after 1971, be required to qualify in the subject of ecology and environment in order to be certified for a life certificate.

Air Pollution Control

We must be cognizant of the air pollution that has long been with us in our state, as well as that which sweeps in upon us from other regions, or from new industry which might locate within our boundaries. We know too little about the effects of air pollution upon North Dakota at the present time.

Our air pollution law established in 1969 needs time and experience to test any strengths and weaknesses it might have. I would, however, recommend that Section 48-05-02 and Section 48-05-04 of the North Dakota Century Code be repealed and that the reference to "native" be stricken from Section 48-05-03.

I also recommend consideration of income tax credits for approved devices installed to control air pollution. We should follow the lead of states who have adopted laws governing open burning such as might occur in dump grounds, farm fields, oil fields, and of manufactured waste.

While this type of pollution may not seem overpowering in North Dakota air, nonetheless it is added to the total pollution of that fragile thin layer of life-giving air which envelopes the earth.

Land Use Planning and Zoning

Millions of Americans are suddenly becoming aware of the appalling cost of unwise use of our precious land resources. Public outcry concerning land use and abuse has reached a level that states can no longer ignore.

Without doubt, we face federal land use planning and zoning in the near future. The greatest hope for state and local determination of land use planning and zoning lies in the ability and willingness of state and local governments to get on with that responsibility before the federal government steps in. Land use planning and zoning is a big job and a continuing one, but I propose that we make a modest beginning.

We should provide for land use planning and zoning through a cooperative effort between state, county, township and city governments. Land should be zoned to prevent costly mistakes such as new construction in flood plains. We should zone to prevent destruction of agriculturally valuable top soil, to protect scenic beauty, to preserve natural forests and wetlands, as well as to provide areas that can be best developed commercially. These are only a few of the considerations in land use planning and zoning.

The public is rapidly changing its view about private owners' right to destroy or abuse our very limited land resources. More and more, public opinion is demanding that private use of land resources be consistent with proper use so as to assure preservation of this resource for the generations to come.

Water Pollution Control

Our state has been a leader in controlling water pollution. I consider the water pollution control law passed in 1967 to be sufficient at the present time.

We are in a period of adjustment with water pollution laws at the federal level and with surrounding states.

Many laws which might be enacted in other areas of environmental management might affect water pollution control. This would include land use zoning, herbicide, pesticide and commercial fertilizer use regulations, flood plain regulation, and anti-littering laws.

In order to bolster the financial resources of municipalities to constantly upgrade their water and sewage systems, I suggest legislative action to prohibit water and sewage user fees from being used for any other purpose.

I recommend that legislative action be taken to require operators of municipal waste treatment plant facilities to be trained and certified by our Department of Health.

Forest Land Management

North Dakota's forest resources are scant and very precious. Wherever possible, they should be preserved in their natural state, and ever-increasing annual tree plantings should be encouraged.

I recommend legislation to facilitate the exchange of land, as well as the acquisition of land, on which native woodlands and permanent wetlands exist.

I believe we should set a goal of at least 100,000 acres of native North Dakota woodland for preservation. This would require state zoning of these lands.

It would be appropriate to establish, through resolution, legislative direction for the preservation and protection of naturally wooded school lands under the administration of the Board of University and School Lands.

I urge you to encourage, by resolution, a federal Tree Bank Program similar to the better known Water Bank Program.

Fish and Wildlife Management

Fishing has been vastly improved through the program of the North Dakota State Game and Fish Department. Hunting of small game animals and large game animals and wild waterfowl has been excellent. But some species of upland game such as pheasants and prairie chickens have declined in numbers.

I recommend that fees charged for hunting and fishing licenses be increased. Part of these increased fees should be dedicated to the game and fish management and part should be used to establish a small departmental earmarked fund for the purchase of native woodlands. This latter action would augment that now under way in similar programs by the federal government in acquisition and leasing of North Dakota wetlands.

Water Management

North Dakota has made substantial progress in water resource management. The time is here for us to consider the feasibility of dividing the entire state into watersheds and establishing, by statute, local legal entities similar to our existing water management districts with responsibility for the development, control,

utilization, and maintenance of all water and related land resources within each watershed.

The Souris-Red-Rainy River Basins Commission should complete its studies by 1972. These studies will be the foundation for projects in water resource management in the entire basin for many decades to come.

What is nearly complete in the Souris-Red-Rainy River Basin should now begin in the Missouri River Basin. I recommend that North Dakota continue its leadership in the development of basin commissions by appropriating funds in this session for participation by our state in an eventual organization of the Missouri River Basin Commission.

It is important that local and state government in each state in the Missouri Basin have as great a role in the planning of basin water resources as do the federal agencies which are already so active in water resource management.

Herbicide, Pesticide, and Commercial Fertilizer Residue Control

Because of the economic importance of the use of herbicides, pesticides, and commercial fertilizers in North Dakota, we need to move carefully in any program which might control their use. Nevertheless, we must recognize the potential for soil, food, and livestock contamination, as well as water pollution, which might be caused from these chemical products.

I recommend that you update the North Dakota Insecticide, Fungicide, and Rodenticide Act of 1947.

I also urge you to take under study the need to examine and license custom applicators of hazardous agricultural chemicals. There may be justification in this session to require dealers to be licensed by a state regulatory agency if they handle highly toxic and hazardous agricultural chemicals.

Spoil Bank Management

Because of the very extensive presence of commercial quantities of lignite coal lying close to the surface in our state, it is essential that we come to grips with the problem of long range spoil bank management.

There are complaints that our present spoil bank management laws are not adequate. It would be far better to strengthen them now than to try to superimpose change in later years after much mining has been done and mining companies have made their long range plans.

Soil Erosion

The slender slice of two or three inches of top soil is the well-spring of the vast majority of annual new wealth produced in our state. This thin slice takes centuries to develop; yet it can be destroyed forever in a matter of hours through water or wind erosion.

We must develop an incentive or a penalty system to induce landowners and operators to follow the best soil conserving practices known and available to us through present techniques.

The disregard of the needs of future generations to our precious top soil can no longer be overlooked. Abuse of the land by arrogance or stupidity should be prevented.

Incentive or penalty programs should be enacted to cause all lands to be protected by the most effective techniques in soil conservation. Landowners who suffer damages by inadequate conservation programs on adjoining lands must be protected under the law from such abuses as siltation and top soil drift onto their property.

Our soil conservation districts and our farmers have accomplished much in protecting precious top soil. The top soil abuse by relatively few owners and operators should no longer be tolerated.

Noise Pollution Abatement

Because of the use of machinery with high noise levels in our farming operations, North Dakota is reputed to have a higher incidence of hearing loss to its citizens than most other states.

It has been established that noise levels about 85 decibels can be permanently injurious to the human ear.

I am requesting that we pass a law that no machinery of any kind can be sold or used in North Dakota which operates at a noise level above 85 decibels after the model year of 1973. Engine manufacturers have hoodwinked the public that a high noise level is equated with power. This should no longer be acceptable in North Dakota. Our state should take the lead in bringing back that rare quality of life that comes with a reduced noise level.

Crude Oil and Non-renewable Resources

The task force on this subject reported that existing legislation appears to be adequate.

We are attempting to develop our crude oil and gas reserves with maximum conservation and anti-pollution measures in effect. By and large, I believe our crude oil industry and our extractive industry are properly concerned with conservation of non-renewable resources.

Maintenance of Scenic Values Along Our Highways

Roadside beauty contributes substantially to the quality of life enjoyed by our citizens. It is also a factor in providing a pleasant reception for our tourists.

I recommend that the Highway Corridor Control Board authority be expanded to include local roads as well as state highways. We also need to discover some device for arousing counties to their zoning responsibilities.

I recommend that legislation be adopted to encourage the clean-up of abandoned farmsteads along our highways through a program of taxing these farmsteads as public nuisances. Their presence is not only an eyesore, but they also represent a potential health and safety hazard to those who might trespass on the premises.

Maintenance of Scenic Values Along Our Rivers and Lakes

Our scenic lands along rivers and lakes are very limited. We should make every attempt to preserve and maintain them. I recommend legislation to establish a program for protecting, through zoning, those scenic lands adjacent to rivers, lakes, and also other natural phenomena such as valleys, buttes, and wetlands.

Those lands owned or controlled by the State through such agencies as the State Land Department and the State Game and Fish Department should be required to include in leases, necessary guarantees to protect scenic areas and to make these areas available to the general public whenever possible.

Reduction of Littering and Vandalism

There is little in the activities of man that is so inexcusable as is littering or vandalism. These two human weaknesses cost government and businesses millions of dollars each year.

I recommend that penalties for vandalism and for littering be made more severe. Since much of the littering includes non-

destructible cans and bottles, we should consider methods of encouraging consumers and manufacturers to follow an orderly program for disposal.

In the case of vandalism of public property, I propose that the law require confiscation of automobiles used in transporting people to sites of vandalism or weapons used in vandalism. It seems that the most precious possession of many vandals is their automobile or gun.

Environmental and Conservation Regulatory Agencies

Those control boards which have been established to regulate conservation and environment should be reviewed closely as to their number of members and the special qualifications set forth in the law for membership.

I recommend that the majority membership on all such boards be representative of the general public interest and that the minority on such boards represent the special interests who are regulated or controlled.

Regional Coordination of State Services

Regional coordination of state services has sparked great interest across our state. It will be discussed often in this session. There has developed, however, a cloud of confusion and, in some instances, distortion as to what regional coordination of state services means and what it does not mean.

It does not mean the dissolving or weakening of county, township, or municipal government. It does not mean making life on the farms or in the small towns less attractive. It means just the opposite. It means making state services more available, efficient and less costly to all people, and especially those on farms and in small towns.

We have administered some state services by regional groupings of counties or parts of counties ever since North Dakota became a state. For example, the judicial system has long been administered in six districts or regions.

We are forced to keep up with the times. Vast changes have taken place in our society and economy since our state government was first instituted. High speed highways, automobiles, and aircraft have brought us all closer together. Radio, TV, and telephones have made talking to all parts of the state as easy as it is to speak to someone in the same room.

Many new services have been gradually added to the original basic state and local government services. These include such things as the parole supervision, vocational rehabilitation, school district reorganization, mental health treatment, medicare, social services for the poor, civil defense, Hill-Burton hospital planning, highway patrolling, and on and on.

Our original horse-drawn agricultural economy has been changed drastically by technology and farm programs. People and their investments have shifted from farming to more attractive alternatives in our cities or in other states. State government does not cause these economic changes and population shifts; it only tries to adapt itself to them.

Imperceptibly, but steadily, state and local governments have been experiencing a citizen demand for increased services.

One of the frailties of state government in North Dakota is that too many of its departments have developed as independent dynasties rather than integrated parts of total state government. These independent state agencies developed their own methods of delivering services to the people.

A few state services were delivered at the county or municipal level. But for many years, most state agencies organized their administrative and planning efforts by grouping counties into regions.

For example, in 1958, the Public Welfare Board began a grouping of counties to form eight regions. As far back as 1943, the Department of Health was administering and planning its many state services in county groupings making up five organized regions.

The information and data gained in the regions set up by one state agency should be applicable to the planning for state services by other state agencies. There is need to eliminate, where possible, overlap of state services at the local level. There is also need to fill some voids where some might not be receiving their share of state services.

As pressure mounts to hold down taxes and to make state services more efficient and more available to people on the local level, it becomes apparent that a much more coordinated effort needs to be made within state government.

Because some other states have successfully coordinated their state services through standard regions, I am convinced that North Dakota, too, will benefit by such organization.

We must find the best means of extending the myriad of state services that have been provoked by federal programs in recent years to every community, township, school district and county. High costs and the limited human resources in state government have made regional delivery and coordination our only hope.

After careful study and consultation between state agencies and the County Commissioners of all our counties, Executive Order No. 49 was promulgated.

I once again remind you that delivery of state services has been carried out by state agencies for too many years with little or no coordination. Executive Order No. 49 implements regional coordination of state services simply to integrate these services into a system of standard regions.

It is understandable how some confusion about the subject has developed. For example, a consulting firm hired by the Legislative Council has recommended the abolition of county welfare boards in favor of regional welfare advisory boards. Also, the Director of the Law Enforcement Council has suggested that regional delivery of some local law enforcement services such as regional jails might be an improvement. These two recommendations should not be confused as being a part of the Executive Order No. 49 directive. **They must stand or fall on their own merits.**

It would be simple to abolish coordinated regional planning and administration of state services and return to the former method of uncoordinated planning and administering state services which has grown up like Topsy over the years. If this were done, however, the local citizen and taxpayer would be the loser.

I recommend that this legislature give careful thought to improving the delivery of state services at local levels, with an objective of saving taxpayers' money. I do not recommend any action in this session which would force changes in township, municipal or county government unless such changes are brought about through democratic process expressed by the majority of the local citizens involved.

Water Resource Management

Potable water, like air, is an absolute essential for life. No city, no irrigation district, no industry, no county, no state, and no river basin can hope to grow beyond its available water.

North Dakota is not blessed with snowcapped mountains which

slowly release water throughout the year. Much of our state is dependent on our annual rainfall and the efficiency by which we trap and use each drop of rain or flake of snow.

In the 1930's, the United States Government attempted to claim all of the unappropriated water in North Dakota. Since then, we have been laying counterclaims by Water Commission resolution and by irrigation and municipal usage.

The grip of the federal government's claim is illustrated by the fact that Minot has had to buy water from the Bureau of Sports Fisheries and Wildlife at \$25 per acre foot because the Lake Darling Dam was constructed with an agreement to give the Bureau the water rights on the Souris River.

Unless local entities such as water management districts, drainage districts, irrigation districts, county park boards, cities, and state agencies such as the Game and Fish Department and Water Commission are able to integrate their planning to lay claim to as much available water as possible, we will find counter-claims downstream prevailing or we will find the federal government gradually assuming an ever more dominant position of control.

River Basin Commissions

The best mechanism to bring state and local entities together to integrate their plans and aspirations and to work with federal government planning without domination by them is the river basin commission.

In June of 1967, the Souris-Red-Rainy River Basins Commission was established by the National Water Resources Council as one of the first commissions authorized. Immediately, that basin commission began pioneering in the work that was scheduled for completion in five years.

The basin commission is charged with accumulating a vast amount of basic information needed in water and related land resource planning and project development. An inventory is required of all rivers, lakes, marshes, coulee systems, aquifers, land types, gradients, permeability and water retention qualities.

Data on cubic foot per second flows on mainstem rivers and tributaries at various points with high and low flow ranges is required. Ranges of lake levels and the associated average rainfall by months must be determined.

Water quality of organic and inorganic content at various points on streams, lakes, and aquifers must be determined. Pollution hazards from such sources as siltation, municipal sewage, industrial discharge and agricultural pesticides must be documented.

Aquifer reserves, drawdown, and rate of recharge must be determined. Flood frequency and potential losses at various danger points on rivers and tributaries must be projected. Drainage patterns, both natural and man-made, must be charted.

Irrigation under way and the potential for its expansion must be known. This includes land permeability, slope and drainage. Hydroelectric generation capability from the total head available on rivers must be calculated. Wild waterfowl wetlands must be mapped for preservation and enhancement.

All of this type of technical information is required for long range planning and for project development to meet the needs of our North Dakota citizens.

These needs would include flood control, municipal growth, industrial demand, pollution abatement, irrigation, river navigation, hydroelectric generation, waterfowl habitat, water recreation, drainage and reclamation, highway and bridge construction, water-related historic site preservation, and river bank stabilization.

The federal government agencies lend their massive support in a cooperative effort on basin commissions. Congress appropriates

millions of dollars for its share of basin commission studies to every \$100,000 that state and local governments are able to appropriate.

Secretary Hickel, in February of 1970, informed the National Governors' Conference that the Nixon Administration regards the river basin commission concept as the most effective tool in maintaining or enhancing water quality in river basins.

The Souris-Red-Rainy Basins Commission is scheduled to complete its work in 1972. I recommend your continued support of that commission.

But of even greater importance to our state and the Midwest is the formation of a Missouri Basin Commission. It is essential that we move quickly if all of our ten states in the Missouri Basin are to authorize and fund their states' participation in the coming biennium. I believe the majority of states in the Missouri Basin favor the formation of a commission.

I urge you to consider this proposal intensely and appropriate the funds suggested in my budget early in the session so that North Dakota by example, can encourage the other basin states to act in order to fund the proposal in their 1971 legislative sessions.

The Missouri Basin and its tributaries in North Dakota represent one of our most valuable and renewable natural resources. Unless we can show a reasonable plan of use for these resources in the years ahead, we can expect our Missouri River water resources will be claimed or diverted by others. Unless the ten Missouri states can work in concert, they could some day find Missouri River water diverted to other river basins.

Garrison Diversion Irrigation Unit

We must also strengthen our hand in preparation for irrigation to be accomplished in the Garrison Unit. This calls for research in livestock feeding under irrigated farming conditions, as well as greater efforts in sugarbeet research.

One of the most pressing needs in water resource development, whether it be for public use or in private irrigation development, will be improved methods of finance. So urgent is this matter that I recommend Legislative Council study of what financing will be required to allow water users to fully implement the Garrison Diversion Irrigation Unit.

Weather Modification

Weather modification continues to be an intriguing possibility in our state. I suggest a resolution of support to the federal government for its efforts in studying weather modification in our arid Upper Midwest area.

Other Projects and Programs

As support for the studies and planning in water resource development, I suggest resolutions of support for such other projects or programs as the Water Bank, the In-Lieu-of-Tax Payment Program for wetland acquisition by the Bureau of Sport Fisheries and Wildlife, the small watershed programs, and such flood control projects as the Kindred Dam, Burlington flood protective works at Minot, and Pembilier Dam.

I would also recommend a strong resolution pointing to federal responsibility for the damage accruing to the Missouri River banks because of the mainstem reservoirs and violently fluctuating water releases to satisfy hydroelectric generation requirements and navigational needs downstream.

Constitutional Revision

The voters in the 1970 Primary Election provided our state a rare opportunity to review and revise its Constitution. In the General Election which immediately followed, ninety-eight people of excep-

tional ability and stature were elected to carry out the precious mandate to hold the first Constitutional Convention since statehood.

The preparation for this convention, as well as its work and the presentation of its final product, is a very fragile process. There is an urgent need that pre-convention preparation take place in order that the convention delegates are able to make their maximum contribution at least cost to the state. Plans must be cautiously laid so that the constitutional revision be the result of bipartisan agreement and that all actions surrounding convention deliberations be documented by competent staff with a sense of history.

Because the Legislature originated the constitutional amendment setting in motion the elections resulting in the decision by the voters to hold a Constitutional Convention, I ask you to devise a method of pre-convention preparation that would be acceptable to the delegates.

I pledge my assistance in any way that might facilitate the efficient and effective launching of the Constitutional Convention in April.

We might try to profit by the experience of other states and, by legislative resolution, calling for separating the convention's final thirty days into two parts so that there would be a period of time between completion of the constitutional revision and final acceptance of the document by the convention, in order that public response might be measured.

I believe it would be in the best interest of the convention if it had its own staff rather than share any staff now employed in state government.

I also emphasize the deep historic significance of all correspondence, news articles, utterances, rough drafts, and proposals associated with this Constitutional Convention. This should be borne in mind by all who are associated directly or even indirectly with the convention. The preservation of these records should be directed by a competent archivist.

Experience in other states has shown that when the deliberations of Constitutional Convention delegates, committees, and staff are held independent of the established centers of the three branches of government, less interference and questionable influence result.

Perhaps we are fortunate to have a new Law Enforcement Training Center building due for completion about April 1, 1971. I would recommend that this facility be made available for offices for the Constitutional Convention committees and their staff. This would be for a period of only a little over a year.

For those rare instances when the full convention gathers, perhaps the nearby National Guard Armory or Bismarck Junior College facilities could be made available.

A resolution as to the use of state facilities for the Constitutional Convention delegates and staff would be in order.

Taxation

Taxation study and change will always be necessary. We must strive to bring greater equity between taxpayers, and we should simplify the taxpaying process. We must also be constantly aware that political subdivisions must depend on the Legislature to provide adequate local taxation if they are to properly carry out their legal responsibilities.

County Assessor

This Legislature should consider some major changes in our tax laws. I recommend a strong county assessor law which will strengthen the position of the present mandatory county director of tax equalization. Equity and efficiency will be served if we

move from a position of more than 1700 part-time assessors to full-time professional tax assessors at the local level.

Full 100% Assessment

I believe we should, by legislative directive, move to 100% assessment of real estate as provided for, but not carried out, under present law. I would caution that if we move to 100% assessment of real estate, we should reduce mill levies in such a manner that this legislation would not, by itself, increase taxes.

One hundred percent assessment would simplify real property taxation and it would be easier for taxpayers to compare assessments between various classifications of real property.

Section 183 of our Constitution limits the indebtedness of political subdivisions, but that limit was predicated an assessment of full value of real property. The Legislature would want to set the bonded indebtedness limitations at whatever percent of full assessed value it might choose in order to restore to cities, school districts, and other political subdivisions the power to incur sufficient bonded indebtedness to carry out their responsibilities.

Income Tax

There is no excuse for our state's income tax to be so confusing and complex. I recommend that you establish the North Dakota income tax as a percentage of the federal income tax paid. This percentage could be based on a graduated table of rates designated to raise the present tax revenue. This would allow North Dakotans to fill out a postcard-size income tax return and it would save the State several hundred thousand dollars in administrative costs.

There should be built into such a tax, an authority by the Board of Equalization to adjust the state rate to achieve the collection of a specified statewide total of income tax collections in the event that Congress might adjust the federal tax rates up or down during a biennium.

Definition of Real Property

Real and personal property must be more clearly defined. I recommend that real property include land, buildings, and structures, and that any installations used only as a tool of the trade for specialized purpose be exempted as personal property, whether fixed to the land or buildings or not.

Tax Incentive for Business and Industry

The law passed by the 1969 Legislature to exempt new industry from real estate taxes and income taxes has worked well and I believe it will be beneficial to our state.

There is, however, need to more clearly define and possibly restrict tax incentives to only certain classes of business and industrial activity so that we do not have a proliferation of tax incentive applications from economic activities not contemplated or justified by the intent of the original law.

Federal Tax Sharing

We should, by resolution, encourage our Congressional Delegation and President Nixon to support legislation to appropriate federal funds for sharing with the states and their local governments. There is a wide difference in various tax sharing proposals. We need to be discerning in our support so that our strong state and local tax effort is recognized in any allocation formula.

Education

Our state continues to be a leader in education. The interesting achievements in the Grand Forks School District have received national attention. Some of the finest school plants in the nation have been built in North Dakota in recent years.

Our colleges and universities have made great forward strides and must rate at the top in quality and quantity of higher education given for each tax dollar spent.

But even with these outstanding examples of educational leadership, we must continue to explore ways of improving every school in our state because the school that our own child attends is the school that will be the influence on that child's life. We should consider ways of rewarding high school accreditation in order to gently urge such things as reorganization or greater local financial support which might be necessary to bring accreditation to more high schools.

I believe the responsibility for education is borne by all of us in this state. I, therefore, suggest that all school districts be required to belong to, or at least support, a high school district.

Our school district reorganization procedures are still not adequate when we realize that there are approximately fifty districts that operate no schools at all and there are high schools in operation with enrollments as low as a dozen students.

I believe it would be a step forward to provide regional school reorganization boards rather than the present county school reorganization boards.

I suggest that the laws which do not permit the majority of voters in a school district to increase their school bonded indebtedness or to increase their levies for general fund purposes grant too much power to a voting minority to determine the destiny of a school district.

I believe that high school students should be permitted to attend the school of their choice, and the receiving district should determine whether or not there should be a tuition charged.

I agree with those who point out that our school system has been geared to provide educations for college-bound students rather than those who would choose vocations. We must follow a program of gradual improvement in our vocational offerings at the secondary and higher education levels.

We find ourselves in a very fast-moving age. We must constantly ask ourselves if the curriculum of required subjects is really preparing our students for the life that is unfolding before them.

It was frightening to notice that our nation's political leaders were afraid to call for a tax increase to balance the war-swollen national budget at a time when this could have halted the start of inflation and climbing interest rates. These national politicians did not believe that the public would understand why the tax increase would be in their own best interests. The traditional teaching of arithmetic without applying it to relatively easy and very basic economic principles regarding federal fiscal policy has created this sad situation.

We are faced with a rapidly declining quality of life in many places in our nation and world. Our educational system, while serving brilliantly in some schools in the closely related fields of ecology, environmental management and conservation, has nevertheless failed to prepare enough of our people for the understanding necessary to demand those actions that are needed for human survival.

I believe there is vast room for new and vigorous leadership in curriculum planning at primary, secondary, and higher education levels to prepare our young people for a future that will be far different from the past.

We continue to have our teachers attracted by higher salaries, greater benefits, and better working conditions in other states. We should improve our teacher retirement program and bring it up to the level of the retirement program now available to state employees.

State aid to non-public schools will be discussed widely in this session. It is a subject that provokes considerable emotional reaction and, for that reason, is difficult to view clearly. But when we talk of schools, we should never lose sight of the child in every community in our state who must depend upon us to make it possible for him or her to have an education.

Non-public schools have operated in many communities of our state for decades. They have never been supported by tax money. Because of changes in our society, economy, and within religious organizations themselves, it is becoming increasingly difficult for non-public schools to continue without some tax money assistance.

If all non-public primary and secondary schools were suddenly to cease operating, a substantial additional educational tax burden would be thrust upon the citizens of our state, and in some communities that tax burden, as well as public school administrative and facility problems, would be very serious.

In bringing this matter before you, I do not take a stand for or against the concept of the non-public school. I bring it to you because it is apparent that if some form of state aid is not forthcoming for non-public schools, there will be a continuation of the well established trend of having them closed down.

Again we must return to the question of what is best for the individual child in every community. We should agree that a child's best interest is served by receiving an accredited education, whether in a public school or in a non-public school.

In order to safeguard the children who might be caught in the strained circumstances caused by the closure of a non-public school, I would not oppose a suitable program of minimal state aid to existing non-public schools. I would be opposed, however, to any program which would encourage the proliferation of the non-public school program in this state.

Such a state aid program should not be allowed to jeopardize the existence of any public school, for it is just as serious to deny a youngster a good education in a struggling public school as it is to deny sufficient help to maintain a non-public school.

Our Democratic Representative System

By decision of the United States Supreme Court, the principle of one man one-vote has now been firmly re-established. This principle causes this session of the Legislature to reapportion itself by recognizing changes and shifts in population as determined by the 1970 census.

When new legislative districts are drawn, the principle that calls for reapportionment also calls for the breakdown of multi-Senate seat districts into single Senate seat districts. Under the one-man one-vote principle, it is indefensible to permit one voter to cast his ballot for two, three, and even four Senators. Massive disenfranchisement is now going on in multi-Senate seat districts.

It is understandable why political parties in power seek to favorably affect their election prospects by writing advantages for themselves into the law. Many of these instances have existed for years and should be remedied.

The placement of candidate names for the State Senate on voting machines in Fargo apparently influenced the outcome of the Primary Election for that Senate seat and there was a great hue and cry over the unfairness of the situation.

This example pales to insignificance when compared to the long-standing unfairness of party column placement on the ballot. The principle of granting favoritism under the law to a party on the basis of a previous election win is indefensible.

All of the huffing and puffing about our great democratic system becomes a hypocritical mockery, especially to our youth, when we continue to build into the election system, favoritism for any particular candidate or party.

The cost of campaigning for public office has become so great that it eliminates many potential candidates or it forces some candidates or some campaign organizations to accept large gifts of money with expressed or implied strings attached. This is an unwholesome and intolerable situation.

I believe that limits must be placed on the amount of money that can be spent in a campaign, and who spends it. Limits must be placed on the amount from each contributor.

Since there is obvious widespread circumvention of the laws forbidding corporate contributions to state and especially national campaigns, I believe the present law should be substantially modified.

Corporations, cooperatives, associations, labor unions, partnerships, and individuals should be permitted to contribute to the candidate or party of their choice up to a reasonable amount, provided their contribution is listed as public information on a special line on their state tax returns, **and provided they have also contributed at least fifty percent as much to the opposing candidate or candidates and their parties.**

This would legalize and place some control over what is now being done illegally without public disclosure. It would also provide a source of funding for opposition candidates and parties in order that the voting public would not suffer from a contest unfairly staged by a preponderance of financial support on one side.

I believe it would be appropriate for this Legislature to ask Congress to place limits on campaign spending at the national level. If this is not done, we will find North Dakota being used time and time again as a state of heavy outside campaign expenditures because of the ease of affecting election outcome for federal office with relatively less campaign expenditures here.

These heavy influxes of uncontrolled outside campaign contributions and expenditures can have an adverse effect on the quality of state and local contests in the same election.

The percentage as well as the number of youth in our population continues to increase. Our young people have shown an impatience over some of the hypocrisy and shortsightedness of our society. They are often told to work out their frustrations by seeking change through our established political system. There are indications that a growing number of them are willing to do so.

Since the Supreme Court has upheld the reduced voting age requirement for federal elections, I recommend that we do likewise for state and local elections in order to conform to the federal law. I believe that in placing greater responsibility on our young people, it will help our state maintain a youthful and inquiring attitude.

National, State and Local Government Organization

National Government

Our federal system is made up of three distinct levels of government — the national level, the state level, and the local level. Much of our state and local government procedures and services are determined by national legislation, and certain national legislation in such activities as farm programming, transportation, medical services, education, and taxation affect us directly as states.

Because of this state-federal relationship, I believe we can no longer sit on the sidelines and view the government activities at the federal level as being beyond our responsibility or interest.

The administration of our federal government does not belong to the President and his aides. Rather it belongs to each one of us. The Congress of the United States does not belong to 100 men and women in the Senate and 435 Congressmen in the House of Representatives, but rather it belongs to every man, woman, and child in America, including North Dakotans. The Supreme Court of the United States is not the sole property of nine Justices, but it belongs with equal shares to every citizen in every county and township and village in this nation, and that of course includes North Dakota.

Some dramatic improvement must be made at the national level in our system of government if it is to respond to the fast moving needs of our state and our nation. Congressional reform should be at the top of the list of desperately needed changes in America.

I believe our Legislature would be strengthening a movement that has already begun in America if it would petition all of the members of Congress to bring about needed changes in the Congress of the United States.

It is incredible that Congress cannot manage its own affairs in such a way as to complete its routine work in a year-long session. Yet we saw just that happen in 1970. Something must be done to change that sorry record. Let me make some suggestions:

It is a mark against our system when the Congress can block consideration of the President's program. The people of this nation have the right to have their elected Chief Executive's program considered and either voted in or out in the session in which the program is submitted.

The seniority system in Congress is a travesty against Americans. The average age of Congressional leadership is far too old. Congress has established retirement ages for federal employees, but apparently feels that those ages are not applicable to the legislative branch.

I am not suggesting that Congressmen should be forced to follow the rules of retirement set down for federal employees, but I am strongly suggesting that Congressmen not be eligible for committee chairmanships after the age of seventy.

Once again, Congress does not belong to Congressmen or to senior Congressmen, but rather to the people. At present, committee chairmen are chosen by seniority which amounts to their physical ability to outlive their peers. The result has caused a reduction in the average energy, innovation, and imagination in Congressional leadership. Congressional chairmen should be chosen by their committee members and should be responsible to those committee members.

The seniority system has made it possible for committee chairmen to exert far more power than other committee members by being able to block legislation and to deny consideration of the President's program. To give any committee chairman that kind of power denies the one-man one-vote principle, which should give all Congressmen identical power no matter what their seniority might be or the state from which they are elected.

Congressmen should stand or fall on their record. We the people should have a right to an electronic accounting of Congressional votes, just as has been done in our State Legislature for decades. The ponderously slow, outmoded voice voting is an incredible waste of time, especially in view of the fact that Congress has not, in 1970, been able to finish its routine yearly business.

Unless the public rises up to demand Congressional reform, we will find Congress continuing the indefensible, archaic procedures which are at the heart of the frustration that youth feels in the unresponsiveness of our political system. I hope this session of the Legislature will join me in openly and firmly requesting Con-

gress to reform itself. It is in the best interest of state and local government, as well as for America.

State Government

Periodically, our state has prepared for large-scale state and local government reorganization. The first major attempt was in 1931. The crushing depression that followed made it barely possible to continue state and local government as it was, without charting any new courses.

In 1941, Governor John Moses, State Senator Milton Young, and Representative Targie Trydahl made up the North Dakota Governmental Survey Commission which authored another major attempt at state government reorganization. World War II diverted our attention from that excellent study, but many subsequent legislative sessions returned to the study to adopt some of its recommendations.

The study is still valid and I recommend it as a reference to students of government. There is still much in it which should be implemented.

There is weakness in our state and local government which has been fixed upon us by our state constitution, written more than three-quarters of a century ago. There are improvements, however, that can be made by the Legislature even under our outmoded constitution.

As a thumb rule, we should always follow legal or implied responsibility with adequate legal authority. There is a tendency to believe that many state departments and agencies are so important that they should be removed from any political influence and should be allowed to exist as small dynasties unresponsive to the direction of any election official. This type of government is uncoordinated and unresponsive. We have too much of it in North Dakota.

A Governor should have the authority and power to implement his administration soon after his election. He should not have to wait for the appointments of board and commission members and department heads to expire at some point months or even years after he has taken office.

I have recommended in the past, and I do so again, that the term of office of all members of boards and commissions, as well as major department heads, should expire with the term of Governor. In order to provide continuity, I recommend that the Governor should have to appoint a minority of members of boards and commissions from incumbents. However, he should be able to appoint a majority of all boards and commissions within the first six months if he wishes to, so that his administration can be implemented immediately.

Our state government is too loosely strung together. All agencies and commissions should be divisions of a closely related department. For example, the Department of Agriculture should have as divisions such agencies as the Wheat Commission, the State Seed Department, the Livestock Sanitary Board, the Poultry Improvement Board, and the Dairy Products Promotion Commission. The State Library Commission, which has been revitalized under the capable leadership of Richard Wolfert, should be placed under a department having to do with education.

I recommend that the State School at Grafton and the Tuberculosis Sanatorium at Dunseith be transferred to the Department of Health along with other agencies having to do with health such as dairy products inspection and various duties of the State Laboratories Department.

I would look favorably on the development of a Department of Transportation and a Department of Conservation to include all

present state services that are related to those two fields of state endeavor.

Because of the need to integrate state planning according to state service functions, I have established a State Planning Council in the State Planning Agency to coordinate the planning of related departments and agencies. The Planning Council is a means of compensating for a lack of adequate administrative reorganization. It can proceed without additional personnel or without reorganizational legislation.

Local Government

An excess of local government continues to plague our state. The overlaying of such legal entities as counties, townships, school districts, water management districts, drainage districts, irrigation districts, park boards, zoning boards, etc., with independent levies, has created administrative problems.

I believe citizens should have the services of as much local government as they want and can afford. However, the high cost of duplication should make the people of each locality take a long, hard look at their local government.

For several sessions, I have recommended that townships be strengthened and enlarged to coincide with high school district boundaries. I still make that recommendation. I have also suggested that there may be a few counties which, because of population or valuation limitations, could strengthen their county government by joining with an adjacent county.

I emphasize in these recommendations that the determination of the changes that are made in local government should be left to the majority of voters who are affected.

Law Enforcement and the Courts

The Uniform Crime Report for 1969 issued by the Federal Bureau of Investigation shows North Dakota enjoying the distinction of having by far the lowest rate of violent crime in the nation. The report shows that North Dakota experienced 35.8 violent crimes per 100,000 residents during the year, compared to 77.4 for South Dakota, 98.3 for Montana, and 142.0 for Minnesota. North Dakota is also among the lowest in non-violent crimes.

Our low crime rate has made us a little less aware than some other states of the need for improved law enforcement and court reform.

North Dakota's Law Enforcement Council has been very active in reviewing improvements that are needed at the local and state level. I am pleased with their hard work. We are making progress in improved law enforcement as is exemplified by the Law Enforcement Training Center authorized by the last session of the Legislature and which will become operational in 1971.

Chief Justice of the United States Supreme Court Warren Burger has done an excellent job of alerting the public as to the reforms that are needed in our law enforcement system and our courts especially.

Justice Burger spoke to an executive session of the National Governors' Conference at their 1970 meeting. He emphasized that there are many cases that come before the United States Supreme Court that have an impact on the states and local government. We should have an interest in United States Supreme Court reform.

But as badly as the United States Supreme Court needs reform, according to Judge Burger, the states' court system needs it even more. He recommended that our courts use modern business methods and that their operations be handled by professional court administrators such as are being trained at the Institute for Court Management in Denver, Colorado.

He pointed to the many problems that come about in a multiple judge district where one judge might be a hard working person, while a fellow judge might be the eleven o'clock in the morning until three o'clock in the afternoon, two days a week, variety.

Judge Burger stated that there is no excuse for court calendars to become overloaded and court decisions to be delayed for months or even years. He gave some hope that a report on judicial review would be out in a year or two and would point the way to state court reform. He recognized New Jersey, New York, and California as states which had done much in court reform.

Because North Dakota has a low population and because our court cases, if our crime rate is any measure, are less than many other states, it would seem to me that it should be relatively easy for North Dakota to reform its court system and be able to boast of the very best court system in the United States.

I, therefore, urge the Legislative Council to take under intense study the court system in North Dakota so that at a later session we can take advantage of that study and the recommendations in the judicial review to make our state court system more responsive to its mission in our society.

Judge Burger went on to be very critical of the nation's corrections system. He recommended to all the study of the American Bar Association on Correctional Systems by a commission headed by the former Governor of New Jersey, Richard Hughes.

The Chief Justice issued a stinging rebuke against our prison system. He said, "I hope the concern that Congress and the press show for prisons in South Vietnam can be shown also for prisons in America."

"We cannot pour millions of dollars into the process of the trial and then be miserly about the process after the trial."

He went on to say, "Most ardent advocates of prison reform are the men who run the prisons."

He may have been including North Dakota when he said, "Seventy-five percent of prison facilities in the United States are inadequate."

There is much to be done in the way of managing and rehabilitating those who must be sent to jail or to prison in our state. Many local jails can be justified for overnight safekeeping of prisoners, but certainly cannot qualify as humane places to hold people for an extended length of time.

Director of Institutions Walter Fiedler has been working with a committee on corrections and has recommendations which should be followed to improve our state prison and rehabilitation program.

I can go back to the 1941 Report of the North Dakota Governmental Survey Commission where they say, "To the Department of Public Welfare should be transferred the State Penitentiary and Training School. The administration of general laws pertaining to children, to various relief programs of the state and federal governments and to various services performed by the state for persons in need should be coordinated and unified."

Thirty years ago it was recognized that our correctional institutions needed to be brought under a department which contained staff who must be authorities in rehabilitation of individuals and families who are not able to find their way in our society.

It is even more true today. I recommend that this change be made. The State Industrial School and the State Penitentiary, as well as our parole system, should be made a division of the State Public Welfare Board.

Economic Changes and Needs

Transportation

Vast changes affecting our state and local economies are sweeping across us like enveloping tides. Because of our geographical location

and our limited political clout at the national level, we must wage an uphill battle to maintain our economic health.

We have watched our transportation system change, in some ways deteriorating and in other ways improving. The small towns in our state have already entered a crisis stage because of the abandonment of rail passenger service and less than carload lot freight service. Many branch railroad lines have eliminated depots, stockyards, and finally trains. The mails have been shifted to trucks. Branch line bus service is fast withering away.

Our exceptionally fine highway network has kept our head above water by permitting trucks and automobiles to take over as the railroad and bus service receded. But there are thousands of people in our small towns virtually stranded because they do not own or drive a car. Hundreds of small businesses are closing in small towns because they can no longer get economical delivery of the products they buy or sell.

The transportation crisis is forcing people to leave rural communities in order to live in the larger cities where they are within walking or city bus distance from the services they must have.

With each major change in rail service, we have been assured by the railroads that they were acting in the best interest of the public they served. Ten years of experience have caused us to wonder if yards and yards of wool have been pulled over our eyes.

We were told, when we protested the merger of the major east-west rail lines, that this would provide savings in freight rates and improved service for the state. Freight rates have gone up and rail service has diminished. North Dakota is almost at the point of providing only a right-of-way for transcontinental rail movement.

Unfair rail rates continue to plague us as they have since statehood. The rate to ship barley east to market is a case in point. The twenty-five cent greater cost per bushel for shipping wheat from Williston to the West Coast compared with the rate from Fargo to the West Coast is another shocking situation. Our mid-continent geographical location makes maladjustment of freight rates especially disadvantageous to our economy.

We should join a national effort to have the Interstate Commerce Commission and its rate structure changed to provide equal opportunity for economic growth on the basis of rail rates, no matter where in the United States an industry or business might want to establish itself.

It would be timely for us to memorialize Congress in this regard. It is already late for America to establish a national policy of opportunity distribution which would in effect cause a voluntary distribution of jobs and hence population so desperately needed.

Secretary of Transportation John Volpe has submitted a rail passenger plan for the nation. It appears to have bypassed North Dakota entirely. A strong protest would be in order. The Rail Pax Plan appears to be crisis-motivated in that it seeks to move people from one congested area to another. It does nothing, in my estimation, to encourage the development of economies and populations in those regions that are best equipped to expand.

With the demise of local rail and bus service, we find that improved airline service is not capable of meeting short-haul requirements. As a matter of fact, our airline service is not adequately serving our long-haul requirements. Once again, the distribution of opportunity in America will depend on the wisdom in laying out airline routes and the application of needed subsidies.

There is a peculiar situation existing in North Dakota that is not found in very many other states. One airline virtually monopolizes our east-west transcontinental traffic movement. A recent prolonged

strike in which North Dakota citizens and their political subdivisions lost millions of dollars emphasizes our precarious position.

There is no reason under the sun why one airline should be granted a perpetual monopoly. We have other airlines flying over this state now which could be granted some of the flights held by the monopoly airline. If this were done, we might see some competition between the two airlines in building better service for North Dakota. We would also have a more flexible position anytime either of the competing airlines could not or would not serve us.

I urge strong legislative action directed toward the Civil Aeronautics Board to ask for the certification of transcontinental flights to a competing airline flying east and west in North Dakota.

Finance

Our economy can grow no faster than our ability to finance it. The Small Business Administration has been improving its service to our state. The Bank of North Dakota, whose purpose is to encourage and promote agriculture, commerce, and industry has worked vigorously to do just that. It will participate in a state development corporation with other banks in order to provide a pool of credit for industrial risks. In addition, I would recommend that \$500,000 of unappropriated profits from the Bank of North Dakota be set aside to establish a guarantee program for first mortgage loans on industrial real property.

There is no question but that the Garrison Diversion Irrigation Project will require mammoth amounts of individual farmer financing as it becomes operational. I do not believe an adequate mechanism now exists to handle the financing that would be required. I recommend a Legislative Council study on what will be needed to adequately finance the intensive farming under irrigation conditions.

Two sessions ago, we adopted the Uniform Commercial Code in order to facilitate business in our state. I now recommend that we consider the Uniform Credit Code as a means of making our state more attractive to those who would invest. I am well aware that some consumer groups oppose the Uniform Credit Code. Their objections must be weighed against probable advantages.

Labor

We are losing tens of thousands of our young North Dakotans. They leave here to seek job opportunities which seem to them to exist in other states. One of the opportunities that they find in many other states is a higher minimum wage and the protection of union representation in their work. I believe it is in the best interest of an expanded economy in our state, as well as an inducement to our young people to stay here and seek jobs, if our minimum wages were raised and if our so-called right to work law were repealed.

Agriculture

Agriculture continues to be our basic industry. The position of agriculture in the nation's economy is slipping in part because of the weakness of rural states in mustering the political leverage necessary to maintain adequate farm programs. Even in North Dakota we have not pulled together as a state in support of agriculture.

To those who shrug off the importance of farm programming, it is well to note that the annual income to North Dakota farmers from the Wheat Certificate Program alone exceeds \$100 million annually and represents a greater gross income to our state than that from all our extractive industries, including crude oil and lignite coal. Furthermore, all of the Wheat Certificate income is spread throughout all of the rural communities and none of it is shipped to investors in other states.

We must intensify our research in enterprises that will be adaptable to irrigation such as sugarbeets and livestock feeding. At the same time, we must not lose sight of the vast dryland farming base of our state. There are many crops, including feed barley, which must be constantly upgraded through plant breeding in order to keep our farmers competitive.

Population Centers

When President Nixon visited North Dakota last summer with his Cabinet officials and met with Governors of the Upper Midwest concerning population distribution, the subject of "growth centers" came up. There were those who believed that only cities above 50,000 people had the capacity to absorb the rapidly growing population and thus become growth centers.

I disagree strongly with this concept. Every city, no matter how large it might be today, started as a tiny village of a handful of people. I believe that any village or town in North Dakota has the potential to be exactly what its people want it to be. I believe that in the years ahead, certain towns in North Dakota will emerge as growth centers because of what their present citizens plan and work for.

Our state efforts and planning should be directed toward making services available to people out in the rural countryside in order that hopefully some day the movement to the cities can be stemmed and the small towns can grow.

Over-congestion creates some terrible social costs, but when over-congestion is caused by depleting the countryside of population, then the depleted countryside also suffers severe social costs. This phenomenon is man-made and man can reverse the trend if we only recognize it and plan to do so. A strong resolution to the President and to Congress supporting the concept of opportunity distribution and hence population distribution throughout the United States might be helpful.

Tourism

Our greatest potential for economic growth outside of our basic industry of agriculture is tourism. We have made fantastic advances in the business of entertaining visitors to our state. Our excellent highway system with its rest-stops is well known to the traveling public. Our growing park system can barely keep up with the surging demand from tent trailers, pickup campers and travel trailer operators.

Every historic site that we renovate becomes a subject of eager visitor interest. Every boat ramp and picnic ground established soon hums with activity. On Labor Day at the state-owned marina at Sakakawea State Park, 1800 gallons of gasoline were pumped into motor boats using the facility.

We need to continue a steady outdoor recreation development program. We need to continue to improve and expand our state park system. We must also become aware of the deep heritage that could be illustrated in the restoration of historic sites from Pembina to Medora and from Fort Buford to Fort Abercrombie.

The Old West Trail started by North Dakota in 1961 and including South Dakota, Montana, Wyoming, and Nebraska has been extremely successful in promoting tourism. North Dakota this year launched the first international tourist loop, the Explorers Highroad, in conjunction with Saskatchewan, Manitoba, and Minnesota.

Economic development calls for a climate for profitable investment in order to produce new jobs. I believe that North Dakota has, through legislation, done as much as any other state in producing that climate. I believe we will see the efforts of this legislative session and those of the recent past pay off in the years ahead.

Who Are We?

We are Americans, of course, but we are also North Dakotans. This land which is North Dakota has a rich and colorful history that goes back to those centuries when the red men fought among themselves for territory. The ebb and flow of the American Indian in the years before the first white men came is an epic in itself.

Five distinct flows of humanity have populated what is now North Dakota. The Indians were first and came over the top of the world across the Bering Strait. Centuries later, the first white men made their way into the continent's heartland by using the Great Lakes as a means of transportation. These were the adventurous French, whose intermarriage with the Indians created a whole new identifiable population known as the Metis.

The English, who were out to make money, entered the territory from the north down Hudson's Bay and the Red River. They were followed by the third wave of people who came up the Mississippi River, intent on building a new empire with their homesteads which first crept into the Red River Valley in the mid-1850's. The last distinct movement of people were those adventurers, trappers and explorers who used the Missouri River to gain entrance to what is now North Dakota.

These first ripples of settlement became great waves of immigration from the Scandinavian countries, Germany, and other northern European countries. The settlement of North Dakota and the sacrifice and privation of those early pioneers was a part of a heritage that was taking firm root in those days.

Americans are a mixture of many races, colors, and nationalities, and from this mixture we have drawn great strength. North Dakota is no different. We still take pride in the nationalities of our ancestors. But there is value in North Dakotans knowing of this state's past in order to understand their own identity.

It would be very valuable if we developed a Heritage Center which could explain, through interpretation, the events and people and technology that went into the making of our land's natural history and the history of our people. North Dakota is mature enough to build a Heritage Center that would be a credit to the memory of all those who have gone before and would be an inspiration to all those who must face the future.

The Heritage Center has been under study for nearly ten years. The brochure that was distributed to all members of the Legislature explains in a colorful manner the historical, educational, cultural, and tourist development advantages that would go with a Heritage Center, as well as furnishing a headquarters for the State Historical Society and a place where historic artifacts could be collected, studied, and distributed to community museums. We need to start laying aside funds to build a Heritage Center.

The year 1976 will be the Bicentennial of the American Revolution. Already by invitation of the President of the United States, I have appointed a North Dakota Bicentennial Commission to plan events statewide to help commemorate two centuries of freedom as Americans. I can think of nothing more appropriate than to break ground for a Heritage Center in 1976, a Center built by both public and private funds.

1976 is also the 100th Anniversary of the last march of General George Custer and his troops to an event which has become world renowned. This anniversary is a very significant event in the struggle between the Indians and the white settlers, so firmly embedded in our heritage.

We are what we think, and what we do, and how we do it. Many have cast a disparaging look at the culture of the Great Plains. Even so, we have a growing interest in such things as drama, music, and art, which are expressive and creative parts of our culture.

The Commission on the Arts and Humanities has struggled along with too little encouragement. Their assistance to communities in developing cultural advantages is impressive. I recommend that their accomplishments be noted and that they be funded to continue their work.

One of the most unique cultural institutions in North Dakota is the International Peace Garden Music Camp. Here, more than 2500 young people drawn from both sides of the international boundary come each year to continue their musical training in the beautifully quiet and inspiring surroundings of the International Peace Garden. This music camp should be encouraged. In order to operate at an optimum economic level, additional dormitory space is required. I recommend that we see that this dormitory space is provided.

Each step that we take to encourage the cultural involvement of our people is a step that leads to a more satisfying life. Each new generation should be proud to know that in addition to being Americans, they are also North Dakotans.

Interstate and Regional Cooperation

More and more, we find ourselves involved with the affairs of other states in our Upper Midwest. This is good, for obviously several states working together can do many things that no one state can do alone.

There are many examples of this growing multi-state regional awareness that have come about in the last ten years. The Old West Trail in 1961 was an effective first step in organizing five of our states in a joint effort at tourist promotion. I have suggested that the Old West Trail organization broaden its mission to now become concerned with regional preservation of natural resources and historic sites. The preservation of such tourist attractions as forests, wetlands, lake shores, rivers, and wilderness areas should be an effort which concerns all of the states through which the touring public, meaning all of us, travels.

In 1970, the first effort in international regional tourist promotion has been launched with North Dakota leading the way, and joined by Minnesota, Manitoba, and Saskatchewan in the Explorers Highway. We expect the international tourism effort to result in closer working relationships in other fields with our adjacent Canadian provinces.

Regional efforts in water resource developments are absolutely necessary for the success of any widespread planning and effective use of water. The Souris-Red-Rainy River Basins Commission is a pioneer in this field. However, we must also take note that the Garrison Diversion Irrigation Unit was designed to serve irrigators in both North Dakota and South Dakota, and is a part of a series of Missouri Basin-wide irrigation projects planned for several states.

Our interest in irrigation underlines the desirability of a Missouri Basin Commission which would help to plan not only irrigation but also all the other beneficial uses that Missouri Basin water should be serving.

The Congress of the United States has approved a \$300,000 grant to launch an Economic Development Administration regional project in the same five states as are now cooperating in the Old West Trail. If the President directs the expenditure of this money, we can find North Dakota, Montana, Wyoming, Nebraska and South Dakota working as an economic unit to do all possible to improve its economy.

This would include many, many aspects of our everyday life including such things as interstate transportation rates, truck width and weight regulations, environmental control laws, and zoning laws. The idea would be to make this region, which has a mutual concern in low population growth, do as many things as possible to make it at-

tractive to new industries and a growing population without one state attempting to lower standards in order to be more attractive to industry than its surrounding neighbors.

A resolution to President Nixon requesting release of funds to establish the five-state Economic Development Administration project which includes North Dakota would be beneficial to our state.

There are other interstate efforts which we should support. The common market for higher education between our state and Minnesota should be given every encouragement. Interstate educational television should be supported.

Interstate planning for health regions in North Dakota should extend across our state lines to include all people who are served by a regional or satellite health center, whether they are citizens of this state or not.

Our state should continue to be a member of the Compact for Education, as well as the Multi-State Tax Compact.

We have gained much from being a member of the Interstate Oil Compact Commission and we will host the annual convention of this commission in Bismarck in June of 1971. It is noteworthy that our present North Dakota oil industry laws were patterned very closely after the model code of the Interstate Oil Compact Commission.

President Nixon has emphasized the need for regional thinking by reorganizing the federal regional offices to make Denver the prime regional center for our state. The federal government has allowed its various departments and agencies over the years to set up their own combination of states into regions and it may be impossible to totally reorganize the federal government's regional dispensation of its services, to emanate from one central point. We may still find ourselves dealing with federal agencies in St. Paul, Chicago, Kansas City and Omaha, as well as Denver, for many years in the future, but the President should be encouraged in his efforts.

It was North Dakota which organized the fifteen-state Midwestern Governors' Conference in 1962. This conference was organized to be concerned with the mutual problems of midcontinent America states and to develop greater political unity in bringing about political solutions.

Other regional groups have sprung up such as the Mid-America Governors' Transportation Council. All of these organizations recognize the intense competition that has developed between various regions in the United States.

It is costly to be competitive and join in regional efforts, but I believe it is even more costly in the longrun to be parochial and uncooperative beyond our state's borders.

GOALS FOR STATE AND LOCAL GOVERNMENT

In order for state or local government to be brought into sharper focus in order that public aspirations may be better pursued, it is well to establish goals.

I would define a goal as a direction in which we strive to move to accomplish those laudable things desired by most people. Goals are general in nature and can never be fully achieved, but we develop programs and objectives to move us in the direction of the goals we set for ourselves.

Many states are now establishing goals to help formulate policies and programs. Unfortunately, the United States of America has never established goals, so there are none on the federal level with which states can align themselves.

As the result of meetings held with people in state and local government, I offer thirteen goals that I think deserve endorsement:

1. To manage our environment to obtain an acceptable ecological

- balance and a wholesome, healthful living condition for our people.
2. To preserve and conserve our natural resources for the benefit of man now and forever.
 3. To seek to eliminate poverty and the associated hunger, malnutrition, and inadequate housing.
 4. To seek to overcome disease and alleviate suffering of our people.
 5. To seek to increase safety, security and domestic tranquility for our people.
 6. To expand and improve all education and make such service available to all.
 7. To work for the dignity, respect and equality of treatment for all our people regardless of race, creed, age, or sex.
 8. To increase both job opportunities and per capita income for our people, as well as the gross product of our state.
 9. To support the concept of democratic process and to constantly seek to bring more efficiency, responsiveness and effectiveness to our systems of government at all levels.
 10. To foster cultural and spiritual enrichment for our people who seek it.
 11. To increase the opportunities for relaxation and recreation.
 12. To seek to build pride and esprit de corps in ourselves and our institutions, and thereby enhance optimism in our future while we foster respect and appreciation of our rich North Dakota heritage.
 13. To work with surrounding states and Canadian provinces to achieve those benefits for our people which we as a state cannot satisfactorily achieve alone.

These goals are not chiseled in marble or hammered in bronze, and can change from time to time, both in nature and in priority.

I believe North Dakota state government should be given goals to pursue if only to document the thinking of the people of this period of time.

CONCLUSION

Morality is the degree of excellence in our practice of that which is right. Morality in our government is the basis of our claim to the finest, most sympathetic government on earth. But legality is not always consistent with morality. Morality must be the strong fiber in the fabric of all legislation.

It is very easy for those who have security to speak contemptuously about the desirability of government being concerned with people's security. We must constantly try to place ourselves in the position of those we represent. This includes the disadvantaged as well as the advantaged. It includes the silent as well as the vocal. And it includes those with philosophies other than our own.

The record of the 42nd Legislative Assembly has not been written. There is yet time to make it great.

HOUSE RECONVENES

The House reconvened pursuant to recess taken, Speaker Bier presiding.

Rep. Streibel requested the privilege of the House for the purpose of approaching the rostrum, which request was granted.

Rep. Streibel then presented to Gov. William L. Guy the National Leadership Award of Excellence from the 42nd Session of the North Dakota House of Representatives.

Rep. Streibel moved that the schedule for chaplains be printed in the Journal, which motion prevailed.

CHAPLAINCY SCHEDULE
Forty-Second Legislative Assembly
State of North Dakota
Convening January 5, 1970

The following schedule is submitted on behalf of the Bismarck and Mandan Ministerial Associations for Chaplaincy service for the Forty-Second Legislative Assembly. In case of failure of the designated person to present himself, telephone the Rev. Richard Unkenholz, 223-4401, or if unable to contact him, call the Rev. Gerald Ruelle, 223-5000.

Date	Senate Sessions	Office	Residence
January			
5	Norman Winkelman, Calvary United Methodist	255-4281	255-3720
6	David Walters, United Pentecostal	223-8125	223-9049
7	George Unruh, Lutheran Social Services	223-1432	
8	Frank Unruh, Mennonite Brethren	223-0797	
9	James Tuxbury, St. Mary's High School	223-4113	673-4982
11	Thomas Sullivan, St. Joseph Church, Mandan	663-9562	
12	Clarence Stomp, House of Prayer Lutheran	223-2202	223-9754
13	Arnold Spain, St. Anne's Church	223-1549	
14	Lester Soberg, United Church of Christ	255-1104	223-6602
15	E. C. Schumacher, Evangelical Free	223-6271	223-3330
16	T. Christian Nelson, Christ's Church Episcopal, Mandan	663-8466	663-5208
18	Tommy Sands, Church of God	223-8451	
19	Gerald Ruelle, St. Alexius Chaplain	223-5000	
20	Verle Reinicke, Faith Lutheran	223-2236	255-4623
21	Alwin Reimnitz, Zion Lutheran	223-8286	223-9065
22	Harley Refsal, First Lutheran, Mandan	663-3594	663-5086
23	James Reardon, Cathedral Roman Catholic	223-1033	
25	Casimer Paluck, Cathedral Roman Catholic	223-1033	
26	John Nicolai, Trinity Lutheran	223-3560	223-0591
27	Walter Schott, Good Shepherd United Methodist, Mandan	663-8909	663-3421
28	Lester Myers, Church of the Nazarene, Mandan		663-8975
29	John Miller, Baptist Temple, Mandan	663-5020	663-6232
30	A. B. Meyer, Bismarck Reformed	223-3304	
February			
1	Gerald Mertz, Faith Lutheran	223-2236	255-2858
2	Gary Maser, Good Shepherd Lutheran	255-1001	223-1663
3	Stanley Malmgren, First Baptist	223-8614	255-3148
4	John MacMullen, First United Methodist, Mandan	663-8339	663-3350
5	Robert Lynne, Good Shepherd Lutheran	255-1001	255-1119
6	Oscar Lund, Lutheran Chaplain	223-4700	223-9439
8	Raymond Loven, Assembly of God		255-2647
9	Capt. Thomas Lewis, Salvation Army	223-1889	223-1976
10	John Kuhn, Christ the King, Mandan	663-6200	663-8842
11	Thomas Kramer, Catholic Education Office	223-0481	255-4584
12	Edward Korte, Christ the King, Mandan	663-6200	663-8842
13	David Knecht, McCabe United Methodist	255-1160	223-1975
15	Marvin Klemmer, Catholic Chancery Office	223-1347	
16	Lloyd Jorgenson, Assembly of God	255-0500	223-1852

17	Warren K. Johnson, First Lutheran	223-4340	223-3310
18	Roger Jespersion, McCabe United Methodist	255-1160	255-2866
19	R. W. Horn, State Industrial School	663-9523	663-3760
20	John Holten, Church of the Cross Lutheran	223-1001	223-8099
22	Sgt. Ruby Hoffman, Salvation Army, Mandan	663-9217	
23	Donald Hill, St. Mary's Roman Catholic	223-5562	
24	Ira Herzberg, Calvary United Methodist		255-0598
25	Hensel Hendrickson, Trinity Lutheran	223-3560	223-2981
26	Dale Heikken, First Lutheran	223-4340	223-8765
27	Roger Hedberg, Mandan Baptist	663-8368	663-8549
March			
1	Gerhart Harms, Bethel Lutheran	255-1433	255-3807
2	Richard Hagestuen, First Lutheran, Mandan	663-3594	663-3154
3	J. T. Burdine, Southern Baptist		255-4277
4	S. A. Freeman, Church of Christ	223-5134	255-1218
5	Austin Engel, United Church of Christ	224-2428	255-4064
6	Walter Ellingson, St. George Episcopal	223-1942	255-1857
8	Norman Dukert, St. Joseph Catholic, Mandan	663-9188	663-9562
9	A. Benjamin Dove, First Presbyterian, Mandan	663-5788	663-5329
10	Walter Dingfield, Bismarck Baptist	224-4445	223-8361
11	Christopher Davis, Annunciation Priory	255-1520	
12	Blaine Cook, Corpus Christi Catholic	255-4600	255-4584
13	James M. Butler, First Presbyterian	223-6091	223-3325
15	Donald Burton, Lord of Life Lutheran	223-2986	255-1182

	Date	House Sessions	Office	Residence
January				
5	Richard Husfloen, Assistant to District President, American Lutheran Church of Western North Dakota			
6	A. T. Bidwell, Seventh Day Adventist			255-1947
7	Roger Bishop, Bible Baptist			223-3858
8	Eugene Bova, State Industrial School	663-9523		
9	T. Christian Nelson, Christ's Church Episcopal, Mandan	663-8466		663-5208
11	Peter Brickerhoff, United Church of Christ	255-2773		255-3301
12	J. T. Burdine, Southern Baptist			255-4277
13	Donald Burton, Lord of Life Lutheran	223-2986		255-1182
14	James M. Butler, First Presbyterian	223-6091		223-3325
15	Blaine Cook, Corpus Christi Catholic	255-4600		255-4584
16	Christopher Davis, Annunciation Priory	255-1520		
18	Walter Dingfield, Bismarck Baptist	223-4445		223-8361
19	A. Benjamin Dove, First Presbyterian, Mandan	663-5788		663-5329
20	Norman Dukert, St. Joseph Catholic, Mandan	663-9188		663-9562
21	Walter Ellingson, St. George Episcopal	223-1942		255-1857
22	Austin Engel, United Church of Christ	224-2428		255-4064
23	S. A. Freeman, Church of Christ	223-5134		255-1218
25	Tommy Sands, Church of God	223-8541		
26	Richard Hagestuen, First Lutheran, Mandan	663-3594		663-4154
27	Gerhart Harms, Bethel Lutheran	255-1433		255-3807
28	Roger Hedberg, Mandan Baptist	663-8368		663-8549
29	Dale Heikinen, First Lutheran	223-4340		223-8765
30	Hensel Hendrickson, Trinity Lutheran	223-3560		223-2981

February

1	A. R. Aleson, First United Methodist	223-4401	255-3489
2	E. J. Becwar, St. Mary's High School		223-4113
3	Charles Backes, St. Joseph Church, Mandan	663-9188	663-9562
4	Ira Herzberg, Calvary United Methodist		255-0598
5	Donald Hill, St. Mary's Roman Catholic	223-5562	
6	Robert A. Feehan, St. Mary's High School	223-5134	255-1218
8	Sgt. Ruby Hoffman, Salvation Army, Mandan	663-9217	
9	John Holten, Church of the Cross Lutheran	223-1001	223-8099
10	R. W. Horn, State Industrial School	663-9523	663-3760
11	Roger Jespersion, McCabe United Methodist	255-1160	255-2866
12	Warren K. Johnson, First Lutheran	223-4340	223-3310
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15	Raymond Loven, Assembly of God		255-2647
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25	John MacMullen, First United Methodist, Mandan	663-8339	663-3350
26	Stanley Malmgren, First Baptist	223-8614	255-3148
27	Gary Maser, Good Shepherd Lutheran	255-1001	223-1663

March

1	Gerald Mertz, Faith Lutheran	223-2236	255-2858
2	A. B. Meyer, Bismarck Reformed	223-3304	
3	John Miller, Baptist Temple, Mandan	663-5020	663-6232
4	Lester Myers, Church of the Nazarene, Mandan		663-8975
5	Waiter Brill, Messiah Lutheran, Mandan	663-8545	
6	John Nicolai, Trinity Lutheran	223-3560	223-0591
8	Casimer Paluck, Cathedral Roman Catholic	223-1033	
9	James Reardon, Cathedral Roman Catholic	223-1033	
10	Harley Refsal, First Lutheran, Mandan	663-3594	663-5086
11	Alwin Reimnitz, Zion Lutheran	223-8286	223-9065
12	Werle Reinicke, Faith Lutheran	223-2236	255-4623
13	Gerald Ruelle, St. Alexius Chaplain	223-5000	
15	Paul Stuart, Regular Baptist Fellowship	255-3542	

Rep. Streibel then moved that the House stand in recess until 1:30 p.m., Wednesday, January 6, 1971, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIRST DAY AFTER RECESS AND SECOND DAY

Bismarck, January 6, 1971

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker Bier presiding.

Speaker Bier announced the appointment of Ernest Meidema, William DeKrey, Carl White, Ralph M. Winge and Mrs. Mushik to the Enrolling and Engrossing Committee.

Rep. Solberg moved that the remarks of Rep. Streibel and Rep. Hoffner in making the National Leadership Award of Excellence to Governor William Guy be printed in the Journal, which motion prevailed.

Rep. Streibel: "Governor Guy, Mrs. Guy, Fellow Legislators and Friends:

"Shortly after convening at 12 o'clock this noon, the House of Representatives passed a resolution which awards Governor William L. Guy the National Leadership Award of Excellence. This is an award created by Governor Guy to recognize outstanding citizens of North Dakota who have risen to a position of leadership and prominence in our nation.

"It was the thinking of some of us at the conclusion of Governor Guy's presentation to Senator Becker during a social gathering at our organizational meeting in December, it would be appropriate if our Governor be recognized because he was the Chairman of the National Governor's Conference during the years 1966-1967.

"It was my privilege the year that Governor Guy served as Chairman of the National Governors' Conference to be a part of some of the recognition that North Dakota did receive as a direct result of his position of leadership. I recall one occasion when the Telephone Companies of America commemorated the installation of the 100 millionth telephone in America, and to commemorate this occasion, they presented a gold Princess phone to each of the fifty governors, and then the fifty governors were all on a conference call with President Johnson. Some of us were in the office at the time this conference call was placed. If you don't think it gives you goose pimples to be in a room where our State Chief Executive is talking with the President of the United States on a conference call with forty-nine other Chief Executives, then guess again.

"I recall other occasions, such as National Legislative Conferences, where people from Michigan, Illinois, Maine and other states would see a badge which indicated we were from North Dakota, and they recognized us by virtue of the fact that our Governor was Chairman of the National Governor's Conference.

"Governor Guy, on behalf of the other ninety-seven members of the House and myself, who I think represent the people of North Dakota — maybe not in the one man, one vote proportion — but we do represent them nonetheless, it is a great privilege

for me to represent my fellow colleagues in the House and present you with this J. F. K. chair.”

Rep. Hoffner: “I would just like to ask the Governor not to use that chair too much in the next sixty days.”

FIRST READING OF HOUSE BILLS

Reps. Grant and W. Erickson introduced:

House Bill No. 1127. A Bill for an Act to create and enact section 39-08-10.1 of the North Dakota Century Code, providing for reflectors or emblems to be attached to vehicles involved in an accident.

Was read the first time and referred to the committee on Transportation.

Reps. Hentges and Dick introduced:

House Bill No. 1128. A Bill for an Act to repeal chapter 12-21.1 of the North Dakota Century Code, relating to the prohibition of business and labor on Sunday.

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

Reps. Atkinson, Boustead and Boyum introduced:

House Bill No. 1129. A Bill for an Act to amend and reenact section 57-58-01 of the North Dakota Century Code, relating to the dates for distribution of personal property tax replacement moneys to counties; and declaring an emergency.

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

Rep. Eagles introduced:

House Bill No. 1130. A Bill for an Act to provide financial assistance for alcoholism programs operated by counties, for standards, evaluation of programs, cooperation with federal, state, and local governments, and for an appropriation.

Was read the first time and referred to the committee on Social Welfare.

Rep. Bunker introduced:

House Bill No. 1131. A Bill for an Act to amend and reenact sections 32-18-02, 32-18-04, and 32-18-05 of the North Dakota Century Code, relating to the period of redemption allowed a defaulting purchaser under a contract for deed or similar instrument.

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

Reps. Gackle and Stoltenow introduced:

House Bill No. 1132. A Bill for an Act to amend and reenact section 24-08-01 of the North Dakota Century Code, allowing a county to build its own bridges if the board of county commissioners believes that it would be less expensive than allowing the lowest bidder to build the bridge.

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

Reps. Gackle, Sandness and Stoltenow introduced:

House Bill No. 1133. A Bill for an Act to amend and reenact section 40-57.1-03 of the North Dakota Century Code, relating to municipalities' authority to grant tax exemptions on land.

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

Reps. Gerl and Mushik introduced:

House Bill No. 1134. A Bill for an Act to amend and reenact section 61-02-04 of the North Dakota Century Code, relating to the membership of the state water conservation commission.

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

Rep. Dornacker introduced:

House Bill No. 1135. A Bill for an Act to create and enact section 16-04-01.1 of the North Dakota Century Code, providing for a presidential preference primary election; and to amend and reenact sections 16-04-01, 16-04-02, 16-04-11, 16-17-16, and 16-17-17 of the North Dakota Century Code, relating to primary elections.

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

The Committee on Appropriations introduced:

House Bill No. 1136. A Bill for an Act to amend and reenact section 54-16-01 of the North Dakota Century Code, relating to membership on the emergency commission.

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

Rep. Atkinson introduced:

House Bill No. 1137. A Bill for an Act to amend and reenact section 16-13-07 of the North Dakota Century Code, relating to sending pollbooks to the United States district court.

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

Rep. Dick introduced:

House Bill No. 1138. A Bill for an Act to provide that all dead end roads and roads having ninety degree turns on the state or county road systems have an approach or safety road.

Was read the first time and referred to the committee on Transportation.

Rep. Rundle introduced:

House Bill No. 1139. A Bill for an Act to amend and reenact section 11-10.1-01 of the North Dakota Century Code, to provide that only counties having a population of more than five thousand shall appoint a county director of tax equalization.

Was read the first time and referred to the committee on Political Subdivisions:

Rep. Rundle introduced:

House Bill No. 1140. A Bill for an Act to amend and reenact subsection 1 of section 11-17-04 and sections 11-17-05, 27-03-05, 27-03-06, 27-07-40, and 27-07-41 of the North Dakota Century Code, relating to court filing fees and the disposition of the proceeds thereof; and to repeal section 27-12-08 of the North Dakota Century Code, relating to the use of bar association funds.

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

Rep. Rundle introduced:

House Bill No. 1141. A Bill for an Act to transfer and appropriate moneys from the general fund of the state treasury to the industrial commission for the payment of adjusted compensation to Vietnam veterans.

Was read the first time and referred to the committee on Veterans' Military Affairs.

Rep. Thorsgard introduced:

House Bill No. 1142. A Bill for an Act to create and enact section 24-05-21 of the North Dakota Century Code, providing for the sufficient grading of the inslope of all roads which intersect with county and township roads, and providing an effective date.

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

Reps. K. Johnson, Rivinius and Meyer introduced:

House Bill No. 1143. A Bill for an Act to create and enact section 36-15-08.1 of the North Dakota Century Code, relating to payment of indemnity for brucellosis.

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

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your committee on State and Federal to whom was referred House Bill No. 1044, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bil No. 1047, has had the same under consideration and recommends that the same be amended as follows:

On Page 2, line 20 after the word terms and before the period insert the following: "**as representatives of the public at large**"

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1048, has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Giffey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1050, has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1051, has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1063, has had the same under consideration and recommends that the same do pass and be re-referred to the committee of appropriations.

REP. BUNKER, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1063 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1064, has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal to whom was referred House Bill No. 1067, has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Glaspey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal to whom was referred House Bill No. 1068, has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1074, has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal to whom was referred House Bill No. 1085 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. William Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1095, has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1107, has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1109, has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Concurrent Resolution No. 3006, has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel moved that the following deadline dates be printed in the Journal, which motion prevailed:

Last day for introduction of bills	Jan. 22, before 2 p.m.
Last day for introduction of resolutions	Feb. 15, before 2 p.m.
House bills must be out of committee	Feb. 18, before 2 p.m.
House bills must be over to Senate	Feb. 20, before 2 p.m.
All bills out of committee and on calendar	March 12, before 2 p.m.
Adjourn, sine die	March 16, before 2 p.m.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

SECOND DAY

Bismarck, January 6, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. James Butler, of the First Presbyterian Church of Bismarck.

Roll was called and all members were present except Reps. Jenkins, Knudson, J. Peterson, Reimers and Weber.

A quorum was declared by the Speaker.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the first day and recommends that the same be corrected as follows:

Page 69, line 17, delete "exemptin" and substitute "exemption" in lieu thereof.

Page 90, line 32, delete "lgislative" and substitute "legislative" in lieu thereof.

Page 100, line 43, delete "og" and substitute "of" in lieu thereof.

Page 100, line 52, delete "thep" and substitute "the" in lieu thereof.

Page 61, line 17, delete "feets" and substitute "fees" in lieu thereof.

Page 58, line, delete "appripriation" and substitute "appropriation" in lieu thereof.

And when so corrected recommends that the same be approved.

REP. LEE, Member

Rep. Lee moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1048. A Bill for an Act to amend and reenact sections 57-16-03 and 57-16-06 of the North Dakota Century Code, relating to the requirements for notice and the form of ballots for excess mill levy elections.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haman	Linderman	Rolfsrud
Boyum	Haugland	Livingston	Rundle
Brekke	Hausauer, A.	Lundene	Sandness
Bunker	Hausauer, R.	McGauvran	Shablow
DeGroot	Henning	McGeehan	Solberg
DeKrey	Henry	Mertens	Stoltenow
Dick	Hensrud	Metzger	Stone
Dornacker	Hentges	Meyer	Streibel
Dotzenrod	Herman	Miedema	Strinden
Eagles	Hickle	Miller, B.	Thorsgard
Erickson, K.	Hildebrand	Miller, E.	Tweten
Erickson, W.	Hilleboe	Moore	Ulvedal
Fleming	Hoffner	Murphy	Wagner
Gackle	Jacobson	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Johnson, K.	Opedahl	White
Gerl	Kieffer	Patrick	Wilkie

Giffey	Kingsbury	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Absent and not voting:			
Boustead	Knudson	Reimers	Weber
Jenkins	Peterson, J.		

So the bill passed and the title was agreed to.

House Bill No. 1050. A Bill for an Act to amend and reenact section 11-10.1-06 of the North Dakota Century Code, relating to the duties of county directors of tax equalization in obtaining agricultural statistics; to repeal sections 4-01-01, 4-01-02, 4-01-03, 4-01-06, 4-01-07, 4-01-10, 4-01-11, 4-01-12, 4-01-13, and 4-01-14 of the North Dakota Century Code, relating to the collection of agricultural statistics by assessors, the furnishing of such statistics by county auditors, and the duties of the commissioner of agriculture in his capacity as state statistician; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haman	Linderman	Rolfsrud
Boyum	Haugland	Livingston	Rundle
Brekke	Hausauer, A.	Lundene	Sandness
Bunker	Hausauer, R.	McGauvran	Shallow
DeGroot	Henning	McGeehan	Solberg
DeKrey	Henry	Mertens	Stoltenow
Dick	Hensrud	Metzger	Stone
Dornacker	Hentges	Meyer	Streibel
Dotzenrod	Herman	Miedema	Strinden
Eagles	Hickle	Miller, B.	Thorsgard
Erickson, K.	Hildebrand	Miller, E.	Tweten
Erickson, W.	Hilleboe	Moore	Ulvedal
Fleming	Hoffner	Murphy	Wagner
Gackle	Jacobson	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Johnson, K.	Opedahl	White
Gerl	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker

Absent and not voting:			
Boustead	Knudson	Reimers	Weber
Jenkins	Peterson, J.		

So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 1051. A Bill for an Act to repeal subsection 3 of section 57-39.2-04 of the North Dakota Century Code, relating to the exemption from the sales tax of agricultural products when sold in exchange for like agricultural products produced by the purchaser and is for the purchaser and his family.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Rice
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Atkinson	Gronneberg	Larson, L.	Rivinius
Austin	Gunderson	Laughlin	Rocheleau
Backes	Halcrow	Lee	Rolfsrud
Berg	Haman	Linderman	Rundle
Boyum	Haugland	Livingston	Sandness
Brekke	Hausauer, A.	Lundene	Shablow
Bunker	Hausauer, R.	McGauvran	Solberg
DeGroot	Henning	McGeehan	Stoltenow
DeKrey	Henry	Metzger	Stone
Dick	Hensrud	Meyer	Streibel
Dornacker	Hentges	Miedema	Strinden
Dotzenrod	Herman	Miller, B.	Thorsgard
Eagles	Hickle	Miller, E.	Tweten
Erickson, K.	Hildebrand	Moore	Ulvedal
Erickson, W.	Hilleboe	Murphy	Wagner
Fleming	Hoffner	Mushik	Walsh
Gackle	Jacobson	Olienyk	Welder
Ganser	Johnson, H.	Opedahl	White
Gengler	Johnson, K.	Patrick	Wilkie
Gerl	Kieffer	Peterson, R.	Winge
Giffey	Kingsbury	Raile	Mr. Speaker
Glaspey	Lang	Raymond	

Those voting in the negative were:
Mertens

Absent and not voting:

Boustead	Knudson	Reimers	Weber
Jenkins	Peterson, J.		

So the bill passed and the title was agreed to.

House Bill No. 1064. A Bill for an Act to amend and reenact section 43-17-22 of the North Dakota Century Code, to remove the citizenship requirements for the licensing of physicians.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Raymond
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Berg	Haman	Linderman	Rocheleau
Boyum	Haugland	Livingston	Rolfsrud
Brekke	Hausauer, A.	Lundene	Rundle
Bunker	Hausauer, R.	McGauvran	Sandness
DeGroot	Henning	McGeehan	Shablow
DeKrey	Henry	Mertens	Solberg
Dick	Hensrud	Metzger	Stoltenow
Dornacker	Hentges	Meyer	Stone
Dotzenrod	Herman	Miedema	Streibel
Eagles	Hickle	Miller, B.	Thorsgard
Erickson, K.	Hildebrand	Miller, E.	Tweten
Erickson, W.	Hilleboe	Moore	Ulvedal
Fleming	Hoffner	Murphy	Wagner
Gackle	Jacobson	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Johnson, K.	Opedahl	White
Gerl	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant	Larson, G.		

Absent and not voting:

Backes	Jenkins	Peterson, J.	Strinden
Boustead	Knudson	Reimers	Weber

So the bill passed and the title was agreed to.

House Bill No. 1067. A Bill for an Act to create and enact sections 44-08-18, 54-06-15, and 54-21-17.1 of the North Dakota Century Code, relating to keys issued to the state capitol building, and offices therein; providing for retention of a state official's or employee's final wage or salary check upon failure to return an issued key; providing for payment of a fee in lieu of return of a key; providing the procedures for enforcement; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Raymond
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Berg	Haman	Linderman	Rocheleau
Boyum	Haugland	Livingston	Rolfsrud
Brekke	Hausauer, A.	Lundene	Rundle
Bunker	Hausauer, R.	McGauvran	Sandness
DeGroot	Henning	McGeehan	Shablow
DeKrey	Henry	Mertens	Solberg
Dick	Hensrud	Metzger	Stoltenow
Dornacker	Hentges	Meyer	Stone
Dotzenrod	Herman	Miedema	Streibel
Eagles	Hickle	Miller, B.	Thorsgard
Erickson, K.	Hildebrand	Miller, E.	Tweten
Erickson, W.	Hilleboe	Moore	Ulvedal
Fleming	Hoffner	Murphy	Wagner
Gackle	Jacobson	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Johnson, K.	Opedahl	White
Gerl	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant	Larson, G.		

Absent and not voting:

Backes	Jenkins	Peterson, J.	Strinden
Boustead	Knudson	Reimers	Weber

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1068. A Bill for an Act to amend and reenact section 46-02-10 of the North Dakota Century Code, relating to the printing and binding of public documents, and providing deadlines for delivery.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haman	Linderman	Rolfsrud
Boyum	Haugland	Livingston	Rundle
Brekke	Hausauer, A.	Lundene	Sandness

Bunker	Hausauer, R.	McGauvran	Shablow
DeGroot	Henning	McGeehan	Solberg
DeKrey	Henry	Mertens	Stoltenow
Dick	Hensrud	Metzger	Stone
Dornacker	Hentges	Meyer	Streibel
Dotzenrod	Herman	Miedema	Strinden
Eagles	Hickle	Miller, B.	Thorsgard
Erickson, K.	Hildebrand	Miller, E.	Tweten
Erickson, W.	Hilleboe	Moore	Ulvedal
Fleming	Hoffner	Murphy	Wagner
Gackle	Jacobson	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Johnson, K.	Opedahl	White
Gerl	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker

Absent and not voting:

Boustead	Knudson	Reimers	Weber
Jenkins	Peterson, J.		

So the bill passed and the title was agreed to.

House Bill No. 1074. A Bill for an Act to amend and reenact subsection 4 of section 62-01-14 of the North Dakota Century Code, relating to distribution of records of pistols sold.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 4; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raile
Atkinson	Gunderson	Larson, L.	Raymond
Austin	Halcrow	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Boyum	Haugland	Linderman	Rocheleau
Brekke	Hausauer, A.	Livingston	Rolfsrud
Bunker	Hausauer, R.	Lundene	Sandness
DeGroot	Henning	McGauvran	Shablow
DeKrey	Henry	McGeehan	Solberg
Dick	Hensrud	Mertens	Stoltenow
Dornacker	Hentges	Metzger	Stone
Dotzenrod	Herman	Meyer	Streibel
Eagles	Hickle	Miller, B.	Tweten
Erickson, K.	Hildebrand	Miller, E.	Ulvedal
Erickson, W.	Hilleboe	Moore	Wagner
Fleming	Hoffner	Murphy	Walsh
Ganser	Jacobson	Mushik	Welder
Gengler	Johnson, H.	Olienyk	White
Gerl	Johnson, K.	Opedahl	Wilkie
Giffey	Kieffer	Patrick	Winge
Glaspey	Kingsbury	Peterson, R.	Mr. Speaker
Grant	Lang		

Those voting in the negative were:

Gackle	Miedema	Rundle	Thorsgard
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Absent and not voting:

Berg	Jenkins	Peterson, J.	Strinden
Boustead	Knudson	Reimers	Weber

So the bill passed and the title was agreed to.

House Bill No. 1085. A Bill for an Act to amend and reenact section 54-16-01 of the North Dakota Century Code, relating to the emergency commission.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Glaspey	Larson, L.	Rice
Atkinson	Grant	Laughlin	Rivinius
Austin	Gronneberg	Lee	Rocheleau
Backes	Gunderson	Linderman	Rolfsrud
Berg	Haman	Livingston	Rundle
Boyum	Haugland	Lundene	Sandness
Brekke	Hausauer, R.	McGauvran	Shablow
Bunker	Henning	McGeehan	Stoltenow
DeGroot	Henry	Mertens	Stone
DeKrey	Hensrud	Meyer	Streibel
Dick	Hentges	Miller, B.	Strinden
Dornacker	Herman	Miller, E.	Thorsgard
Dotzenrod	Hickle	Moore	Tweten
Eagles	Hildebrand	Murphy	Ulvedal
Erickson, K.	Hilleboe	Mushik	Wagner
Erickson, W.	Hoffner	Olienyk	Walsh
Fleming	Jacobson	Opedahl	Welder
Gackle	Johnson, H.	Patrick	White
Ganser	Johnson, K.	Peterson, R.	Wilkie
Gengler	Kieffer	Raile	Winge
Gerl	Lang	Raymond	Mr. Speaker
Giffey	Larson, G.		

Those voting in the negative were:

Halcrow	Metzger	Miedema	Solberg
Hausauer, A.			

Absent and not voting:

Boustead	Kingsbury	Peterson, J.	Weber
Jenkins	Knudson	Reimers	

So the bill passed and the title was agreed to.

House Bill No. 1095. A Bill for an Act to amend and reenact section 63-01-01 of the North Dakota Century Code, to include marijuana within the definition of noxious weeds.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 6; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Giffey	Lang	Rice
Atkinson	Glaspey	Larson, G.	Rivinius
Austin	Grant	Larson, L.	Rocheleau
Backes	Gronneberg	Laughlin	Rolfsrud
Berg	Gunderson	Lee	Rundle
Bier	Halcrow	Linderman	Shablow
Boyum	Haman	Livingston	Solberg
Brekke	Haugland	Lundene	Stoltenow
Bunker	Hausauer, A.	McGauvran	Stone
DeGroot	Hausauer, R.	McGeehan	Streibel
DeKrey	Henning	Mertens	Strinden
Dick	Henry	Metzger	Thorsgard
Dornacker	Hensrud	Meyer	Tweten
Dotzenrod	Herman	Miller, B.	Ulvedal
Eagles	Hickle	Moore	Wagner
Erickson, K.	Hildebrand	Murphy	Walsh
Erickson, W.	Hilleboe	Mushik	Welder
Fleming	Hoffner	Olienyk	White
Gackle	Jacobson	Opedahl	Wilkie

Ganser	Johnson, H.	Patrick	Winge
Gengler	Kieffer	Raile	Mr. Speaker
Gerl	Kingsbury	Raymond	

Those voting in the negative were:

Hentges	Miedema	Peterson, R.	Sandness
Johnson, K.	Miller, E.		

Absent and not voting:

Boustead	Knudson	Reimers	Weber
Jenkins	Peterson, J.		

So the bill passed and the title was agreed to.

Rep. Dornacker moved that House Bill No. 1107 be laid over one legislative day, which motion prevailed.

Rep. Atkinson moved that House Bill No. 1109 be re-referred back to House Judiciary Committee, which motion prevailed.

**SECOND READING OF HOUSE COCURRENT RESOLUTION
House Concurrent Resolution No. 3006.** A concurrent resolution urging the United States Congress to reinstate the investment credit.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the House now stand recessed until 1:30 p.m., Thursday, January 7, 1971, which motion prevailed.

ROY GILBREATH, Chief Clerk

SECOND DAY AFTER RECESS AND THIRD DAY

Bismarck, January 7, 1971

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker Bier presiding.

Rep. Streibel moved that the House stand recessed until 1:50 p.m., which motion prevailed.

House reconvened at 1:50 p.m., with Speaker Bier presiding.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1040 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1041 has had the same under consideration and recommends that the same be amended as follows:

On page 2, in line 24, delete the word "five" and insert in lieu thereof the word "one"

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Livingston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1075 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1077 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1087 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Hickle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1090 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Giffey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1096 has had the same under consideration and recommends that the same be amended as follows:

"On page 1, line 3 after the word 'removed', insert the following: 'and declaring an emergency.'"

Following line 9 on Page 2, insert the following new section:

SECTION 2. EMERGENCY.) This measure is hereby declared to be an emergency measure and shall be in full force and effect from and after the date of its passage and approval.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1125 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel moved that absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRD DAY

Bismarck, January 7, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Roger Bishop, Bible Baptist Church, Bismarck.

Roll was called, and all members were present except Rep. Boustead.

A quorum was declared by the Speaker.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the First Day after recess and Second Day and recommends that the same be corrected as follows:

Page 106, line 8, delete "127" and substitute "1127" in lieu thereof.

Page 108, following line 7, add "REPORTS OF STANDING COMMITTEES"

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Procedural Committee on Employment submits the following names for the positions specified below:

Florence Nemer, Bismarck	Chief Stenographer and Payroll Clerk
Lela Knudson, Bismarck	Chief Committee Clerk
James Bond, Fargo	Calendar Clerk
Vonnie Wold, Bismarck	Enrolling and Engrossing Clerk
Elsie Zimmerman, Bismarck	Secretary to Minority Floor Leader
Olger Sandven, Esmond	Deputy Sgt.-at-Arms
Harry Iszler, Streeter	Assistant Sgt.-at-Arms
J. J. Cummins, Fessenden	Assistant Sgt.-at-Arms
Art Buchwitz, Jamestown	Assistant Sgt.-at-Arms
Henry Benson, Flasher	Assistant Sgt.-at-Arms

Enola Eck, Bismarck	Bill Room Clerk
Pearl Andre, Hope	Bill Room Clerk
Fred Krause, Jr., Carson	Chief in charge of Journal Room and Bill Room Clerks
Alvin Manning, Regan	Journal Room Clerk
Mike Burgad, Strasburg	Journal Room Clerk
Olaf Grundstad, Ambrose	Journal Room Clerk
Elanor Weber, Bismarck	Stenographer
Andre Perry, Bismarck	Stenographer
Judy Hoffman, Mandan	Stenographer
Maude Grambs, Bismarck	Typist
Marjorie Cleveland, Wilton	Typist
Louise Ebert, Bismarck	Committee Clerk
LuGale Backlin, Bismarck	Committee Clerk
Helen Soma, Bismarck	Committee Clerk
Alice Zako, Bismarck	Committee Clerk
Laurel Renner, Bismarck	Appropriations Committee Clerk
Bernice Herner, Mandan	Ass't. Enrolling and Engrossing Clerk
Iola Langord, Grand Forks	Telephone Attendant
Jennie Bommersbach, Hankinson	Telephone Attendant
Eunice Anderson, Bismarck	Information Desk Attendant
Ester Davis, Mandan	Bill Book Clerk
Percy Ottmar, Mott	Bill Book Clerk
Helen Pennell, Mandan	Bill Book Clerk
Nick Chernos, Wilton	Bill Book Clerk
Ferd Hetterle, Bismarck	Parking Lot Attendant
Gertrude Learn, Bismarck	Journal Proofreader
Ruth Boyer, Bismarck	Journal Proofreader
Deborah Ann Dietz, Bismarck	Page
Janet Gilbert, Bismarck	Page
Karen Thompson, Bismarck	Page
Janet Lange, Bismarck	Page
Valorie Christianson, Glenburn	Page
Colleen Key, Mandan	Page
David Engel, Bismarck	Page

REP. BOUSTEAD, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Streibel moved that the House reconsider its action by which the Employment Committee Report was adopted by a voice vote, which motion prevailed.

The question then was on the motion of Rep. Gackle to adopt the Employment Report.

ROLL CALL

The roll was called and there were ayes 97, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Reimers
Atkinson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfstrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Tweten
Erickson, W.	Jacobson	Murphy	Ulvedal

Fleming	Jenkins	Mushik	Wagner
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker
Gronneberg			

Absent and not voting:
Boustead

So the motion prevailed.

Speaker Bier then administered the oath to the employees listed above.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1069 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed and the report was adopted.

SIXTH ORDER OF BUSINESS

Rep. Knudson moved that the amendments to House Bill No. 1047 as recommended by the Committee on Education as printed on page 108 of the House Journal be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS

Reps. Streibel, Hoffner and Strinden introduced:

House Bill No. 1144. A Bill for an Act to amend and reenact sections 54-03-10, 54-03-20, 54-03-20.1, and 54-35-10 of the North Dakota Century Code, relating to compensation and mileage reimbursement for members and officers of the legislative assembly, and declaring an emergency.

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

Reps. Jacobson, Backes, Bunker, Opedahl and Rundle introduced:

House Bill No. 1145. A Bill for an Act to amend and reenact section 27-05-07 of the North Dakota Century Code, relating to district court proceedings.

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

Rep. Streibel introduced:

House Bill No. 1146. A Bill for an Act establishing the legislative audit and fiscal review committee as a division of the committee on budget of the legislative council, to repeal chapter 54-35.1 of the North Dakota Century Code, relating to the legislative audit and fiscal review committee, and providing an appropriation.

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

Reps. Boustead and Wagner introduced:

House Bill No. 1147. A Bill for an Act to provide for a uniform standard code of construction, for methods of inspection of construction for mobile homes, and for remedies and penalties for violation of the construction code.

Was read the first time and referred to the committee on Transportation.

Rep. Hentges introduced:

House Bill No. 1148. A Bill for an Act to amend and reenact subsection 2 of section 43-23-07 of the North Dakota Century Code, relating to real estate brokers or salesmen, or mortgage brokers, and exception from application of chapter to auctioneers.

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

Rep. Hentges introduced:

House Bill No. 1149. A Bill for an Act to authorize the executor or administrator of an estate to make and enter into a contract with a licensed real estate broker for the sale of real property and pay a commission out of the proceeds of sale.

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

Reps. Solberg, Hoffner, Mertens, Rocheleau and Wilkie introduced:

House Bill No. 1150. A Bill for an Act to amend and reenact subsection 2 of section 11-16-05 of the North Dakota Century Code, relating to the restriction of powers of the state's attorney, and declaring an emergency.

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

Rep. Weber introduced:

House Bill No. 1151. A Bill for an Act to amend and reenact section 20-01-07 of the North Dakota Century Code, relating to prohibiting the operators of aircraft or motor vehicles from killing, chasing or harassing any wild game, and providing a penalty.

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

Reps. K. Johnson, G. Larson and DeGroot introduced:

House Bill No. 1152. A Bill for an Act to prohibit the feeding of garbage to livestock for the purpose of assisting in the prevention of the spread of contagious diseases between livestock; to repeal sections 36-01-21, 36-01-22, 36-01-23, 36-01-24, 36-01-25, 36-01-26, and 36-01-27 of the North Dakota Century Code, pertaining to the feeding of garbage to livestock, and providing an effective date.

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

RECOGNITION

Speaker Bier announced that several former Representatives were in the chambers, and requested that the House recognize, former Speaker Ernest Johnson, Reps. Emil Schafer, LeRoy Erickson and Orin Dunlop, and these gentlemen were thereupon introduced to the House.

SECOND READING OF HOUSE BILL

House Bill No. 1107. A Bill for an Act to permit any person over eighteen years of age to be a blood donor without parental authority.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Reimers
Atkinson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfsrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow

DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Tweten
Erickson, W.	Jacobson	Murphy	Ulvedal
Fleming	Jenkins	Mushik	Wagner
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspay	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker
Gronneberg			

Absent and not voting:
Boustead

So the bill passed and the title was agreed to.

REPORT OF PROCEDURAL COMMITTEE

Rep. Streibel moved that the rules be suspended and the House dispense with the reading of the House and Joint Rules Committee, which motion prevailed.

Mr. Speaker: Your procedural committee on House and Joint Rules submits the following report:

86. OFFICERS AND EMPLOYEE POSITIONS OF THE HOUSE OF REPRESENTATIVES.)

The following offices and employee positions shall be established and the number, title, and manner of selection for each position shall be as hereinafter indicated or stated:

Title of Position	Number of Positions
Group A	
Chief Clerk	1
Desk Reporter	1
Sergeant-at-Arms	1

Persons holding Group A positions shall be elected thereto by a majority of the members-elect and the vote shall be recorded in the Journal.

Group B	
Assistant Chief Clerk	1
Assistant Desk Reporter	1
Bill Clerk	1
Chief Stenographer and Payroll Clerk	1
Chief Committee Clerk	1
Appropriations Committee Clerk	1
Committee Clerks	5
Calendar Clerk	1
Enrolling and Engrossing Clerk	1
Chief Page	1

Persons holding Group B positions shall be appointed thereto by the party having a majority of the members-elect acting by and through the Committee on Employment.

Group C	
Secretary to the Speaker	1
Secretary to Majority Floor Leader	1
Secretary to Minority Floor Leader.....	1

The Speaker and the Majority and Minority Floor Leaders shall appoint their respective Secretaries to such position, acting by and through the Committee on Employment.

Group D	
Deputy Sergeant-at-Arms	1
Assistant Sergeant-at-Arms	4
Bill Room Clerks	2
Stenographers	6
Typists	3
((Appropriations Committee Clerk	1
Committee Clerks	5)))
Assistant Enrolling and Engrossing Clerk	1
Pages	9
Chief Telephone Attendant	1
(Alternate selection by House and Senate)	
Telephone Attendants	2
(Alternate selection by House and Senate)	
Bill Book Clerks	4
Information Desk Attendant	1
Journal Room Clerks	2
Journal Room Clerk-Typist	1
(Alternate selection by House and Senate)	
Parking Lot Attendant	1
Journal Proofreaders	2
Chief in Charge of Journal Room and Bill Room Clerks	1
(Alternate selection by House and Senate)	

The employee positions of Group D shall be allocated to the majority and minority parties in proportion to each party's percentage of the total number of the members-elect and each party shall appoint the persons to the positions allocated to them, acting by and through the Committee on Employment except, however, that in allocating the positions of Stenographers and Typists the minority party shall be allocated not less than one of each of these positions. The majority party shall have the first right to select those positions of this group until their allocation is filled.

The powers, duties, and qualifications for each officer or employee shall be as provided by law, these rules, and the Legislative Handbook for North Dakota Legislators and Employees for such positions.

REP. J. PETERSON, Chairman

Rep. Strinden moved that the report be adopted.

ROLL CALL

The question being on the adoption of the House and Joint Rules Committee Report, the roll was called and there were ayes 88, nays 7, absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Haman	Laughlin	Reimers
Atkinson	Haugland	Lee	Rice
Austin	Hausauer, A.	Linderman	Rivinius
Backes	Hausauer, R.	Livingston	Rocheleau
Berg	Henning	Lundene	Rolfstrud
Boyum	Hensrud	McGeehan	Rundle
Brekke	Hentges	Mertens	Sandness
Bunker	Herman	Metzger	Solberg
DeGroot	Hickle	Meyer	Stoltenow
DeKrey	Hildebrand	Miedema	Stone

Dick	Hilleboe	Miller, B.	Streibel
Dornacker	Hoffner	Miller, E.	Thorsgard
Dotzenrod	Jacobson	Moore	Tweten
Eagles	Jenkins	Murphy	Ulvedal
Erickson, K.	Johnson, H.	Mushik	Wagner
Gackle	Johnson, K.	Olienyk	Walsh
Ganser	Kieffer	Opedahl	Weber
Gengler	Kingsbury	Patrick	Welder
Glaspey	Knudson	Peterson, J.	White
Gronneberg	Lang	Peterson, R.	Wilkie
Gunderson	Larson, G.	Raile	Winge
Halcrow	Larson, L.	Raymond	Mr. Speaker

Those voting in the negative were:

Erickson, W.	Gerl	Grant	Shablow
Fleming	Giffey	McGauvran	

Absent and not voting:

Boustead	Henry	Strinden
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So the motion to adopt prevailed.

Rep. Lundene moved that the vote by which the Report of the House and Joint Rules Committee was adopted be reconsidered and the motion to reconsider be laid on the table, which motion lost.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit:

House Bill No. 1048
 House Bill No. 1050
 House Bill No. 1051
 House Bill No. 1064
 House Bill No. 1067
 House Bill No. 1068
 House Bill No. 1074
 House Bill No. 1085
 House Bill No. 1095
 House Concurrent Resolution No. 3006

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House now stand recessed until 1:30 p.m., Friday, January 8, 1971, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRD DAY AFTER RECESS AND FOURTH DAY

Bismarck, January 8, 1971

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker Bier presiding.

SIXTH ORDER OF BUSINESS

Rep. K. Johnson moved that the amendments to House Bill No. 1041 as recommended by the Committee on Agriculture as printed on page 117 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 1096 as recommended by the Committee on Transportation as printed on page 118 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1088 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. William Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1100 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 2, before the word "**persons**" delete the words "**Where two or more**" and insert the words "**Where not more than four**"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1120 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1134 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

Rep. Shablow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivision to whom was referred House Concurrent Resolution No. 3004 has had the same

under consideration and recommends that the same be indefinitely postponed.

REP. RUNDLE, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivision to whom was referred House Concurrent Resolution No. 3005 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 13 place triple parentheses around the word "primary" and insert in lieu thereof the word "**general**"

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1040. A Bill for an Act to amend and reenact section 36-09-14 of the North Dakota Century Code, relating to the issuance of brand books by the commissioner of agriculture.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Rice
Atkinson	Halcrow	Laughlin	Rivinius
Austin	Haman	Lee	Rocheleau
Backes	Haugland	Linderman	Rolfsrud
Berg	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Herman	Metzger	Stone
Dick	Hickle	Meyer	Streibel
Dotzenrod	Hildebrand	Miedema	Strinden
Eagles	Hilleboe	Miller, B.	Thorsgard
Erickson, K.	Hoffner	Miller, E.	Tweten
Erickson, W.	Jacobson	Moore	Ulvedal
Fleming	Jenkins	Murphy	Wagner
Gackle	Johnson, H.	Mushik	Walsh
Ganser	Johnson, K.	Olienyk	Weber
Gengler	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspay	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Hentges

Absent and not voting:

Boustead Dornacker Opedahl Reimers

So the bill passed and the title was agreed to.

House Bill No. 1075. A Bill for an Act to amend and reenact sections 4-09-10, 4-09-11, and 4-09-14 of the North Dakota Century Code, relating to the labeling of hermetically sealed seed containers, and to the time limit within which such seed containers must be retested.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Rice
Atkinson	Halcrow	Larson, L.	Rivinius
Austin	Haman	Laughlin	Rocheleau
Backes	Haugland	Lee	Rolfsrud
Berg	Hausauer, A.	Linderman	Rundle
Boyum	Hausauer, R.	Livingston	Sandness
Brekke	Henning	Lundene	Shablow
Bunker	Henry	McGauvran	Solberg
DeGroot	Hensrud	McGeehan	Stoltenow
DeKrey	Hentges	Mertens	Stone
Dick	Herman	Metzger	Streibel
Dotzenrod	Hickle	Meyer	Strinden
Eagles	Hildebrand	Miedema	Thorsgard
Erickson, K.	Hilleboe	Miller, B.	Tweten
Erickson, W.	Hoffner	Miller, E.	Ulvedal
Fleming	Jacobson	Moore	Wagner
Gackle	Jenkins	Murphy	Walsh
Ganser	Johnson, H.	Mushik	Weber
Gengler	Johnson, K.	Olienyk	Welder
Gerl	Kieffer	Patrick	White
Giffey	Kingsbury	Peterson, J.	Wilkie
Glaspey	Knudson	Peterson, R.	Winge
Grant	Lang	Raymond	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Raile

Absent and not voting:

Boustead Dornacker Opedahl Reimers

So the bill passed and the title was agreed to.

MOTION

Rep. Rundle moved that House Bill No. 1077 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1087. A Bill for an Act to amend and reenact sections 4-02-17 and 4-02-18 of the North Dakota Century Code; and to repeal section 4-02-21 of the North Dakota Century Code, relating to the Missouri Slope agriculture and fair association.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Halcrow	Larson, L.	Rice
Atkinson	Haman	Laughlin	Rivinius
Austin	Haugland	Lee	Rocheleau
Backes	Hausauer, A.	Linderman	Rolfsrud
Berg	Hausauer, R.	Livingston	Rundle
Boyum	Henning	Lundene	Sandness
Brekke	Henry	McGauvran	Shablow
Bunker	Hensrud	McGeehan	Solberg
DeGroot	Hentges	Mertens	Stoltenow
DeKrey	Herman	Metzger	Stone
Dick	Hickle	Meyer	Streibel
Dotzenrod	Hildebrand	Miedema	Strinden

Eagles	Hilleboe	Miller, B.	Thorsgard
Erickson, K.	Hoffner	Miller, E.	Twetén
Erickson, W.	Jacobson	Moore	Ulvedal
Fleming	Jenkins	Murphy	Wagner
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Patrick	Weber
Giffey	Kieffer	Peterson, J.	Welder
Glaspey	Kingsbury	Peterson, R.	White
Grant	Knudson	Raile	Winge
Gronneberg	Lang	Raymond	Mr. Speaker
Gunderson	Larson, G.	Reimers	

Those voting in the negative were:

Gengler	Gerl	Mushik	Wilkie
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Absent and not voting:

Boustead	Dornacker	Opedahl
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So the bill passed and the title was agreed to.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1047

And find the same correctly Engrossed.

REP. MIEDEMA, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FOURTH DAY

Bismarck, January 8, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Eugene Bova, State Industrial School Chaplain, Mandan.

Roll was called and all members were present except Reps. Boustead and Dornacker.

A quorum was declared by Speaker Bier.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Second Day after Recess and Third Day and recommends that the same be corrected as follows:

Page 123, line 51, delete "8" and substitute "3" in lieu thereof.

Page 119, following line 3, add the following:

"Fred Krause, Jr., Carson.....Chief in Charge of Journal Room and Bill Room Clerks"

Page 118, following line 6, add the following:

"On page 1, line 3, after the word 'removed', insert the following: 'and declaring an emergency.'"

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

RECOGNITION

Rep. McGeehan announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Walter O. Burk, and Rep. Burk was thereupon introduced to the House.

Rep. Opedahl moved that former Rep. Burk be given the privilege of addressing the Assembly, which motion prevailed.

Rep. Streibel moved that the Report of the Legislative Compensation Commission to the 42nd Legislative Assembly be printed in the Journal, which motion prevailed.

REPORT OF THE LEGISLATIVE COMPENSATION COMMISSION TO THE FORTY-SECOND LEGISLATIVE ASSEMBLY

House Bill No. 256 of the Forty-first Legislative Assembly created a Legislative Compensation Commission, to consist of five members appointed by the Governor to four-year terms of office. The Governor was also to appoint one of the members Chairman of the Commission.

Immediately following the effective date of the Act, the Governor appointed Mr. John Rouzie of Bowman as Chairman; and appointed Mr. Arley Bjella of Williston; Mr. Gorman King of Valley City; Dr. James Mahoney of Devils Lake; and Mr. Edward Nese-meier of Casselton as commissioners.

The Commission's prime and continuing responsibility is to determine appropriate rates of expense allowance and reimbursement to be paid to members of the Legislative Assembly during the session and for interim committee work. The rates of compensation and reimbursement were to be designed so as to permit citizens to hold legislative office without undue financial sacrifice or disadvantage. The Commission is required by law to report to each Legislative Assembly within ten days after the convening thereof in regular session. The Commission was also authorized to solicit the assistance of the staff of the Legislative Council and such assistance has been provided throughout the biennium.

Since its creation, the Commission has held three meetings. The first meeting was held on July 9, 1969, shortly after the creation of the Commission, and was devoted primarily to organization and a discussion of the scope of the Commission's responsibilities.

The Forty-first Legislative Assembly, in addition to creating the Commission, had also proposed a constitutional amendment to section 45 of the Constitution to provide that legislative compensation should be determined by a lay commission. The Commission was aware of this latter fact throughout its deliberations and believed that any truly realistic solution to the problem of legislative compensation could not be reached until such time as the Constitution had been amended as proposed by the Legislature, or through a similar proposition by the Constitutional Convention. Therefore, the Commission's philosophy was to attempt to recommend adjustments in legislators' session and interim compensation to bring that compensation more in line with current costs, and to attempt, through the vehicle of compensation, to aid in the attraction and retention of competent and dedicated people for service in the legislature.

During the course of the biennium, the Commission received valuable comments and advice from several members of the Forty-first Legislative Assembly. The scope of the Commission's responsibilities was discussed with the legislators who attended Commission meetings, and it was indicated that the Legislative Assembly would probably welcome receipt of recommendations from the Commission in other areas of the legislative process aside from those recommendations strictly dealing with compensation. The legislators who attended meetings of the Commission thought that the legislature would value the recommendations of a lay commission regarding legislative improvements. Consequently, in addition to its specific recommendations regarding legislative compensation, the Commission is also making general observational recommendations regarding other areas of the legislative process.

The Commission believes that the prime responsibility of the Legislative Assembly is to respond to the needs of the people which it represents. The Commission also believes that if the legislature is not responsive to the needs of the people, more governmental power will flow to the Federal Government and away from local and State Government. One of the most effective means of ensuring that the legislature is responsive to the needs of those represented by it is to ensure that the membership of the legislature is made up of highly motivated and competent men and women.

The Commission believes that its primary responsibility is to make recommendations regarding a scale of compensation which will aid in assuring that competent and highly motivated men and women seek to serve in the legislature. However, the Commission recognizes that compensation is only one of many factors which motivate people to seek public office, and the compensation factor should be interwoven with improvements in areas such as physical facilities available, professional staff services available, and time available to the legislator to carry out his functions.

Although there are other factors which are beyond the control of the legislature, the Commission feels that improvements made in these four areas would do much to provide incentive for even greater numbers of qualified people to seek legislative office.

In order to carry out its responsibilities, the Commission studied legislative pay structures in the other States of the Union; expense and mileage allowances paid by the Federal Government, the several States, and several private businesses; and annual salaries paid other state administrative officials throughout the United States. The Commission noted that the latest available composite figures indicate that North Dakota's average expenditure per legislator is approximately \$6,850 per year, and that North Dakota ranks 47th among the 50 States in average expenditure per legislator. In regard to the total amount expended on legislative compensation, the latest compilation figures indicate that North Dakota ranks 41st out of the 50 States in the total amount expended on legislative compensation. As of December 1968, North Dakota ranked 47th out of the 50 States in amount of realized compensation paid to an average legislator during a regular session.

The 1968 median annual compensation for a state legislator was \$3,769. While the Commission realizes that there is no job completely comparable to that of a state legislator, it is interesting to note that members of the National Legislature receive an annual salary of \$30,000. While the positions of state legislators and congressmen are certainly not completely comparable, there is some justification for a comparison. Good representation at the state level is as important as good representation on the national level. State Governments with their "police powers" can affect the life of an individual in more ways than does the National Government. However, due to the greater prestige of Congress and a sharper focus of public attention on the national level, this is seldom realized.

The current trend in legislative compensation is towards increasing it. In the 1950-51 biennium, realized legislative compensation ranged from a high of \$10,000 in Illinois to a low of \$200 in New Hampshire. In 1967-1968, California provided the highest compensation with approximately \$42,000 per biennium, and New Hampshire remained low, retaining the \$200 figure. On the whole, legislative compensation rose from a biennial average of \$2,460 to \$10,124, or an increase of 311.5 percent, during this period.

In order to be able to more thoroughly assess the feelings of North Dakota legislators regarding their present compensation and their opinions regarding what compensation should be in the future,

the Commission directed the staff of the Legislative Council to prepare a questionnaire which would seek responses in the areas of legislative compensation, legislative physical facilities, temporary legislative employees, legislative professional staff personnel, and the length of legislative sessions.

This questionnaire was mailed in October of this year to the remaining 143 members of the Forty-first Legislative Assembly. Responses were received from 84 legislators, for a 59 percent response rate. A memorandum collating the results of the individual legislator's replies is available in the Commission's files located in the Legislative Council office.

SPECIFIC COMPENSATION RECOMMENDATIONS

On the basis of its interim study of numerous materials and the collation of the returns to the questionnaire, the Commission is making several specific recommendations regarding legislative compensation. The Commission has also directed the staff of the Legislative Council to draft a bill embodying most of these recommendations. This portion of the report will deal with the Commission's specific compensation recommendations in detail.

The first component of legislative compensation discussed by the Commission was the daily unvouchered expense allowance paid for each calendar day during any organizational, special, or regular session pursuant to section 54-03-20 of the Century Code. The Commission was unanimous in agreeing that the amount provided by this section, \$35 per day, was not adequate to reimburse actual expenses incurred by a legislator who was forced to maintain two places of residence and move to Bismarck for the duration of the session. The Commission's beliefs were reinforced by the results of the questionnaire which indicated that 61.9 percent of the legislators answering the questionnaire felt that the session compensation was inadequate or grossly inadequate.

However, the Commission was also of the general belief that all of its recommendations regarding specific rates of compensation must be tempered by two considerations: First, the Commission realizes that it must move toward its goal of ideal compensation in gradual steps; and second, the Commission feels that it must always be aware of the practical aspect of gaining support for any recommendations made.

In light of these factors, the Commission recommends an increase in the daily unvouchered expense allowance of \$5 per day, in order to provide a total daily unvouchered session allowance of \$40, making the total daily compensation and reimbursement during the session the amount of \$45, which figure includes the constitutional salary of \$5 per day.

The next specific item on which the Commission is making a recommendation is the monthly expense allowance which is paid throughout the biennium. This allowance is currently set at \$35 per month by section 54-03-20 of the Century Code. It is the Commission's belief that the \$35 figure was unrealistically low, since that monthly allowance was designed to cover a legislator's postage, stenographic, telephone, and uncompensated travel expenses during the interim.

The Commission felt that a reasonable figure in terms of expenses incurred in time invested during the interim would be approximately \$100 per month. However, it was also the consensus of the Commission that a suggested increase from \$35 to \$100 might not be favorably received at the next session.

The Commission members believe that they should not recommend any large or wholesale increases in either session or interim expense payments, because the Constitutional Convention will, in

all probability, be studying the question of legislative compensation in the very near future, and the Commission hopes that the Convention will take action in its constitutional recommendations to bring legislative pay more in line with reality.

Therefore, the Commission recommends to the Forty-second Legislative Assembly that the \$35 monthly expense allowance now provided by section 54-03-20 of the Century Code be increased by \$15 to \$50 per month.

The next recommendation of the Commission deals with the authorization of reimbursement for round trips to and from the Capitol during organizational and regular sessions. The Constitution and statute (section 54-03-20.1) now provide four round trips to and from the Capitol: one trip during the organizational session and three during the regular legislative session. It was the consensus of the Commission that every opportunity should be made available to members of the Legislative Assembly to communicate with their constituencies on a face-to-face basis. The Commission believes that if this line of communication fails, the constituents will take their problems to their representatives at the next highest level of government. Therefore, the Commission recommends to the Forty-second Legislative Assembly that the total number of round trips for which mileage reimbursement is authorized be increased from four to eight. **NOTE:** Commissioner Mahoney dissented on this recommendation of the Commission.

The next specific component of legislative compensation regarding which the Commission is making a recommendation is the nine cent per-mile reimbursement made for travel to and from interim meetings of Legislative Council committees. The Commission noted that the Constitution provides a mileage reimbursement of 10 cents per mile for round trips to and from the session and believes that it is inconsistent for session mileage reimbursement to be set at a different level than interim mileage reimbursement. The Commission also noted that interim mileage reimbursement is covered by a general statute (54-06-09) which applies to all state officials and employees. The Commission believes, based on its study of federal and corporate mileage reimbursements, that the present state mileage reimbursement is inadequate, and that a realistic figure probably lies in the 12 to 15 cent per-mile range. However, the Commission felt that it was beyond the scope of its responsibilities to make recommendations regarding amendment to a general state statute governing all officials and employees who travel on state business. Therefore, the Commission recommends to the Forty-second Legislative Assembly that it review the mileage reimbursement payments provided by section 54-06-09 in order to determine whether such sums are realistic in light of current automobile operational costs.

The daily "actual" expense allowance paid to legislators for interim committee work is the next component of legislative compensation concerning which the Commission is making a recommendation. This allowance is set by section 44-08-04 of the Century Code, which provides a maximum of \$9 per day for lodging and a maximum of \$6 per day for meals, for a daily total of \$15. The collation of the returns to the legislative questionnaire indicated that 53.6 percent of the legislators answering believe the present statutory limit provided by section 44-08-04 is inadequate. The Commission is particularly concerned with the portion of that statute dealing with maximum reimbursement for lodging, since it believes that, at least in the larger cities in North Dakota, it is difficult to find a decent room for \$9 per day. However, the Commission again believed that it was beyond the scope of its authorization to make recommendations regarding amendment of general statutes covering all state officials and employees. Therefore, the

Commission recommends that a review be made by the legislature or another appropriate agency of the adequacy of the "actual" expense allowance provided by section 44-08-04, with emphasis being placed on the adequacy of that allowance in relation to legislative interim work on Legislative Council committees.

In regard to the daily payment to legislators for service on interim committees of the Legislative Council, which is presently set at \$30 per day by section 54-35-10 of the Century Code, the Commission makes no recommendation for change. Fifty-six percent of the legislators answering the questionnaire considered that the rate of daily interim compensation provided a fair return for time invested and expenses incurred.

The final specific recommendations of the Commission deal with the provision of additional compensation for legislators serving in leadership positions, in order to give recognition to the increased responsibilities which must be assumed by a legislator serving in such a position, and in recognition of the additional time expended by them during periods following the legislative session. Section 54-03-10 of the Century Code, originally passed in 1893, provides historic precedent for increased compensation for legislative officers by allowing the Speaker and the President Pro Tempore of the Senate to receive \$2 per session day in addition to their regular compensation.

The Commission believes that the Majority and Minority Floor Leaders of both Houses, the Speaker of the House of Representatives, and the Chairmen of the substantive standing committees of each House should receive increased remuneration in recognition of their increased responsibilities. The Commission also feels that the same rationale should be used to increase the pay of the Legislative Council Chairman and interim committee Chairmen. On the other hand, the Commission believes that the title of President Pro Tempore is to a large degree an honorific, and it was the consensus of the Commission that the present provisions for additional pay for the President Pro Tempore should be deleted from the statutes.

Therefore, the Commission recommends to the Forty-second Legislative Assembly that the necessary statutes be amended to provide an increase in daily session compensation for the Majority and Minority Floor Leaders of each House of \$5 per calendar day of the session, and an increase in the compensation of substantive standing committee chairmen of \$3 per calendar day of the session. The Commission also recommends that the interim pay of the Legislative Council Chairman should be increased by \$5 per day spent in attendance at Legislative Council or interim committee meetings and business, and the compensation of interim committee Chairmen should be increased by \$3 per day for each day spent in attendance at their interim committee meetings and committee business.

GENERAL RECOMMENDATIONS AND CONCLUSION

As was noted earlier in the report, the Commission felt that it would probably be proper to make general recommendations in other areas of the legislative field, because in any study of legislative compensation designed to arrive at compensation figures which will attract and retain competent people for service in the legislature, and allow a greater potential number of people to be able to serve, it is impossible not to consider other means of challenging and encouraging a citizen to serve. Further, the Commission believes that if a legislator's working conditions are deemed by him to be atrocious or if the possibility of accomplishing anything worthwhile is remote, then no amount of money will induce him to run for or continue to serve in the legislature. Therefore, the

Commission wishes to make these further general recommendations for the consideration of the Forty-second Legislative Assembly.

The Commission believes that the 60 legislative-day biennial session does not provide enough working time to allow the Legislative Assembly to adequately consider all of the legislation and problems pending before it. The Commission is aware that any drastic increase in the length of the biennial session would cause that session to run beyond the opening of the agricultural productive season, and therefore, the Commission recommends that the Forty-second Legislative Assembly and the Constitutional Convention give consideration either to adopting a recessed biennial session plan or an annual session plan, wherein the length of each annual session would not interfere with the opening of the agricultural productive season. The Commission believes that any such plan which might be adopted should provide that substantive standing committees can continue to hold hearings on introduced bills during the interim period between sessions. The Commission feels that this would permit greater use of available professional staff personnel to serve each of the standing committees, more adequate hearing time for citizen participation, and greater opportunities for reviewing alternative courses of action.

In regard to legislative physical facilities, the Commission recommends that the Legislative Assembly consider whatever means may be necessary to provide additional legislative facilities, with special emphasis on provision of additional and more adequate committee hearing rooms, a legislative lounge, professional staff quarters, and provision for office space for standing committee Chairmen. With the exception of the House and Senate Chambers, the collation of the returns to the questionnaire indicated that almost every existing physical facility which the legislators were asked to rate was rated by the majority from "fair" to "poor".

The Commission recommends that the Forty-second Legislative Assembly also give consideration to increasing the number of professional staff personnel available to serve the legislature. The Commission feels that, in light of the responsibilities and operational workload of the present Legislative Council staff, an increase of at least two professional personnel could be considered, in order to allow more adequate attention to be given to current areas of responsibility.

Finally, the Commission wishes to recommend that the legislature, in any study wherein the question of the size of the Assembly is discussed, should not attempt to increase the membership of the body, and that long-term consideration should be given to the possibility of decreasing the size of the body while still retaining its representative character. The Commission believes that a well-planned decrease in the size of the Legislative Assembly which does not seriously detract from its representative nature would allow physical facilities and professional staff personnel to be used in a more efficient manner, and would also allow the establishment of a more realistic legislative compensation plan without greatly increasing the overall legislative appropriation.

In conclusion, the Commission wishes to state its intention to meet with the appropriate committee or committees of the Constitutional Convention, should the Convention so desire, in order to discuss the Commission's viewpoints regarding legislative compensation, personnel, and facilities with the Convention delegates. The Commission hopes that the Convention will see fit to make appropriate recommendations to ensure that legislative compensation is put on a realistic basis with a continuous review capability built-in to any constitutional compensation plan.

Rep. Streibel then moved that John Rouzie, Chairman of the Legislative Compensation Commission to the 42nd Legislative Assembly be given the privilege of addressing the assembly explaining the report, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1058 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Lundènè moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1059 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Raymond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1961 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 6, delete the period and insert the following:

“, and to amend and reenact section 43-34-05 of the North Dakota Century Code, relating to license fees of nursing home administrators.”

On page 3, after line 26, add the following language:

7. Appointive members may be removed by the governor for cause after due notice and hearing.

On page 4, lines 9 and 10, delete the words “and shall not be renewable” and insert in lieu thereof the words “**but may be renewed for an additional ninety days by the board upon good cause shown**”

On page 4, after line 27, add the following language:

SECTION 5. AMENDMENT.) Section 43-34-05 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

43-34-05. LICENSE FEES.) Each person licensed as a nursing home administrator shall be required to pay a license fee in an amount to be fixed by the board which fee shall not exceed twenty-five dollars per annum. Said license shall expire on the thirty-first day of December of the year following its issuance, and shall be renewable biennially upon payment of the license fee. **Any licensee, or applicant for license, may take a special examination for the purpose of being eligible for reciprocity with other states, upon the payment of an additional fee to be established by the board for that purpose...**

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE BILLS

Rep. Anderson introduced:

House Bill No. 1153. A Bill for an Act to amend and reenact subdivision a of subsection 4 of section 65-01-02 of the North Dakota Century Code, relating to the definition of hazardous employment for purposes of workmen's compensation.

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

SECOND READING OF HOUSE BILLS

House Bill No. 1090. A Bill for an Act to repeal sections 23-13-09 and 23-13-10 of the North Dakota Century Code, relating to the safety committee.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Reimers
Atkinson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfsrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dotzenrod	Hickle	Miedema	Streibel
Eagles	Hildebrand	Miller, B.	Strinden
Erickson, K.	Hilleboe	Miller, E.	Thorsgard
Erickson, W.	Hoffner	Moore	Tweten
Fleming	Jacobson	Murphy	Ulvedal
Gackle	Jenkins	Mushik	Wagner
Ganser	Johnson, H.	Olienyk	Walsh
Gengler	Johnson, K.	Opedahl	Weber
Gerl	Kieffer	Patrick	Welder
Giffey	Kingsbury	Peterson, J.	White
Glaspay	Knudson	Peterson, R.	Wilkie
Grant	Lang	Raile	Winge
Gronneberg	Larson, G.	Raymond	Mr. Speaker
Absent and not voting:			
Boustead	Dornacker		

So the bill passed and the title was agreed to.

House Bill No. 1047. A Bill for an Act to amend and reenact section 15-52-03 of the North Dakota Century Code, relating to the medical advisory council.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Reimers
Atkinson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfsrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dotzenrod	Hickle	Miedema	Streibel
Eagles	Hildebrand	Miller, B.	Strinden
Erickson, K.	Hilleboe	Miller, E.	Thorsgard
Erickson, W.	Hoffner	Moore	Tweten

Fleming	Jacobson	Murphy	Ulvedal
Gackle	Jenkins	Mushik	Wagner
Ganser	Johnson, H.	Olienyk	Walsh
Gengler	Johnson, K.	Opedahl	Weber
Gerl	Kieffer	Patrick	Welder
Giffey	Kingsbury	Peterson, J.	White
Glaspey	Knudson	Peterson, R.	Wilkie
Grant	Lang	Raile	Winge
Gronneberg	Larson, G.	Raymond	Mr. Speaker

Absent and not voting:

Boustead Dornacker

So the bill passed and the title was agreed to.

Heuse Bill No. 1069. A Bill for an Act to repeal chapter 61-17 of the North Dakota Century Code, which contains the tri-state water compact and provides for a tri-state waters commission.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rice
Atkinson	Haman	Lee	Rivinius
Austin	Haugland	Linderman	Rocheleau
Backes	Hausauer, A.	Livingston	Rolfsrud
Berg	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
Bunker	Hensrud	Mertens	Solberg
DeGroot	Hentges	Metzger	Stoltenow
DeKrey	Herman	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Tweten
Erickson, W.	Jacobson	Murphy	Ulvedal
Fleming	Jenkins	Mushik	Wagner
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker
Gronneberg	Larson, L.	Reimers	

Absent and not voting:

Boustead Dornacker Halcrow

So the bill passed and the title was agreed to.

PRESENTATION OF COMMUNICATIONS

STATE OF NORTH DAKOTA

Department of State

Bismarck, North Dakota 58501

January 7, 1971

Chief Clerk of the House of Representatives
Forty-second Legislative Assembly
Bismarck, North Dakota

Dear Sir:

This is to notify you that the following Representatives have not filed their Oath of Office in the office of the Secretary of State.

Mr. Glenn Henning, Newburg, 6th Legislative District

Grace Stone, Grand Forks, 18th Legislative District
Mr. Enoch Thorsgard, Northwood, 19th Legislative District
Mr. LeRoy M. Larson, West Fargo, 21st Legislative District
Mr. Lawrence Dick, Englevale, 27th Legislative District
Mr. Robert Reimers, Melville, 29th Legislative District

Will you please contact these representatives and have them file their Oath of Office. Thank you.

Yours sincerely,
BEN MEIER
Secretary of State

MESSAGE TO THE HOUSE
Senate Chamber

Bismarck, N. D., January 8, 1971

Mr. Speaker: I have the honor to transmit:
Senate Bill No. 2017
Senate Bill No. 2018
Senate Bill No. 2096
Senate Bill No. 2104
Senate Bill No. 2113

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House now stand recessed, subject to the call of the chair, which motion prevailed.

ROY GILBREATH, Chief Clerk

FOURTH DAY AFTER RECESS,
FIFTH DAY, AND SIXTH DAY

Bismarck, January 11, 1971

The House reconvened, pursuant to the call of the chair, with Speaker Bier presiding.

FIRST READING OF SENATE BILLS

Senate Bill No. 2017. A Bill for an Act making an appropriation for the purpose of operating and maintaining the state fire and tornado fund.

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

Senate Bill No. 2018. A Bill for an Act making an appropriation for the purpose of operating and maintaining the state bonding fund.

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

Senate Bill No. 2096. A Bill for an Act to amend and reenact section 27-06-02 of the North Dakota Century Code, relating to the prorating of salaries of court reporters among the counties of the judicial districts on the basis of population.

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

Senate Bill No. 2104. A Bill for an Act to amend and reenact subsections 4 and 5 of section 31-11-03 of the North Dakota Century Code, relating to disputable presumptions.

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

Senate Bill No. 2113. A Bill for an Act to amend and reenact sections 15-19-01, 15-19-02, 15-19-03, and 15-19-06 of the North Dakota Century Code, relating to the establishment of high school correspondence courses, the administration of the division of independent study, the duties of superintendents of schools, and special operating funds.

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

RECOGNITION

Rep. Laughlin announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Simon A. Simonson, and Rep. Simonson was thereupon introduced to the House.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTH DAY

Bismarck, January 11, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Peter Brickerhoff, United Church of Christ, Bismarck.

Roll was called, and all members were present except Reps. Glaspey and Kingsbury.

A quorum was declared by the Speaker.

REVISIONS AND CORRECTIONS

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Third Day after Recess and Fourth Day and recommends that the same be corrected as follows:

Page 127, line 46, delete "9" and substitute "4" in lieu thereof.

Page 128, line 40, delete "Third" and substitute "Second" in lieu thereof.

Page 128, line 41, delete "Fourth" and substitute "Third" in lieu thereof.

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Walsh moved that the report be adopted, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1041

House Bill No. 1096

And find the same correctly Engrossed.

REP. MIEDEMA, Chairman

Rep. DeKrey moved that the report be adopted, which motion prevailed, and the report was adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1043 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1049 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1056 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1057 has had the same under consideration and recommends that the same be amended as follows:

In line 20 after the word "him" and before the period insert a comma and the following language " , or a unit containing a minimum of

ten acres and the owner, lessee, or occupant is actively engaged in the occupation of farming for at least six months of each year"

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. K. Johnson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1082 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1083 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1086 has had the same under consideration and recommends that the same be amended as follows:

On page 1, in line 13, place triple parentheses before the second word "the" and after the word and comma "commissioner,"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1091 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Brekke moved that the report be adopted.

Rep. Rundle moved a substitute motion that the bill be referred to the Committee on Industry, Business and Labor, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1103 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1112 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. William Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1114 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1115 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 12, delete the word "banking" and insert in lieu thereof the following: "agriculture, commerce, and industry"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1136 has had the same under consideration and recommends that the same be amended as follows:

On page 1, in line 13, place triple parentheses before the word "commissioner" and after the word "agriculture" and insert in lieu thereof the words "state treasurer"

And renumber the page and lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1137 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1150 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Dick moved that the amendments to House Bill No. 1100 as recommended by the Committee on Natural Resources as printed on page 125 of the House Journal be adopted, which motion prevailed.

Rep. Rundle moved that the amendments to House Concurrent Resolution No. 3005 as recommended by the Committee on Political Subdivisions as printed on page 126 of the House Journal be adopted, which motion prevailed.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

SIXTH DAY

Bismarck, January 11, 1971

The House convened at 2 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Peter Brickerhoff, United Church of Christ, Bismarck.

Roll was called, and all members were present except Rep. Glaspey.

A quorum was declared by Speaker Bier.

Rep. Streibel moved that the report from the Commissioner of Insurance be printed in the Journal in its entirety, and the reading of the same be dispensed with, which motion prevailed.

INSURANCE DEPARTMENT

To: The 42nd Legislative Assembly of the State of North Dakota
 From: J. O. Wigen, Commissioner of Insurance

Subject: S.B. 383 of the 41st Legislative Assembly of the State of North Dakota

The 41st Legislative Assembly of the State of North Dakota enacted Senate Bill No. 383 into law. This new law was approved on March 29, 1969. The provisions of this law are as follows:

"Study by Insurance Commissioner. The Commissioner of Insurance is hereby directed to study during the 1969-71 biennium the problems of pro-rata liability provisions, otherwise known as coordination of benefits provisions, of group and individual health insurance policies and non-profit medical and hospital service plans. The Commissioner shall report his findings and recommendations to the 42nd Legislative Assembly."

Pursuant to this directive the Commissioner's office has made a study of the subject of overinsurance generally as it pertains to both the use of pro-rata provisions applicable to individual policies and Coordination of Benefit (COB) provisions applicable to group health insurance.

Recognizing fully the importance of both the directive and its subject matter, the Commissioner's office has proceeded in a manner it deemed best suited to produce a report and recommendations that are as responsive and complete as possible. Toward this objective, the broad areas of study have included (1) a review of existing applicable insurance laws of North Dakota, (2) a review of the Department's experience with matters pertaining to the filing and approval of health policy forms, (3) a review of policyholder complaints, their merits and dispositions, (4) the status of the related existing laws of other states, (5) a review of studies made by the insurance industry, and other non-regulatory groups, (6) a review of studies made by the National Association of Insurance Commissioners (NAIC), and (7) recommendations of the NAIC for uniform laws, regulations and guidelines.

Findings of Fact

Within the scope of the study the following conclusions and findings of fact were ascertained.

1. Overinsurance exists when, through duplicate coverages covering the same loss, the insured is paid total benefits in an amount exceeding his total medical expenses.
2. The existence of overinsurance can often be determined only at the time of each individual claim.
3. Overinsurance is not in the best interests of the insurance buying public. It tends to increase utilization and the costs of health care services, thereby increasing health insurance premiums and deflating the value of the public's health care dollar.
4. Overinsurance violates the basic principles and purpose of insurance. To fulfill its social function as a means of risk sharing, insurance should make reimbursement for actual losses, and not provide benefits in the form of profits over and above the actual loss incurred.
5. The use of overinsurance provisions in individual health insurance policies is controlled by statute. These provisions are contained in paragraphs c through f of subsection 2 of Section 26-03A-03 of the North Dakota Century Code. Chapter 26-03A was enacted in 1953 and consists of the Uniform Individual Accident and Sickness Policy Provisions Law adopted by the NAIC in 1950. This uniform law has been enacted in all 50 states.
6. The uniform individual overinsurance statutes are obsolete and

unworkable. Today, with the exception of a few policy forms, these policy provisions are not used.

7. The Commissioner's office has experienced no particular filing problems with regard to individual policies. The statutory over-insurance provisions are optional. If they are used, they must be in the wording prescribed by the statute, or in such other wording as may be approved by the Commissioner which is not less favorable to the insured. The use of these provisions, however, offers little or no real solution to the problems of over-insurance.
8. The NAIC adopted, in 1963, and recommended for legislative enactment in each state, uniform over-insurance provisions for individual policies. These uniform provisions are intended to replace obsolete existing statutes and are designed for use in all modern forms of health insurance. This model legislation has been enacted in two states (Delaware and Wyoming) and its provisions adopted by regulation in one state (New Hampshire).
9. There are no statutory provisions in North Dakota relating to the use of overinsurance provisions in group insurance policies. No other state has any statute prescribing the form or content of group overinsurance provisions.
10. Substantially all group insurance policies contain overinsurance provisions, referred to as Coordination of Benefit Provisions (COB), developed after several years of study by the American Life Convention, the Health Insurance Association of America and the Life Insurance Association of America.
11. The recommended group COB provisions (finding of fact No. 10), or modifications of them have been approved by the Insurance Commissioners of all 50 states since the early 1960's.
12. Because of the lack of total consistency among group COB provisions currently used, administrative incompatibilities sometimes exist which impede the proper coordination of the benefits among two or more group plans. This most frequently occurs due to the use of slightly modified group COB provisions, the use of "excess" provisions, and the practice of compartmentalizing benefits in some non-profit hospitals and medical service corporation contracts.
13. The NAIC at its December 1970 meeting adopted uniform Guidelines concerning the use of group COB provisions for life insurance companies as well as non-profit hospital and medical service corporations, and recommends the adoption of these Guidelines in each state. These uniform Guidelines provide for the use of consistent provisions as well as means to promote public understanding of how COB provisions operate.

Conclusions and Recommendations

Based upon the above findings of fact, it is the recommendation of the Commissioner's office that some remedial legislation is needed in North Dakota through which the problems of overinsurance can be resolved and the best interests of the insurance buying public protected in a uniform, just and equitable manner. In order to achieve these goals, with regard to individual policy overinsurance, it is recommended that the uniform model provisions of the Seventh Status Report on Overinsurance, adopted by the NAIC in 1963, be enacted in lieu of paragraphs c through f of subsection 2 of Section 26-03A-03 of the North Dakota Century Code. With regard to group policy overinsurance, it is recommended that legislation be enacted authorizing the Commissioner to adopt reasonable and proper regulations for the implementation of the uniform Group COB Guidelines adopted by the NAIC in December of 1970. Information for drafting the above recommended legislation is in the hands of the Legislative Council.

January 8, 1971

J. O. Wigen
COMMISSIONER OF INSURANCE

CONSIDERATION OF AMENDMENTS

Rep. Haugland moved that the amendments to House Bill No. 1061 as recommended by the Committee on Social Welfare as printed on page 135 of the House Journal be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS
AND HOUSE CONCURRENT RESOLUTIONS

Rep. Wagner introduced:

House Bill No. 1154. A Bill for an Act to amend and reenact sections 43-15-25, 43-15-26, 43-15-33, 43-15-34, and subsection 2 of section 43-15-38 of the North Dakota Century Code, relating to the practice of pharmacy; the fees charged for pharmacists' certificates, emergency medicine licenses, and pharmacy operation permits; and to authorize the board of pharmacy to inspect the premises of household remedy and emergency licensees.

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

Rep. Bier introduced:

House Bill No. 1155. A Bill for an Act to amend and reenact section 11-15-12 of the North Dakota Century Code, relating to sheriff's mileage.

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

Reps. Patrick and Giffey introduced:

House Bill No. 1156. A Bill for an Act to create and enact subsection 12 of section 43-15-10 of the North Dakota Century Code, relating to powers of the state board of pharmacy.

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

Reps. K. Johnson, Rundle and Olienyk introduced:

House Concurrent Resolution No. 3007. A Concurrent Resolution urging Congress and the United States Forest Service to declare the national grasslands in western North Dakota ineligible for lease for strip mining of coal.

Was read the first time.

Rep. K. Johnson moved that the rules be suspended, that House Concurrent Resolution No. 3007 be not referred to committee, be read in its entirety, not printed as a bill but printed in the journal, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3007

- 1 A concurrent resolution urging Congress and the United States
- 2 Forest Service to declare the national grasslands in western
- 3 North Dakota ineligible for lease for strip mining of coal.

4

5 WHEREAS, western North Dakota, which claims the famed
6 Badlands and Theodore Roosevelt National Memorial Park, is
7 one of the most scenic and unspoiled outdoor areas in the
8 United States; and

9 WHEREAS, some of the most beautiful portions of the
10 rugged and natural scenic Badlands surround the unique
11 burning coal vein area, with its rare columnar junipers
12 and ponderosa pines; and

13 WHEREAS, the Federal Government owns about one and
14 one-tenth million acres of land in this area, much of it,
15 including the burning coal vein area, designated national
16 grasslands and controlled by the United States Forest Service;
17 and

18 WHEREAS, only one percent of North Dakota's land area
19 is timberland; and

20 WHEREAS, there are now applications pending before the

21 United States Forest Service to lease for the strip mining
 22 of lignite coal at least twelve thousand acres of the land
 23 surrounding the burning coal vein area which contain the
 24 columnar junipers and ponderosa pines; and

Page No. 2

1 WHEREAS, the environmental disturbances of mining
 2 operations in this area would destroy its natural scenic
 3 attributes; and

4 WHEREAS, there are thousands of acres of privately
 5 owned land in this same general vicinity, much of which
 6 has been or can be leased for mining purposes, which can
 7 provide sufficient coal supplies for the foreseeable future
 8 and which would not disturb one of the outdoor wonders of
 9 the United States; and

10 WHEREAS, several of the applications for coal mining
 11 leases in this scenic area come from out-of-State mining
 12 operations which are not concerned with the environment and
 13 ecology of North Dakota;

14 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
 15 REPRESENTATIVES OF THE STATE OF NORTH DAKOTA,
 15a THE SENATE

16 CONCURRING THEREIN:

17 That the Forty-second Legislative Assembly of the
 18 State of North Dakota urge Congress and the United States
 19 Forest Service to take such action as may be necessary to
 20 declare that portion of the national grasslands containing
 21 the columnar junipers and ponderosa pines located in western
 22 Slope County in western North Dakota not eligible for the
 23 strip mining of coal so that the few thousand acres that
 24 are known nationwide for their scenic beauty and splendor
 25 will not be destroyed; and

26 BE IT FURTHER RESOLVED, that copies of this resolution
 27 be sent by the Secretary of State to the President of the
 28 United States, the North Dakota Congressional Delegation,
 29 the Secretary of the Interior, the Governor of North Dakota,
 30 the Chief of the United States Forest Service, and the
 31 Forest Service Regional Headquarters in Missoula, Montana.

SECOND READING OF
 HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3007. A Concurrent Resolution urging Congress and the United States Forest Service to declare the national grasslands in western North Dakota ineligible for lease for strip mining of coal.

Was read the second time.

Rep. K. Johnson moved the adoption of House Concurrent Resolution No. 3007, which motion prevailed on a voice vote.

Rep. K. Johnson requested that House Concurrent Resolution No. 3007 be messaged to the Senate immediately, and it was so ordered by the Speaker.

FIRST READING OF A
 HOUSE CONCURRENT RESOLUTION

Rep. Halcrow introduced:

House Concurrent Resolution No. 3008. A Concurrent Resolution commending Mr. Iver Kval for his many years of service to the Legislative Assembly of the State of North Dakota.

Was read the first time.

Rep. Halcrow moved that the rules be suspended, that House Concurrent Resolution No. 3008 be not referred to committee, be read in its entirety, not printed as a bill but printed in the journal, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3008

1 A concurrent resolution commending Mr. Iver Kval for his many
2 many years of service to the Legislative Assembly of the
3 State of North Dakota.

4
5 WHEREAS, Mr. Iver Kval of Lisbon served the State of
6 North Dakota and its Legislative Assembly as a legislative
7 employee from 1957 through 1969; and

8 WHEREAS, during this period he was of great assistance
9 to the members of the Legislative Assembly, and all the
10 members in turn appreciated his services and friendship; and

11 WHEREAS, illness has prevented Mr. Kval from serving
12 the Forty-second Legislative Assembly; and

13 WHEREAS, his absence from the ranks of the employees
14 of the Forty-second Legislative Assembly has been noted
15 with regret by its members;

16 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
17 REPRESENTATIVES OF THE STATE OF NORTH DAKOTA,
17a THE SENATE

18 CONCURRING THEREIN:

19 That in the Forty-second Legislative Assembly extends to
20 Mr. Iver Kval its very sincere best wishes and commends him
21 for his many years of efficient and outstanding service to
22 the Legislative Assembly and to the State of North Dakota.

23 BE IT FURTHER RESOLVED, that a duly enrolled copy of
24 this resolution be sent by the Secretary of State to Mr. Iver Kval.

SECOND READING OF
HOUSE CONCURRENT RESOLUTION

Rep. Halcrow introduced:

House Concurrent Resolution No. 3008. A Concurrent Resolution commending Mr. Iver Kval for his many years of service to the Legislative Assembly of the State of North Dakota.

Was read the second time.

Rep. Halcrow moved the adoption of House Concurrent Resolution No. 3008, which motion prevailed on a voice vote.

Rep. Halcrow requested that House Concurrent Resolution No. 3008 be messaged to the Senate immediately, and it was so ordered by the Speaker.

Reps. Streibel and Hoffner introduced:

House Concurrent Resolution No. 3009. A Concurrent Resolution endorsing the establishment by the President of the Missouri River Basin Commission, authorizing appointment of the state member thereof and fixing his compensation, and pledging state support thereto.

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

MESSAGES TO THE SENATE

House Chamber
Bismarck, N. D., January 11, 1971

Mr. President: I have the honor to transmit:

House Concurrent Resolution No. 3007

House Concurrent Resolution No. 3008

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
House Chamber

Bismarck, N. D., January 11, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1040

House Bill No. 1075

House Bill No. 1087

House Bill No. 1107

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS

House Bill No. 1041. A Bill for an Act to amend and reenact section 4-30-12 of the North Dakota Century Code, relating to the increase in the license fee for all milk and cream testers licensed by the department of agriculture, and providing a penalty.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Reimers
Atkinson	Gunderson	Larson, L.	Rice
Austin	Halcrow	Laughlin	Rivinius
Backes	Haman	Lee	Rocheleau
Berg	Haugland	Linderman	Rolfsrud
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Grant	Lang	Raymond	Mr. Speaker

Absent and not voting:

Gaspey Peterson, J.

So the bill passed and the title was agreed to.

House Bill No. 1088. A Bill for an Act to amend and reenact section 4-10.1-04 of the North Dakota Century Code, relating to the composition of the state potato council.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Reimers
Atkinson	Gunderson	Larson, L.	Rice
Austin	Halcrow	Laughlin	Rivinius
Backes	Haman	Lee	Rocheleau
Berg	Haugland	Linderman	Rolfsrud
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten

Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Grant	Lang	Raymond	Mr. Speaker

Absent and not voting:
 Glaspey Peterson, J.

So the bill passed and the title was agreed to.

House Bill No. 1096. A Bill for an Act to amend and reenact section 39-21-40 of the North Dakota Century Code, relating to the date pneumatic tires with metal studs must be removed, and declaring an emergency.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 79; nays, 16; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Giffey	Lang	Patrick
Atkinson	Grant	Larson, G.	Raile
Austin	Gronneberg	Larson, L.	Raymond
Backes	Gunderson	Laughlin	Rice
Berg	Haman	Lee	Rocheleau
Boustead	Haugland	Linderman	Rundle
Brekke	Hausauer, A.	Livingston	Sandness
Bunker	Hausauer, R.	Lundene	Shablow
DeGroot	Henning	McGauvran	Solberg
DeKrey	Henry	McGeehan	Stoltenow
Dick	Hensrud	Mertens	Streibel
Dornacker	Herman	Metzger	Thorsgard
Dotzenrod	Hickle	Meyer	Ulvedal
Eagles	Hildebrand	Miedema	Wagner
Erickson, K.	Hilleboe	Miller, B.	Walsh
Erickson, W.	Jacobson	Miller, E.	Welder
Gackle	Jenkins	Murphy	White
Ganser	Johnson, H.	Mushik	Winge
Gengler	Kingsbury	Olienyk	Mr. Speaker
Gerl	Knudson	Opedahl	

Those voting in the negative were:

Boyum	Hoffner	Peterson, R.	Strinden
Fleming	Johnson, K.	Rivinius	Tweten
Halcrow	Kieffer	Rolfsrud	Weber
Hentges	Moore	Stone	Wilkie

Absent and not voting:
 Glaspey Peterson, J. Reimers

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1058. A Bill for an Act to create and enact section 50-06-01.1 of the North Dakota Century Code, relating to changing the name of the public welfare board of North Dakota to the social service board of North Dakota.

Which was read.

Rep. Haugland moved that House Bill No. 1058 be re-referred to the Committee on Social Welfare, which motion prevailed .

House Bill No.1059. A Bill for an Act to amend and reenact subsection 50-24-01, sections 50-24-13 and 50-24-15 of the North Dakota

Century Code, and to repeal subsections 10 and 11 of section 50-24-01, subsection 10 of section 50-24-03, and section 50-24-04 of the North Dakota Century Code, all relating to medical assistance for the aged.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Backes	Haman	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfstrud
Boustead	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
Bunker	Hensrud	Mertens	Solberg
DeGroot	Hentges	Metzger	Stoltenow
DeKrey	Herman	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dornacker	Hildebrand	Miller, B.	Strinden
Dotzenrod	Hilleboe	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Murphy	Ulvedal
Erickson, W.	Jenkins	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	Welder
Gengler	Kingsbury	Peterson, J.	White
Gerl	Knudson	Peterson, R.	Wilkie
Giffey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker

Absent and not voting:

Glaspey Haugland

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, N. D., January 11, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2028

Senate Bill No. 2037

Senate Bill No. 2071

Senate Bill No. 2078

Senate Bill No. 2080

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber

Bismarck, N. D., January 11, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1047

House Bill No. 1069

House Bill No. 1090

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that House stand recessed to 1:30 p.m., January 11, 1971, which motion prevailed.

ROY GILBREATH, Chief Clerk

SIXTH DAY AFTER RECESS
AND SEVENTH DAY

Bismarck, January 12, 1971

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker Bier presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1061

House Bill No. 1100

House Concurrent Resolution No. 3005

And find the same correctly Engrossed.

REP. MIEDEMA, Chairman

Rep. White moved that the report be adopted, which motion prevailed, and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1049. A Bill for an Act to create and enact section 57-38-40.1 of the North Dakota Century Code, to provide for a reserve for income tax refunds.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Reimers
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haman	Linderman	Rolfsrud
Boustead	Haugland	Livingston	Rundle
Boyum	Hausauer, A.	Lundene	Sandness
Brekke	Hausauer, R.	McGauvran	Shablow
Bunker	Henning	McGeehan	Solberg
DeGroot	Henry	Mertens	Stoltenow
DeKrey	Hensrud	Metzger	Stone
Dick	Hentges	Miedema	Streibel
Dornacker	Herman	Miller, B.	Strinden
Dotzenrod	Hickle	Miller, E.	Thorsgard
Eagles	Hildebrand	Moore	Tweten
Erickson, K.	Hilleboe	Murphy	Ulvedal
Erickson, W.	Hoffner	Mushik	Wagner
Fleming	Jacobson	Olienyk	Walsh
Gackle	Jenkins	Opedahl	Weber
Ganser	Johnson, H.	Patrick	Welder
Gengler	Johnson, K.	Peterson, J.	White

Gerl	Kieffer	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker

Absent and not voting:
Kingsbury Meyer

So the bill passed and the title was agreed to.

House Bill No. 1056. A Bill for an Act to amend and reenact section 26-27-13 of the North Dakota Century Code, to remove the tax exemption on property owned by nonprofit medical service corporations.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Larson, L.	Reimers
Atkinson	Gronneberg	Laughlin	Rice
Austin	Gunderson	Lee	Rivinius
Backes	Halcrow	Linderman	Rocheleau
Berg	Haman	Livingston	Rolfstrud
Boustead	Haugland	Lundene	Rundle
Boyum	Hausauer, A.	McGauvran	Sandness
Brekke	Hausauer, R.	McGeehan	Shablow
Bunker	Henning	Mertens	Solberg
DeGroot	Henry	Metzger	Stoltenow
DeKrey	Hensrud	Miedema	Stone
Dick	Hentges	Miller, B.	Streibel
Dornacker	Herman	Miller, E.	Strinden
Dotzenrod	Hickle	Moore	Thorsgard
Eagles	Hildebrand	Murphy	Tweten
Erickson, K.	Hilleboe	Mushik	Ulvedal
Erickson, W.	Hoffner	Olienyk	Wagner
Fleming	Jacobson	Opedahl	Weber
Gackle	Jenkins	Patrick	Welder
Ganser	Johnson, H.	Peterson, J.	White
Gengler	Johnson, K.	Peterson, R.	Wilkie
Gerl	Knudson	Raile	Winge
Giffey	Lang	Raymond	Mr. Speaker
Glaspey	Larson, G.		

Those voting in the negative were:
Kieffer

Absent and not voting:
Kingsbury Meyer Walsh

So the bill passed and the title was agreed to.

House Bill No. 1082. A Bill for an Act to amend and reenact sections 26-23-12, 26-23-13, and 26-23-16 of the North Dakota Century Code, relating to the bonding fund board.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Rice
Atkinson	Gunderson	Lee	Rivinius
Austin	Halcrow	Linderman	Rocheleau
Berg	Haman	Livingston	Rolfstrud
Boustead	Haugland	Lundene	Rundle
Boyum	Hausauer, A.	McGauvran	Sandness
Brekke	Hausauer, R.	McGeehan	Shablow

Bunker	Henry	Mertens	Solberg
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Miedema	Stone
Dick	Herman	Miller, B.	Streibel
Dornacker	Hickle	Miller, E.	Strinden
Dotzenrod	Hildebrand	Moore	Thorsgard
Eagles	Hoffner	Murphy	Tweten
Erickson, K.	Jacobson	Mushik	Ulvedal
Erickson, W.	Jenkins	Olienyk	Wagner
Fleming	Johnson, H.	Opedahl	Walsh
Gackle	Johnson, K.	Patrick	Weber
Ganser	Kieffer	Peterson, J.	Welder
Gengler	Kingsbury	Peterson, R.	White
Gerl	Knudson	Raile	Wilkie
Giffey	Lang	Raymond	Winge
Glaspey	Larson, G.	Reimers	Mr. Speaker
Grant	Larson, L.		

Absent and not voting:

Backes	Henning	Hilleboe	Meyer
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So the bill passed and the title was agreed to.

House Bill No. 1083. A Bill for an Act to repeal sections 12-60-02, 12-60-03, and 12-60-04 of the North Dakota Century Code, relating to the board of managers of the bureau of criminal identification and apprehension.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Rice
Atkinson	Gronneberg	Larson, L.	Rivinius
Austin	Gunderson	Laughlin	Rocheleau
Backes	Halcrow	Lee	Rolfsrud
Berg	Haman	Linderman	Rundle
Boustead	Haugland	Livingston	Sandness
Boyum	Hausauer, A.	Lundene	Shablow
Brekke	Hausauer, R.	McGauvran	Solberg
Bunker	Henning	McGeehan	Stoltenow
DeGroot	Henry	Mertens	Stone
DeKrey	Hensrud	Metzger	Streibel
Dick	Hentges	Miedema	Strinden
Dornacker	Hickle	Miller, B.	Thorsgard
Dotzenrod	Hildebrand	Miller, E.	Tweten
Eagles	Hilleboe	Moore	Ulvedal
Erickson, K.	Hoffner	Mushik	Wagner
Erickson, W.	Jacobson	Olienyk	Walsh
Fleming	Jenkins	Opedahl	Weber
Gackle	Johnson, H.	Patrick	Welder
Ganser	Johnson, K.	Peterson, J.	White
Gengler	Kieffer	Peterson, R.	Wilkie
Gerl	Kingsbury	Raile	Winge
Giffey	Knudson	Raymond	Mr. Speaker
Glaspey	Lang	Reimers	

Absent and not voting:

Herman	Meyer	Murphy
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So the bill passed and the title was agreed to.

House Bill No. 1103. A Bill for an Act to amend and reenact subsection 4 of section 57-37-29 of the North Dakota Century Code, relating to the transfer of securities to a certain trust company acting as an executor or administrator of an estate.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Reimers
Atkinson	Gunderson	Larson, L.	Rice
Austin	Halcrow	Laughlin	Rivinius
Backes	Haman	Lee	Rocheleau
Berg	Haugland	Linderman	Rolfsrud
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Miedema	Streibel
Dornacker	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Gerl	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker
Grant			

Absent and not voting:

Meyer

So the bill passed and the title was agreed to.

House Bill No. 1112. A Bill for an Act relating to an attorney general's determination of the legal sufficiency of certain investments authorized to be made by the state investment board.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Reimers
Atkinson	Gunderson	Larson, G.	Rice
Austin	Halcrow	Larson, L.	Rivinius
Backes	Haman	Laughlin	Rocheleau
Berg	Haugland	Lee	Rolfsrud
Boustead	Hausauer, A.	Linderman	Rundle
Boyum	Hausauer, R.	Livingston	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Miedema	Stone
Dick	Herman	Miller, B.	Streibel
Dotzenrod	Hickle	Miller, E.	Thorsgard
Eagles	Hildebrand	Moore	Tweten
Erickson, K.	Hilleboe	Murphy	Ulvedal
Erickson, W.	Hoffner	Mushik	Wagner
Fleming	Jacobson	Olienyk	Walsh
Gackle	Jenkins	Opedahl	Weber
Ganser	Johnson, H.	Patrick	Welder
Gengler	Johnson, K.	Peterson, J.	White
Gerl	Kieffer	Peterson, R.	Wilkie

Giffey	Kingsbury	Raile	Winge
Glaspey	Knudson	Raymond	Mr. Speaker
Grant			

Those voting in the negative were:
Dornacker Lundene Strinden

Absent and not voting:
McGeehan Meyer

So the bill passed and the title was agreed to.

House Bill No. 1114. A Bill for an Act to amend and reenact section 6-09-29 of the North Dakota Century Code, relating to the responsibility of the department of banking and financial institutions for auditing the Bank of North Dakota.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raile
Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Reimers
Backes	Halcrow	Laughlin	Rice
Boustead	Haman	Lee	Rocheleau
Boyum	Haugland	Linderman	Rolfstrud
Brekke	Hausauer, A.	Livingston	Sandness
Bunker	Hausauer, R.	Lundene	Solberg
DeGroot	Henning	McGauvran	Stoltenow
DeKrey	Henry	McGeehan	Stone
Dick	Hensrud	Mertens	Streibel
Dornacker	Hentges	Metzger	Strinden
Dotzenrod	Herman	Miedema	Thorsgard
Eagles	Hickle	Miller, B.	Tweten
Erickson, K.	Hildebrand	Miller, E.	Ulvedal
Erickson, W.	Hilleboe	Moore	Wagner
Fleming	Hoffner	Murphy	Walsh
Gackle	Jacobson	Mushik	Weber
Ganser	Jenkins	Olienyk	Welder
Gengler	Johnson, H.	Opedahl	White
Gerl	Johnson, K.	Patrick	Wilkie
Giffey	Kieffer	Peterson, J.	Winge
Glaspey	Knudson	Peterson, R.	Mr. Speaker

Those voting in the negative were:
Berg Kingsbury Rivinius Rundle

Absent and not voting:
Meyer Shablow

So the bill passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

Rep. Bunker requested that House Bill No. 1115 be re-referred to the Committee on Industry, Business and Labor, and it was so ordered by the Speaker.

Rep. Dornacker moved that the amendments to House Bill No. 1057 as recommended by the Committee on Finance and Taxation as printed on pages 140 and 141 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to House Bill No. 1086 as recommended by the Committee on State and Federal Government, as printed on page 141 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to House Bill No. 1136 as recommended by the Committee on State and Federal

Government as printed on page 142 of the House Journal be adopted, which motion prevailed.

RECOGNITIONS

Rep. Weber announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Anna Powers, and Rep. Powers was thereupon introduced to the House.

Rep. Dick announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Simon Simonson, and Rep. Simonson was thereupon introduced to the House.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

SEVENTH DAY

Bismarck, January 12, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding. Prayer was offered by Rev. J. T. Burdine, Southern Baptist Church, Bismarck.

Roll was called and all members were present except Rep. Meyer.

A quorum was declared by Speaker Bier.

REVISIONS AND CORRECTIONS

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fourth Day After Recess, Fifth Day, and Sixth Day and recommends that the same be corrected as follows:

Page 145, following line 30, insert: "Reps. K. Johnson, Rundle and Olienyk introduced:"

Page 146, following line 52, insert: "Rep. Halcrow introduced:"

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Lee moved that the report be adopted, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Employment submits the following names for the positions specified below:

Amelia Lorenz, Williston	Stenographer
Eva Braten, Bismarck	Stenographer
Gail Hornstein, Rugby	Typist

REP. BOUSTEAD, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

The question then was on the motion of Rep. Gackle to adopt the Employment Report.

ROLL CALL

The roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Riemers
Atkinson	Gunderson	Larson, L.	Rice
Austin	Halcrow	Laughlin	Rivinius
Backes	Haman	Lee	Rocheleau

Berg	Haugland	Linderman	Rolfsrud
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Miedema	Streibel
Dornacker	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Gerl	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Grant	Lang	Raymond	Mr. Speaker

Absent and not voting:

Glaspey Meyer

So the motion prevailed.

Speaker Bier then administered the oath to the employees listed above.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1053 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1054 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Weber moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1071 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 16 delete the period and insert in lieu thereof the following “; and”

On page 2, line 20 delete the period and insert in lieu thereof the following “; and”

On page 2, line 25 delete the period and insert in lieu thereof the following “; and”

On page 2, line 27 delete the period and insert in lieu thereof the following “; and”

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1073 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1072 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1078 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1092 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1093 has had the same under consideration and recommends that the same be amended as follows:

On page 4, in line 6, following the period, add the following new language

"In the event the participating employee is a teacher in a state charitable, penal, or educational institution who receives a salary or wages on a nine-month basis and has signed a contract to teach for the next ensuing school year, the agency shall make arrangements to include such employee in the insurance program on a twelve-month basis and make the contribution authorized by this section for each month of the twelve-month period."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1094 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1109 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1135 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Resolution No. 1 has had the same under consideration and recommends that the same be amended as follows:

On page 1, delete all of the language on lines 12, 13, and 14

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Hickle moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1137. A Bill for an Act to amend and reenact section 16-13-07 of the North Dakota Century Code, relating to sending pollbooks to the United States district court.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Reimers
Atkinson	Gunderson	Larson, L.	Rice
Austin	Halcrow	Laughlin	Rivinius
Backes	Haman	Lee	Rocheleau
Berg	Haugland	Linderman	Rolfsrud
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Miedema	Streibel
Dornacker	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Gerl	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker
Grant			

Absent and not voting:

Meyer

So the bill passed and the title was agreed to.

House Bill No. 1150. A Bill for an Act to amend and reenact subsection 2 of section 11-16-05 of the North Dakota Century Code, relating to the restriction of powers of the state's attorney, and declaring an emergency.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 4; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Grant	Lang	Riemers
Atkinson	Gronneberg	Larson, G.	Rice
Austin	Gunderson	Larson, L.	Rivinius
Backes	Halcrow	Laughlin	Rocheleau
Berg	Haman	Lee	Rolfsrud

Boustead	Haugland	Linderman	Rundle
Boyum	Hausauer, A.	Livingston	Sandness
Brekke	Hausauer, R.	Lundene	Shablow
Bunker	Henning	McGauvran	Solberg
DeGroot	Henry	McGeehan	Stone
DeKrey	Hensrud	Mertens	Streibel
Dick	Hentges	Metzger	Strinden
Dornacker	Herman	Miedema	Thorsgard
Dotzenrod	Hickle	Miller, B.	Tweten
Eagles	Hildebrand	Miller, E.	Ulvedal
Erickson, K.	Hilleboe	Moore	Wagner
Erickson, W.	Hoffner	Mushik	Walsh
Fleming	Jacobson	Olienyk	Weber
Gackle	Jenkins	Opedahl	Welder
Ganser	Johnson, H.	Patrick	White
Gengler	Kieffer	Peterson, J.	Wilkie
Gerl	Kingsbury	Peterson, R.	Winge
Giffey	Knudson	Raile	Mr. Speaker
Glaspey			

Those voting in the negative were:

Johnson, K.	Murphy	Raymond	Stoltenow
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Absent and not voting:

Meyer

So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 1100. A Bill for an Act to amend and reenact section 20-05-02 of the North Dakota Century Code, to provide for party hunting.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 60; nays, 37; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Rice	Knudson	Rivinius
Atkinson	Glaspey	Lang	Rocheleau
Austin	Gunderson	Larson, L.	Rundle
Backes	Halcrow	Livingston	Sandness
Berg	Haman	McGauvran	Shablow
Boyum	Hausauer, R.	Mertens	Stoltenow
Brekke	Henry	Metzger	Stone
DeGroot	Hensrud	Miller, B.	Streibel
Dick	Hentges	Miller, E.	Strinden
Dornacker	Hildebrand	Murphy	Tweten
Erickson, K.	Hilleboe	Opedahl	Ulvedal
Erickson, W.	Hoffner	Peterson, J.	Wagner
Fleming	Jenkins	Peterson, R.	Weber
Gackle	Kieffer	Raile	Welder
Gengler	Kingsbury	Raymond	Wilkie

Those voting in the negative were:

Boustead	Haugland	Laughlin	Patrick
Bunker	Hausauer, A.	Lee	Reimers
DeKrey	Henning	Linderman	Rolfsrud
Dotzenrod	Herman	Lundene	Solberg
Eagles	Hickle	McGeehan	Thorsgard
Ganser	Jacobson	Miedema	Walsh
Gerl	Johnson, H.	Moore	White
Giffey	Johnson, K.	Mushik	Winge
Grant	Larson, G.	Olienyk	Mr. Speaker
Gronneberg			

Absent and not voting:

Meyer

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3005. A concurrent resolution for the amendment or sections 150, 170, 172, and 173 of the Constitution of the state of North Dakota, relating to county government, and providing for home rule for counties.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 83; nays, 14; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gunderson	Lang	Reimers
Atkinson	Halcrow	Larson, G.	Rice
Austin	Haman	Larson, L.	Rivinius
Backes	Haugland	Laughlin	Rocheleau
Boustead	Hausauer, A.	Lee	Rundle
Boyum	Hausauer, R.	Linderman	Sandness
Brekke	Henning	Livingston	Stoltenow
Bunker	Henry	Lundene	Stone
DeGroot	Hensrud	McGauvran	Streibel
DeKrey	Hentges	Mertens	Strinden
Dick	Herman	Metzger	Thorsgard
Dornacker	Hickle	Miedema	Tweten
Dotzenrod	Hildebrand	Miller, B.	Ulvedal
Eagles	Hilleboe	Miller, E.	Wagner
Erickson, K.	Hoffner	Murphy	Walsh
Erickson, W.	Jacobson	Olienyk	Welder
Ganser	Jenkins	Opedahl	White
Gengler	Johnson, K.	Peterson, J.	Wilkie
Glaspey	Kieffer	Peterson, R.	Winge
Grant	Kingsbury	Raile	Mr. Speaker
Gronneberg	Knudson	Raymond	

Those voting in the negative were:

Berg	Giffey	Mushik	Shablow
Fleming	Johnson, H.	Patrick	Solberg
Gackle	McGeehan	Rolfsrud	Weber
Gerl	Moore		

Absent and not voting:

Meyer

So the House Concurrent Resolution was declared adopted.

SECOND READING OF A HOUSE BILL

House Bill No. 1061. A Bill for an Act to provide for new appointments to the board of examiners for nursing home administrators, and to amend and reenact subsection 2 of section 43-34-01, and sections 43-34-02 and 43-34-11 of the North Dakota Century Code, relating to the board of examiners for nursing home administrators, and to amend and reenact section 43-34-05 of the North Dakota Century Code, relating to license fees of nursing home administrators.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Reimers
Atkinson	Gunderson	Larson, L.	Rice
Austin	Halcrow	Laughlin	Rivinius
Backes	Haman	Lee	Rocheleau
Berg	Haugland	Linderman	Rolfstrud
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Miedema	Streibel
Dornacker	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Gerl	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker

Absent and not voting:

Grant Meyer

So the bill passed and the title was agreed to.

FIRST READING OF HOUSE BILLS AND HOUSE CONCURRENT RESOLUTIONS

Reps. Boustead and Hensrud introduced:

House Bill No. 1157. A Bill for an Act to provide for construction standards for all buildings in the State of North Dakota, exceptions, approval of plans and specifications and providing a penalty.

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

Reps. Gackle, Dotzenrod and L. Larson introduced:

House Bill No. 1158. A Bill for an Act to amend and reenact section 5-02-07 of the North Dakota Century Code, relating to the sale of items other than alcoholic beverages on licensed premises.

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

Rep. Raymond introduced:

House Bill No. 1159. A Bill for an Act to amend and reenact section 16-13-03 of the North Dakota Century Code, relating to keeping the county auditor's office open on election nights.

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

Rep. Raymond introduced:

House Bill No. 1160. A Bill for an Act authorizing the creation of mayors' human rights commissions in cities; to provide powers, duties, and operating procedures; and to provide a penalty.

Was read the first time and referred to the committee on Social Welfare.

Reps. Eagles and Hentges introduced:

House Bill No. 1161. A Bill for an Act to create chapter 14-15 of the North Dakota Century Code, relating to adoptions and constituting the Revised Uniform Adoption Act, and to repeal chapter 14-11 of the North Dakota Century Code.

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

Rep. Raile introduced:

House Bill No. 1162. A Bill for an Act to amend and reenact section 40-49-08 of the North Dakota Century Code, relating to reimbursement of the treasurer of a park district.

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

Reps. Halcrow, W. Erickson, Fleming, Kingsbury and Tweten introduced:

House Bill No. 1163. A Bill for an Act to amend and reenact subsection 5 of section 39-04-19 of the North Dakota Century Code, relating to the registration of farm vehicles.

Was read the first time and referred to the committee on Transportation.

Rep. Dornacker introduced:

House Bill No. 1164. A Bill for an Act to amend and reenact section 57-38-30.1 of the North Dakota Century Code, relating to corporate tax credit for new industry.

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

Reps. Strinden, Haugland and Solberg introduced:

House Bill No. 1165. A Bill for an Act authorizing the state of North Dakota acting by the North Dakota employment security bureau to sell and convey lots twenty-two, twenty-three, and twenty-four in block fifty-two, original plat of the city of Bismarck, Burleigh County, State of North Dakota, according to the plat thereof on file and of record in the office of the register of deeds of said county and state and recorded in book "A" of plats in Burleigh County, North Dakota.

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

Rep. Dornacker introduced:

House Bill No. 1166. A Bill for an Act to amend and reenact subsection 1 of section 57-38-45 of the North Dakota Century Code, relating to income tax interest and penalties.

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

Reps. Gengler, Gerl, DeGroot, Haugland and Stone introduced:

House Concurrent Resolution No. 3010. A Concurrent Resolution requesting the Congress of the United States to amend the Rail Passenger Service Act of 1970 to insure the continuance of existing rail passenger service to, from and within the State of North Dakota.

Was read the first time and referred to the committee on Transportation.

Reps. Boustead and Hensrud introduced:

House Concurrent Resolution No. 3011. A Concurrent Resolution directing the legislative council to make a study of the need for training firemen and the method or standards to follow to accomplish such training, if the need is indicated.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 2028. A Bill for an Act making an appropriation for salaries and other expenses to the unsatisfied judgment fund for administering the provisions of Chapter 39-17 of the North Dakota Century Code.

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

Senate Bill No. 2037. A Bill for an Act to authorize the board of university and school lands to charge fees, and to repeal section 15-02-10 of the North Dakota Century Code.

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

Senate Bill No. 2071. A Bill for an Act to create and enact section 19-21-04.1 of the North Dakota Century Code, and to amend and reenact sections 19-21-01, 19-21-02, and 19-21-05 of the North Dakota Century Code, relating to the labeling and regulation of mis-branded and banned hazardous substances, setting forth the powers and duties of the state laboratories department, and providing penalties.

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

Senate Bill No. 2078. A Bill for an Act to amend and reenact sections 53-01-02, 53-01-03, 53-01-07, 53-01-08, 53-01-09, 53-01-10, 53-01-11, 53-01-12, 53-01-14, 53-01-15, 53-01-16, and 53-01-19 of the North Dakota Century Code, relating to the state athletic commission and to provide that the secretary of state shall serve as state athletic commissioner; and to repeal sections 53-01-01, 53-01-04, 53-01-05, and 53-01-06 of the North Dakota Century Code, relating to the state athletic commission.

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

Senate Bill No. 2080. A Bill for an Act to amend and reenact sections 50-10-01, 50-10-05, subsection 1 of section 50-10-06, and subsection 1 of section 50-10-09 of the North Dakota Century Code, and to repeal sections 50-10-02, 50-10-03, 50-10-04, and subsection 10 of section 50-10-06 of the North Dakota Century Code, to provide for the abrogation of the crippled children's commission and to transfer its functions to the public welfare board.

Was read the first time and referred to the Committee on Social Welfare.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, January 12, 1971

Mr. Speaker: I have the honor to return:

House Concurrent Resolution No. 3007

House Concurrent Resolution No. 3008

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, January 12, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2027

Senate Bill No. 2084

Senate Bill No. 2086

Senate Bill No. 2110

Senate Concurrent Resolution No. 4009

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House now stand recessed until 1:30 p.m., Wednesday, January 13, 1971, which motion prevailed.

ROY GILBREATH, Chief Clerk

SEVENTH DAY AFTER RECESS AND EIGHTH DAY

Bismarck, January 13, 1971

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker Bier presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

- House Bill No. 1057
- House Bill No. 1086
- House Bill No. 1136

And find the same correctly Engrossed.

REP. MIEDEMA, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed, and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1057. A Bill for an Act to amend and reenact subsection 10 of section 57-02-01 of the North Dakota Century Code, relating to the definition of a farm.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raymond
Atkinson	Gronneberg	Larson, G.	Reimers
Austin	Gunderson	Larson, L.	Rice
Backes	Halcrow	Laughlin	Rivinius
Berg	Haman	Lee	Rocheleau
Boustead	Haugland	Linderman	Rolfsrud
Boyum	Hausauer, A.	Livingston	Rundle
Brekke	Hausauer, R.	Lundene	Sandness
Bunker	Henning	McGauvran	Shablow
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hensrud	Mertens	Stone
Dick	Hentges	Metzger	Streibel
Dornacker	Herman	Miedema	Strinden
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hilleboe	Moore	Wagner
Erickson, W.	Hoffner	Murphy	Walsh
Fleming	Jacobson	Mushik	Weber
Gackle	Jenkins	Olienyk	Welder
Ganser	Johnson, H.	Opedahl	White
Gengler	Johnson, K.	Patrick	Wilkie
Gerl	Kieffer	Peterson, R.	Winge
Giffey	Kingsbury	Raile	Mr. Speaker
Glaspey	Knudson		

Those voting in the negative were:

Peterson, J. Stoltenow

Absent and not voting:

Meyer Ulvedal

So the bill passed and the title was agreed to.

House Bill No. 1086. A Bill for an Act to amend and reenact section 21-10-01 of the North Dakota Century Code, relating to the membership of the state investment board.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Lang	Reimers
Atkinson	Gronneberg	Larson, G.	Rice
Backes	Gunderson	Larson, L.	Rivinius
Berg	Halcrow	Laughlin	Rocheleau
Boustead	Haman	Lee	Rolfsrud
Boyum	Haugland	Linderman	Rundle
Brekke	Hausauer, A.	Livingston	Sandness
Bunker	Hausauer, R.	Lundene	Shablow
DeGroot	Henning	McGauvran	Solberg
DeKrey	Henry	McGeehan	Stoltenow
Dick	Hensrud	Mertens	Stone
Dornacker	Hentges	Metzger	Streibel
Dotzenrod	Herman	Miedema	Strinden
Eagles	Hickle	Miller, B.	Thorsgard
Erickson, K.	Hildebrand	Miller, E.	Tweten
Erickson, W.	Hilleboe	Moore	Walsh
Fleming	Hoffner	Mushik	Weber
Gackle	Jacobson	Opedahl	Welder
Ganser	Jenkins	Patrick	White
Gengler	Johnson, H.	Peterson, J.	Wilkie
Gerl	Johnson, K.	Peterson, R.	Winge
Giffey	Kieffer	Raile	Mr. Speaker
Glaspey	Kingsbury	Raymond	

Those voting in the negative were:

Austin Murphy Olienyk Wagner

Knudson

Absent and not voting:

Meyer Ulvedal

So the bill passed and the title was agreed to.

House Bill No. 1136. A Bill for an Act to amend and reenact section 54-16-01 of the North Dakota Century Code, relating to membership on the emergency commission.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raymond
Atkinson	Gronneberg	Larson, G.	Reimers
Austin	Gunderson	Larson, L.	Rice
Backes	Halcrow	Laughlin	Rivinius
Berg	Haman	Lee	Rocheleau
Boustead	Haugland	Linderman	Rolfsrud

Boyum	Hausauer, A.	Livingston	Rundle
Brekke	Hausauer, R.	Lundene	Sandness
Bunker	Henning	McGauvran	Shablow
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hensrud	Mertens	Stoltenow
Dick	Hentges	Metzger	Stone
Dornacker	Herman	Miedema	Streibel
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hilleboe	Moore	Wagner
Erickson, W.	Hoffner	Murphy	Walsh
Fleming	Jacobson	Mushik	Weber
Gackle	Jenkins	Olienyk	Welder
Ganser	Johnson, H.	Opedahl	White
Gengler	Johnson, K.	Patrick	Wilkie
Gerl	Kieffer	Peterson, J.	Winge
Giffey	Kingsbury	Peterson, R.	Mr. Speaker
Glaspay	Knudson	Raile	

Absent and not voting:

Meyer Strinden Ulvedal

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1045 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Rice moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1102 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 4 place triple parentheses before "January 1, 1966" and insert in lieu thereof the following "**July 1, 1971**"

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1105 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 4 after the word "tax" and before the semi-colon insert the following language "**or at any time within three years after the date the tax liability became finally and irrevocably fixed pursuant to section 57-39.2-15, whichever occurs later in point of time**"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1108 has had the same under consideration and recommends that the same be amended as follows:

In line 15 after the word "**syphilis**" insert the following language "**, and reporting any other contagious venereal disease if the physician detects the same**"

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Raile moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1116 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1121 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1128 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Bunker moved that House Bill No. 1115 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Bunker moved that the House reconsider its action by which the Committee Report was adopted on House Bill No. 1115, which motion prevailed.

Rep. Bunker moved that House Bill No. 1115 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

MOTION

Rep. Rundle moved that the House reconsider the action by which House Bill No. 1150 was passed, which motion prevailed.

Rep. Atkinson moved that House Bill No. 1150 be re-referred to the House Judiciary Committee, which motion prevailed.

MOTION

Rep. Gengler moved that House Concurrent Resolution No. 3010 be returned to the House from the Committee on Transportation, which motion prevailed.

Rep. Gengler requested permission to withdraw House Concurrent Resolution No. 3010. There being no objection, it was so ordered by Speaker Bier.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

EIGHTH DAY

Bismarck, January 13, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Donald Burton, Lord of Life Lutheran Church, Bismarck.

Roll was called and all members were present except Reps. Meyer and Ulvedal.

A quorum was declared by the Speaker.

REVISIONS AND CORRECTIONS

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Sixth Day After Recess and Seventh Day and recommends that the same be corrected as follows:

Page 151, line 18, delete "Miedmea" and substitute "Miedema" in lieu thereof

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Atkinson moved that the amendments to House Bill No. 1071 as recommended by the Committee on Judiciary as printed on page 157 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to House Bill No. 1093 as recommended by the Committee on State and Federal Government as printed on page 158 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to House Resolution No. 1 as recommended by the Committee on State and Federal Government as printed on page 158 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1053. A Bill for an Act to create and enact new subsections to sections 57-39.2-02, 57-39.2-03, and 57-39.2-03.1, and to create and enact a new subdivision to subsection 9 of section 57-40.2-01 of the North Dakota Century Code, relating to the taxation of food purchased from college and university cafeterias and dining rooms.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 8; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Halcrow	Larson, L.	Reimers
Atkinson	Haman	Laughlin	Rice
Austin	Haugland	Lee	Rivinius
Backes	Hausauer, R.	Linderman	Rocheleau
Berg	Henning	Livingston	Rolfsrud
Boustead	Henry	Lundene	Rundle
Bunker	Hensrud	McGauvran	Sandness
DeKrey	Hentges	McGeehan	Shablow
Dick	Herman	Mertens	Solberg
Dornacker	Hickle	Miedema	Stoltenow
Dotzenrod	Hildebrand	Miller, B.	Stone
Eagles	Hilleboe	Miller, E.	Streibel
Erickson, K.	Hoffner	Moore	Strinden
Fleming	Jacobson	Murphy	Thorsgard
Gackle	Jenkins	Mushik	Tweten
Ganser	Johnson, H.	Olienyk	Wagner
Gerl	Johnson, K.	Opedahl	Walsh
Giffey	Kieffer	Patrick	Welder
Glaspey	Kingsbury	Peterson, J.	White
Grant	Knudson	Peterson, R.	Wilkie
Gronneberg	Lang	Raile	Winge
Gunderson	Larson, G.	Raymond	Mr. Speaker

Those voting in the negative were:

Boyum	DeGroot	Gengler	Metzger
Brekke	Erickson, W.	Hausauer, A.	Weber

Absent and not voting:

Meyer	Ulvedal
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So the bill passed and the title was agreed to.

House Bill No. 1054. A Bill for an Act to amend and reenact subsection 16 of section 57-02-08 of the North Dakota Century Code, to

provide that property owned by nonprofit corporations organized to promote athletic and educational needs and uses at any state educational institution shall be exempt from taxation only if used exclusively for athletic or educational purposes.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Rice
Atkinson	Gunderson	Larson, L.	Rivinius
Austin	Halcrow	Laughlin	Rocheleau
Backes	Haman	Lee	Rolfsrud
Berg	Haugland	Linderman	Rundle
Boustead	Hausauer, R.	Livingston	Sandness
Brekke	Henning	Lundene	Shablow
Bunker	Henry	McGauvran	Solberg
DeGroot	Hensrud	McGeehan	Stoltenow
DeKrey	Hentges	Mertens	Stone
Dick	Herman	Metzger	Streibel
Dornacker	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Wagner
Erickson, W.	Jacobson	Mushik	Walsh
Fleming	Jenkins	Olienyk	Weber
Gackle	Johnson, H.	Opedahl	Welder
Gengler	Johnson, K.	Patrick	White
Gerl	Kieffer	Peterson, J.	Wilkie
Giffey	Kingsbury	Peterson, R.	Winge
Glaspay	Knudson	Raile	Mr. Speaker
Grant	Lang	Raymond	

Those voting in the negative were:

Boyum	Hausauer, A.	Miedema	Reimers
Ganser			

Absent and not voting:

Meyer	Ulvedal
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So the bill passed and the title was agreed to.

House Bill No. 1072. A Bill for an Act to create and enact sections 47-19-14.1, 47-19-14.2, 47-19-14.3, 47-19-14.4, 47-19-14.5, 47-19-14.6, 47-19-14.7, and 47-19-14.8 of the North Dakota Century Code, to provide for uniform recognition of notarial acts done outside the state; to amend and reenact section 47-19-26 of the North Dakota Century Code, relating to forms of certificates of acknowledgment; and to repeal sections 47-19-15, 47-19-16, 47-19-17, 47-19-17.1, 47-19-17.2 and 47-19-31 of the North Dakota Century Code, relating to recognition of foreign acknowledgments and acknowledgments made outside this state but within the United States.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raymond
Atkinson	Gronneberg	Larson, G.	Reimers
Austin	Gunderson	Larson, L.	Rice
Backes	Halcrow	Laughlin	Rivinius
Berg	Haman	Lee	Rocheleau
Boustead	Haugland	Linderman	Rolfsrud
Boyum	Hausauer, A.	Livingston	Rundle

Brekke	Hausauer, R.	Lundene	Sandness
Bunker	Henning	McGauvran	Shablow
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hensrud	Mertens	Stoltenow
Dick	Hentges	Metzger	Stone
Dornacker	Herman	Miedema	Streibel
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hilleboe	Moore	Wagner
Erickson, W.	Hoffner	Murphy	Walsh
Fleming	Jacobson	Mushik	Weber
Gackle	Jenkins	Olienyk	Welder
Ganser	Johnson, H.	Opedahl	White
Gengler	Johnson, K.	Patrick	Wilkie
Gerl	Kieffer	Peterson, J.	Winge
Giffey	Kingsbury	Peterson, R.	Mr. Speaker
Glaspey	Knudson	Raile	

Absent and not voting:
 Meyer Strinden Ulvedal

So the bill passed and the title was agreed to.

House Bill No. 1073. A Bill for an Act to create and enact chapter 28-06.2 of the North Dakota Century Code, relating to the method of service of civil process upon the United States, an officer, employee, or agency thereof, when civil suit is brought in a state court.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Reimers
Austin	Gunderson	Laughlin	Rice
Backes	Halcrow	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfstrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Miedema	Stone
Dornacker	Hickle	Miller, B.	Streibel
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Wagner
Erickson, W.	Jacobson	Mushik	Walsh
Fleming	Jenkins	Olienyk	Weber
Gackle	Johnson, H.	Opedahl	Welder
Ganser	Johnson, K.	Patrick	White
Gengler	Kieffer	Peterson, J.	Wilkie
Gerl	Kingsbury	Peterson, R.	Winge
Giffey	Knudson	Raile	Mr. Speaker
Glaspey	Lang		

Absent and not voting:
 Haman Meyer Strinden Ulvedal

So the bill passed and the title was agreed to.

House Bill No. 1078. A Bill for an Act to amend and reenact section 11-10-20 of the North Dakota Century Code, relating to the central filing of documents kept by certain county officials when directed by resolution of the board of county commissioners.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Glaspey	Kingsbury	Raile
Atkinson	Grant	Knudson	Raymond
Austin	Gronneberg	Lang	Reimers
Backes	Gunderson	Larson, G.	Rice
Berg	Halcrow	Larson, L.	Rivinius
Boustead	Haman	Laughlin	Rocheleau
Boyum	Haugland	Linderman	Rolfstrud
Brekke	Hausauer, A.	Livingston	Shablow
Bunker	Hausauer, R.	Lundene	Solberg
DeGroot	Henning	McGauvran	Stoltenow
DeKrey	Henry	McGeehan	Stone
Dick	Hensrud	Mertens	Streibel
Dornacker	Hentges	Metzger	Strinden
Dotzenrod	Herman	Miller, B.	Thorsgard
Eagles	Hickle	Miller, E.	Tweten
Erickson, K.	Hildebrand	Moore	Wagner
Erickson, W.	Hilleboe	Murphy	Walsh
Fleming	Hoffner	Mushik	Weber
Gackle	Jacobson	Olienyk	Welder
Ganser	Jenkins	Opedahl	White
Gengler	Johnson, H.	Patrick	Wilkie
Gerl	Johnson, K.	Peterson, J.	Winge
Giffey	Kieffer	Peterson, R.	Mr. Speaker

Those voting in the negative were:

Lee	Miedema	Rundle	Sandness
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Absent and not voting:

Meyer	Ulvedal
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So the bill passed and the title was agreed to.

House Bill No. 1092. A Bill for an Act to create and enact sections 19-02-02.1 and 23-05-07.1 of the North Dakota Century Code; to amend and reenact subsection 1 of section 23-01-05, sections 23-04-07, 23-09-02, subsection 9 of section 23-09-09, sections 23-09-10, 23-09-11, 23-09-14, 23-09-16, 23-09-17, 23-09-18, 23-09-19, 23-09-22, 23-10-01, 23-10-02, 23-10-03, 23-10-04, 23-10-05, 23-10-06, 23-10-07, 23-10-08, 23-10-09, 23-10-10, 23-10-11, and 23-10-12 of the North Dakota Century Code, relating to licensing and regulation of restaurants, hotels, boarding-houses, lodginghouses, motor courts, and trailer courts, and the enforcement of laws relating thereto; and declaring a penalty.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 63; nays, 32; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Linderman	Rundle
Atkinson	Halcrow	Lundene	Sandness
Austin	Hausauer, R.	Metzger	Solberg
Boyum	Hensrud	Miller, E.	Stoltenow
Brekke	Hentges	Moore	Stone
Bunker	Herman	Murphy	Streibel
DeGroot	Hickle	Mushik	Strinden
Dick	Hildebrand	Olienyk	Tweten
Dornacker	Hilleboe	Opedahl	Wagner
Dotzenrod	Hoffner	Peterson, R.	Walsh
Eagles	Jacobson	Raymond	Weber
Erickson, W.	Jenkins	Reimers	White
Gackle	Johnson, K.	Rice	Wilkie
Gengler	Kieffer	Rivinius	Winge

Gerl	Knudson	Rocheleau	Mr. Speaker
Grant	Larson, L.	Rolfsrud	

Those voting in the negative were:

Backes	Glaspey	Kingsbury	Miedema
Berg	Gunderson	Larson, G.	Miller, B.
Boustead	Haman	Laughlin	Patrick
DeKrey	Haugland	Lee	Peterson, J.
Erickson, K.	Hausauer, A.	Livingston	Raile
Fleming	Henning	McGauvran	Shablow
Ganser	Henry	McGeehan	Thorsgard
Giffey	Johnson, H.	Mertens	Welder

Absent and not voting:

Lang	Meyer	Ulvedal
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So the bill lost for want of a two-thirds majority.

MOTION

Rep. Atkinson moved that House Bill No. 1094 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1109. A Bill for an Act to amend and reenact section 11-19A-11 of the North Dakota Century Code relating to autopsies by the medical county coroner.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Halcrow	Larson, G.	Reimers
Atkinson	Haman	Larson, L.	Rice
Austin	Haugland	Laughlin	Rivinius
Berg	Hausauer, A.	Linderman	Rocheleau
Boustead	Hausauer, R.	Livingston	Rolfsrud
Boyum	Henning	Lundene	Rundle
Brekke	Henry	McGauvran	Sandness
Bunker	Hensrud	McGeehan	Shablow
DeGroot	Hentges	Mertens	Stoltenow
Dick	Herman	Metzger	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Moore	Thorsgard
Erickson, K.	Hoffner	Murphy	Tweten
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Gerl	Kingsbury	Peterson, R.	Wilkie
Grant	Knudson	Raile	Winge
Gronneberg	Lang	Raymond	Mr. Speaker
Gunderson			

Those voting in the negative were:

Backes	Giffey	Lee	Solberg
DeKrey	Glaspey		

Absent and not voting:

Meyer	Miller, E.	Ulvedal
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So the bill passed and the title was agreed to.

House Bill No. 1135. A Bill for an Act to create and enact section 16-04-01.1 of the North Dakota Century Code, providing for a presidential preference primary election; and to amend and

reenact sections 16-04-01, 16-04-02, 16-04-11, 16-17-16, and 16-17-17 of the North Dakota Century Code, relating to primary elections.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 18; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Rice
Atkinson	Gunderson	Larson, L.	Rocheleau
Austin	Halcrow	Laughlin	Rolfsrud
Backes	Haman	Lee	Rundle
Berg	Haugland	Linderman	Sandness
Boustead	Hausauer, A.	Livingston	Shablow
Brekke	Henning	Lundene	Solberg
Bunker	Henry	McGauvran	Stoltenow
DeKrey	Hensrud	McGeehan	Stone
Dick	Herman	Mertens	Streibel
Dornacker	Hickle	Metzger	Strindgen
Dotzenrod	Hilleboe	Miller, B.	Thorsgard
Erickson, K.	Jacobson	Murphy	Tweten
Erickson, W.	Jenkins	Olienyk	Wagner
Fleming	Johnson, H.	Opedahl	Walsh
Gackle	Kieffer	Patrick	Welder
Gengler	Kingsbury	Peterson, R.	White
Giffey	Knudson	Raile	Wilkie
Grant	Lang	Raymond	Mr. Speaker

Those voting in the negative were:

Boyum	Glaspey	Miedema	Reimers
DeGroot	Hausauer, R.	Moore	Rivinius
Eagles	Hentges	Mushik	Weber
Ganser	Hildebrand	Peterson, J.	Winge
Gerl	Hoffner		

Absent and not voting:

Johnson, K.	Meyer	Miller, E.	Ulvedal
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So the bill passed and the title was agreed to.

Rep. Atkinson moved that the vote by which House Bill No. 1135 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 1094. A Bill for an Act to amend and reenact section 16-17-10 of the North Dakota Century Code, relating to changing the date of the meeting of the district committee of each political party from after the general election to after the primary election and adding a vice chairwoman as an officer of the district committee.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 6; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raymond
Atkinson	Gronneberg	Larson, G.	Reimers
Austin	Gunderson	Larson, L.	Rice
Backes	Halcrow	Laughlin	Rivinius
Berg	Haman	Lee	Rocheleau
Boustead	Haugland	Linderman	Rolfsrud
Boyum	Hausauer, A.	Livingston	Rundle
Brekke	Hausauer, R.	Lundene	Sandness
Bunker	Henning	McGauvran	Shablow
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hensrud	Mertens	Stoltenow
Dick	Hentges	Metzger	Stone
Dornacker	Herman	Miedema	Streibel
Dotzenrod	Hickle	Miller, B.	Thorsgard

Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hilleboe	Murphy	Wagner
Erickson, W.	Hoffner	Olienyk	Walsh
Fleming	Jenkins	Opedahl	Weber
Gackle	Johnson, K.	Patrick	Welder
Ganser	Kieffer	Peterson, J.	White
Gengler	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Mr. Speaker

Those voting in the negative were:

Gerl	Jacobson	Mushik	Winge
Glaspey	Moore		

Absent and not voting:

Johnson, H.	Meyer	Strinden	Ulvedal
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So the bill passed and the title was agreed to.

FIRST READING OF HOUSE BILLS

Reps. Strinden and White introduced:

House Bill No. 1167. A Bill for an Act to amend and reenact subsection 1 of section 6-08-16 and section 6-08-16.1 of the North Dakota Century Code, relating to the penalty upon conviction for issuance of nonsufficient funds or no account checks.

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

Rep. Gerl introduced:

House Bill No. 1168. A Bill for an Act to amend and reenact subsection 2 of section 34-12-01 of the North Dakota Century Code, relating to the definition of employer.

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

Rep. Gerl introduced:

House Bill No. 1169. A Bill for an Act to amend and reenact subsection 2 of section 34-12-01 of the North Dakota Century Code, relating to the definition of employer.

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

Reps. Dornacker and Haugland introduced:

House Bill No. 1170. A Bill for an Act to amend and reenact section 52-09-09 and subdivision (3) of subsection D of section 52-09-20 of the North Dakota Century Code, relating to contributions and primary insurance benefit under North Dakota old age and survivor insurance system.

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

Rep. Dick introduced:

House Bill No. 1171. A Bill for an Act to amend and reenact section 15-53.1-38 of the North Dakota Century Code, as contained in section 9 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to the alteration of tax rates in reorganized school districts.

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

Reps. Mertens and Lee introduced:

House Bill No. 1172. A Bill for an Act to amend and reenact sections 16-11-04 and 16-11-10 of the North Dakota Century Code, relating to the number and color of election ballots.

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

Rep. Wagner introduced:

House Bill No. 1173. A Bill for an Act to amend and reenact sections 1 and 2 of chapter 408 of the 1969 Session Laws of North Dakota, relating to authorization of the sale and transfer of certain real property owned by the state for the benefit of the state penitentiary.

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

Rep. Wilkie introduced:

House Bill No. 1174. A Bill for an Act to amend and reenact section 57-50-03 of the North Dakota Century Code, relating to claim for refund of motor fuel tax.

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

Rep. Dornacker introduced:

House Bill No. 1175. A Bill for an Act to amend and reenact section 57-58-01 of the North Dakota Century Code, relating to the distribution of personal property tax replacement revenue.

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

Rep. Dornacker introduced:

House Bill No. 1176. A Bill for an Act to amend and reenact section 57-58-01 of the North Dakota Century Code, relating to limitations upon personal property tax replacement payments to counties.

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

Rep. Streibel introduced:

House Bill No. 1177. A Bill for an Act to amend and reenact section 57-58-01 of the North Dakota Century Code, relating to the dates and the formula for the distribution of personal property tax replacement moneys to political subdivisions, and declaring an emergency.

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

Reps. K. Johnson, Austin and K. Erickson introduced:

House Bill No. 1178. A Bill for an Act to amend and reenact Section 36-04-03 of the North Dakota Century Code, relating to agents of livestock, poultry and wool dealers use of checks or other commercial paper other than in the name of their principals.

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

Reps. K. Johnson, Austin and K. Erickson introduced:

House Bill No. 1179. A Bill for an Act to amend and reenact section 36-04-01 of the North Dakota Century Code, relating to the definition of livestock and wool dealers.

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

Reps. K. Johnson, Austin and K. Erickson introduced:

House Bill No. 1180. A Bill for an Act to amend and reenact section 36-04-07 of the North Dakota Century Code, relating to livestock, poultry and wool dealer's licensure, penalty fees and transferability of licenses.

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

Reps. Fleming and Kingsbury introduced:

House Bill No. 1181. A Bill for an Act to provide for a certificate of full consideration prior to the recordation of certain deeds filed with the office of the county register of deeds.

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

Reps. K. Erickson, Grant and Linderman introduced:

House Bill No. 1182. A Bill for an Act to amend and reenact subsection 12 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions.

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

Reps. Gackle, Boyum and Ulvedal introduced:

House Bill No. 1183. A Bill for an Act to create and enact a new section to chapter 57-23 of the North Dakota Century Code, relating to the abatement and refund of property taxes.

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

Rep. Walsh introduced:

House Bill No. 1184. A Bill for an Act to amend and reenact subsection 2 of section 57-39.2-17 of the North Dakota Century Code, relating to the commencement of court proceedings to collect sales tax.

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

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Reps. Gengler, Gerl, DeGroot, Haugland and Stone introduced:

House Concurrent Resolution No. 3012. A Concurrent Resolution to retain existing rail passenger service.

Was read the first time.

Rep. Gengler moved that the rules be suspended, that House Concurrent Resolution No. 3012 be not referred to committee, be read in its entirety, not printed as a bill but printed in the journal, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3012

1 A Concurrent Resolution to retain existing rail passenger
2 service.

3

4 WHEREAS, the Ninety-first Congress has passed Public
5 Law 91-518 to provide for the establishment of a national
6 rail passenger system; and

7 WHEREAS, under the provisions of said Act, the federal
8 Secretary of Transportation was authorized and has filed
9 his preliminary report which outlines a basic national rail
10 passenger system; and

11 WHEREAS, the preliminary report does not provide for
12 continuance of any rail passenger transportation for the
13 citizens of this State; and

14 WHEREAS, the Rail Pax Plan appears to provide only a
15 crash program to provide rail passenger transportation
16 between end points of population congestion and completely
17 ignores the need to contribute to opportunity in noncongested
18 areas so that a growing United States population will not
19 be forced by Rail Pax Plan to further add to the problems
20 of population congestion; and

21 WHEREAS, it is necessary and essential to ensure the
22 continuation of adequate and safe rail passenger service
23 to North Dakota if this underpopulated area is to be capable
24 of absorbing its share of the increasing national population;

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1 and

2 WHEREAS, North Dakota utilizes its railroad passenger
3 trains now, as evidenced by one hundred sixty-eight thousand
4 boardings during 1969; and

5 WHEREAS, North Dakota railroad passenger service is

6 essential because of:

- 7 1. Severe weather conditions;
- 8 2. A present need for reasonably priced, efficient,
- 9 fast railroad passenger transportation;
- 10 3. The necessity to encourage a national population
- 11 distribution policy; and

12 WHEREAS, North Dakota citizens have a minimum of
13 railroad passenger train service at present;

14 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
15 REPRESENTATIVES OF THE STATE OF NORTH DAKOTA,

15a THE SENATE

16 CONCURRING THEREIN:

17 That the North Dakota House of Representatives does
18 support Governor William L. Guy and the North Dakota Public
19 Service Commission in their efforts to retain existing rail
20 passenger service; and

21 BE IT FURTHER RESOLVED, that the North Dakota House
22 of Representatives does adopt as its own the evidence and
23 facts submitted to the Secretary of Transportation by the
24 North Dakota Public Service Commission on December 22, 1970;
25 and

26 BE IT FURTHER RESOLVED, that the North Dakota House of
27 Representatives does specifically request and urge the
28 Secretary of Transportation to designate Minneapolis-St. Paul
29 as an end point city to ensure continued rail passenger
30 routes through North Dakota; and

31 BE IT FURTHER RESOLVED, that no rail passenger service
32 be allowed to be discontinued completely for at least a
33 period of eighteen months following the approved Rail Pax
34 Plan so that the plan can be tested and most easily adjusted;
35 and

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1 BE IT FURTHER RESOLVED, that the President of the
2 United States, the Secretary of Transportation, the Inter-
3 state and Foreign Commerce Committee of the United States
4 Congress, the Interstate Commerce Commission, and the North
5 Dakota Congressional Delegation herewith be notified of the
6 need for continued and improved rail passenger service for
7 North Dakota and the Upper Midwest.

SECOND READING OF HOUSE RESOLUTION

House Concurrent Resolution No. 3012. A Concurrent Resolution
to retain existing rail passenger service.

Was read the second time.

Rep. Gengler moved the adoption of House Concurrent Resolution
No. 3012, which motion prevailed on a voice vote.

Rep. Gengler requested that House Concurrent Resolution No. 3012
be messaged to the Senate immediately, and it was so ordered by
the Speaker.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Judiciary to whom was referred
Senate Bill No. 2104 has had the same under consideration
and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Walsh moved that the report be adopted, which motion pre-
vailed and the report was adopted.

FIRST READING OF SENATE BILLS

Senate Bill No. 2027. A Bill for an Act making an appropriation
to pay expenses and costs of legal research and education and super-
vision and improvement of the judicial system of the state of North
Dakota activities of the state bar association.

Which was read the first time and referred to the Committee on
Appropriations.

Senate Bill No. 2084. A Bill for an Act to repeal section 25-10-03 of the North Dakota Century Code, relating to the mental health coordinating committee.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 2086. A Bill for an Act to repeal section 55-08-02 of the North Dakota Century Code, relating to the state park advisory council

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

Senate Bill No. 2110. A Bill for an Act to amend and reenact sections 4-09-02, 4-09-03, 4-09-07, and 4-09-20 of the North Dakota Century Code, relating to the transfer of the state seed department.

Which was read the first time and referred to the Committee on Agriculture.

Senate Concurrent Resolution No. 4009. A concurrent resolution urging Congress to amend the Uniform Time Act of 1966 to provide that daylight savings time would commence on Memorial Day and end on Labor Day.

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

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, January 13, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2044
Senate Bill No. 2051
Senate Bill No. 2052
Senate Bill No. 2053
Senate Bill No. 2063
Senate Bill No. 2077
Senate Bill No. 2079
Senate Bill No. 2098
Senate Bill No. 2112

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber

Bismarck, January 13, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1041
House Bill No. 1059
House Bill No. 1088
House Bill No. 1096

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, January 13, 1971

Mr. President: I have the honor to transmit:

House Concurrent Resolution No. 3012

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed to 1:30 p.m., January 14, 1971, which motion prevailed.

ROY GILBREATH, Chief Clerk

EIGHTH DAY AFTER RECESS AND
NINTH DAY

Bismarck, January 14, 1971

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker Bier presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1071

House Bill No. 1093

House Resolution No. 1

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed, and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Atkinson moved that the amendments to House Bill No. 1102 as recommended by the Committee on Judiciary as printed on page 167 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 1105 as recommended by the Committee on Finance and Taxation as printed on page 167 of the House Journal be adopted, which motion prevailed.

Rep. Atkinson moved that the amendments to House Bill No. 1108 as recommended by the Committee on Judiciary as printed on page 167 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. Kingsbury moved that the House reconsider its action by which House Bill No. 1092 was lost for want of a two-thirds majority, which motion prevailed.

Rep. Strinden moved that House Bill No. 1092 be placed on the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1092. A Bill for an Act to create and enact sections 19-02-02.1 and 23-05-07.1 of the North Dakota Century Code; to amend and reenact subsection 1 of section 23-01-05, sections 23-04-07, 23-09-02, subsection 9 of section 23-09-09, sections 23-09-10, 23-09-11, 23-09-14, 23-09-16, 23-09-17, 23-09-18, 23-09-19, 23-09-22, 23-10-01, 23-10-02, 23-10-03, 23-10-04, 23-10-05, 23-10-06, 23-10-07, 23-10-08, 23-10-09, 23-10-10, 23-10-11, and 23-10-12 of the North Dakota Century Code, relating to licensing and regulation of restaurants, hotels, boarding-houses, lodginghouses, motor courts, and trailer courts, and the enforcement of laws relating thereto; and declaring a penalty.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 62; nays, 32; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Halcrow	Linderman	Rivinius
Atkinson	Hausauer, R.	Livingston	Rocheleau
Austin	Hensrud	Lundene	Rundle
Boyum	Hentges	Mertens	Solberg
Brekke	Herman	Miller, B.	Stoltenow
Bunker	Hickle	Miller, E.	Stone
DeKrey	Hildebrand	Moore	Streibel
Dotzenrod	Hilleboe	Murphy	Strinden
Eagles	Hoffner	Mushik	Tweten
Erickson, K.	Jenkins	Olienik	Wagner
Erickson, W.	Kieffer	Opedahl	Weber
Gackle	Kingsbury	Peterson, R.	White
Gengler	Knudson	Raymond	Wilkie
Gerl	Larson, G.	Reimers	Winge
Grant	Larson, L.	Rice	Mr. Speaker
Gronneberg	Laughlin		

Those voting in the negative were:

Backes	Giffey	Jacobson	Patrick
Berg	Glaspey	Johnson, H.	Peterson, J.
Boustead	Gunderson	Johnson, K.	Raile
DeGroot	Haman	Lang	Sandness
Dick	Haugland	Lee	Shablow
Dornacker	Hausauer, A.	McGauvran	Thorsgard
Fleming	Henning	McGeehan	Walsh
Ganser	Henry	Miedema	Welder

Absent and not voting:

Metzger	Meyer	Rolfsrud	Ulvedal
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So the bill was lost for want of a two-thirds majority.

House Bill No. 1045. A Bill for an Act to create and enact sections 15-19-08, 15-38-04.1, and 15-47-02.1, and chapters 15-20.1, 15-34.1, 15-34.2, 15-40.1, 15-40.2, and 15-53.1 of the North Dakota Century Code, relating to high school correspondence work, school holidays, discontinuance of schools, vocational education and vocational rehabilitation, compulsory attendance, transportation, state school aid, transfer of students and nonresident tuition, reorganization, annexation, and involuntary dissolution; to amend and reenact sections 12-10-06, 15-22-09, 15-28-01, and 15-28-02, subsection 1, 2, 3, and 14 of section 15-29-08, sections 15-41-06, 15-47-21, 15-47-27, 15-47-33, and 15-49-02, subsection 3 of section 57-15-14, sections 57-15-24, 57-16-04, 57-55-03, 57-55-04, and 16-01-15 of the North Dakota Century Code, relating to personal interest in contracts by public officers, duties of county superintendents, school board elections, powers and duties of school boards, equalization of assets and liabilities among school districts, time for renewal of teachers' contracts, high school course requirements, length of school term, personal interest in school district contracts, tax levy limitations in school districts, county mill levy for schools, mobile home taxation, and voting on certain questions; and to repeal sections 15-22-21, 15-22-22, 15-38-04, 15-41-18, 15-41-19, 15-47-19, and 15-47-20, and chapters 15-20, 15-27, 15-34, 15-40 and 15-53 of the North Dakota Century Code, relating to vocational education and vocational rehabilitation, organization and dissolution of public school districts, compulsory attendance, transportation, state school aid, reorganization, annexation, dissolution of school districts, notice of hearing on dissolution, school holidays, admission of nonresident high school students and tuition fees, equalization of indebtedness by arbitration, and levy by board of arbitration.

Rep. Streibel moved that the rules be suspended and the House dispense with the reading of the bill, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raymond
Atkinson	Gronneberg	Larson, G.	Reimers
Austin	Gunderson	Larson, L.	Rice
Backes	Halcrow	Laughlin	Rivinius
Berg	Haman	Lee	Rocheleau
Boustead	Haugland	Linderman	Rundle
Boyum	Hausauer, A.	Livingston	Sandness
Brekke	Hausauer, R.	Lundene	Shallow
Bunker	Henning	McGauvran	Solberg
DeGroot	Henry	McGeehan	Stoltenow
DeKrey	Hensrud	Mertens	Stone
Dick	Hentges	Metzger	Streibel
Dornacker	Herman	Miedema	Strinden
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hilleboe	Moore	Wagner
Erickson, W.	Hoffner	Murphy	Walsh
Fleming	Jacobson	Mushik	Weber
Gackle	Jenkins	Olienyk	Welder
Ganser	Johnson, H.	Opedahl	White
Gengler	Johnson, K.	Patrick	Wilkie
Gerl	Kieffer	Peterson, J.	Winge
Giffey	Kingsbury	Peterson, R.	Mr. Speaker
Glaspey	Knudson	Raile	

Absent and not voting:

Meyer	Rolfsrud	Ulvedal
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So the bill passed and the title was agreed to.

House Bill No. 1116. A Bill for an Act to amend and reenact section 44-04-08 of the North Dakota Century Code, relating to the reports of state institutions, boards, departments, and offices.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 68; nays, 27; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Haugland	Laughlin	Reimers
Austin	Hausauer, A.	Linderman	Rice
Boustead	Hausauer, R.	Livingston	Rivinius
Brekke	Henning	Lundene	Rocheleau
Bunker	Henry	McGeehan	Rundle
DeGroot	Hensrud	Mertens	Sandness
Dick	Hentges	Metzger	Solberg
Dornacker	Herman	Miedema	Stoltenow
Dotzenrod	Hilleboe	Miller, B.	Stone
Eagles	Hoffner	Miller, E.	Streibel
Erickson, K.	Jacobson	Moore	Strinden
Fleming	Jenkins	Mushik	Tweten
Ganser	Kieffer	Olienyk	Wagner
Giffey	Kingsbury	Opedahl	Walsh
Glaspey	Knudson	Patrick	White
Gronneberg	Lang	Peterson, R.	Winge
Gunderson	Larson, G.	Raymond	Mr. Speaker
Haman	Larson, L.		

Those voting in the negative were:

Atkinson	Gengler	Johnson, H.	Raile
Backes	Gerl	Johnson, K.	Shablow
Berg	Grant	Lee	Thorsgard
Boyum	Halcrow	McGauvran	Weber
DeKrey	Hickle	Murphy	Welder
Erickson, W.	Hildebrand	Peterson, J.	Wilkie
Gackle			

Absent and not voting:

Meyer	Rolfsrud	Ulvedal
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So the bill passed and the title was agreed to.

House Bill No. 1121. A Bill for an Act to create and enact sections 43-28-12.1 and 43-28-12.2 of the North Dakota Century Code, relating to licensing qualifications of dentists; and to amend and reenact subsection 1 of section 43-28-01, sections 43-28-05, 43-28-07, 43-28-11, 43-28-12, 43-28-13, 43-28-15, 43-28-16, and 43-28-24 of the North Dakota Century Code, relating to the definition of the practice of dentistry, the board of dental examiners, examinations, licensing, licenses, and fees for the practice of dentistry.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raymond
Atkinson	Gronneberg	Larson, G.	Reimers
Austin	Gunderson	Larson, L.	Rice
Backes	Halcrow	Laughlin	Rivinius
Berg	Haman	Lee	Rocheleau
Boustead	Haugland	Linderman	Rundle
Boyum	Hausauer, A.	Livingston	Sandness
Brekke	Hausauer, R.	Lundene	Shablow
Bunker	Henning	McGauvran	Solberg
DeGroot	Henry	McGeehan	Stoltenow
DeKrey	Hensrud	Mertens	Stone
Dick	Hentges	Metzger	Streibel
Dornacker	Herman	Miedema	Strinden
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hilleboe	Moore	Wagner
Erickson, W.	Hoffner	Murphy	Walsh
Fleming	Jacobson	Mushik	Weber
Gackle	Jenkins	Olienyk	Welder
Ganser	Johnson, H.	Opedahl	White
Gengler	Johnson, K.	Patrick	Wilkie
Gerl	Kieffer	Peterson, J.	Winge
Giffey	Kingsbury	Peterson, R.	Mr. Speaker
Glaspay	Knudson	Raile	

Absent and not voting:

Meyer	Rolfsrud	Ulvedal
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So the bill passed and the title was agreed to.

RECOGNITIONS

Speaker Bier announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Gilman Wastvedt, and Rep. Wastvedt was thereupon introduced to the House.

Speaker Bier announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Ernest Johnson, and Rep. Johnson was thereupon introduced to the House.

Rep. Hildebrand announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Fred Hoghaug, and Rep. Hoghaug was thereupon introduced to the House.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1039 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1076 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. RUNDLE, Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1084 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

NINTH DAY

Bismarck, January 14, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding. Prayer was offered by Rev. A. T. Bidwell, Seventh Day Adventist Church, Bismarck.

Roll was called and all members were present except Reps. Meyer, Rolfsrud and Ulvedal.

A quorum was declared by Speaker Bier.

REVISIONS AND CORRECTIONS

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Seventh day after Recess and Eighth day and recommends that the same be corrected as follows:

Page 174, following line 36, add the following:

"Rep. Atkinson moved that the vote by which House Bill No. 1135 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed."

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

ANNOUNCEMENTS

Speaker Bier announced the appointment of the following to the Hospital Committee:

Rep. Eagles, Chairman

Rep. Lee

Rep. Mushik

Speaker Bier announced the appointment of the following to a committee to meet with a like committee of the Senate to arrange for a joint memorial service on February 22nd:

Rep. Tweten, Chairman

Rep. R. Hausauer

Rep. Lundene

SECOND READING OF HOUSE BILLS

House Bill No. 1071. A Bill for an Act to amend and reenact section 29-29-21 of the North Dakota Century Code, relating to the temporary stopping and searching of persons by a police officer without making a formal arrest.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Grant	Knudson	Raile
Atkinson	Gronneberg	Lang	Raymond
Austin	Gunderson	Larson, G.	Reimers
Backes	Halcrow	Larson, L.	Rice
Berg	Haman	Laughlin	Rivinius
Boustead	Hausauer, A.	Lee	Rocheleau
Boyum	Hausauer, R.	Linderman	Sandness
Brekke	Henning	Livingston	Shablow
Bunker	Henry	McGauvran	Solberg
DeGroot	Hensrud	McGeehan	Stoltenow
DeKrey	Hentges	Mertens	Stone
Dick	Herrman	Metzger	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Wagner
Erickson, W.	Jacobson	Mushik	Walsh
Fleming	Jenkins	Olienyk	Weber
Gackle	Johnson, H.	Opedahl	White
Ganser	Johnson, K.	Patrick	Wilkie
Gengler	Kieffer	Peterson, J.	Winge
Giffey	Kingsbury	Peterson, R.	Mr. Speaker

Those voting in the negative were:

Gerl	Miller, E.	Rundle	Welder
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Absent and not voting:

Haugland	Meyer	Rolfstrud	Ulvedal
Lundene			

So the bill passed and the title was agreed to.

MOTION

Rep. Hilleboe moved that House Bill No. 1093 be moved to the foot of the calendar, which motion prevailed.

SECOND READING OF A HOUSE RESOLUTION

House Resolution No. 1. A resolution relating to the employment practices of the House, the duties and responsibilities of the House Employment Committee, the duties and responsibilities of the Legislative Council regarding House employees, and establishing the use of a uniform employment application form.

Was read the second time.

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

So the House Resolution was declared adopted on a voice vote.

SECOND READING OF A SENATE BILL

Senate Bill No. 2104. A Bill for an Act to amend and reenact subsections 4 and 5 of section 31-11-03 of the North Dakota Century Code, relating to disputable presumptions.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Reimers
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haman	Linderman	Rundle
Boustead	Haugland	Livingston	Sandness
Boyum	Hausauer, A.	McGauvran	Shablow
Brekke	Hausauer, R.	McGeehan	Solberg
Bunker	Henning	Mertens	Stoltenow
DeGroot	Henry	Metzger	Stone
DeKrey	Hensrud	Miedema	Streibel
Dick	Hentges	Miller, B.	Strinden
Dornacker	Herman	Miller, E.	Thorsgard
Dotzenrod	Hickle	Moore	Tweten
Eagles	Hildebrand	Murphy	Wagner
Erickson, K.	Hoffner	Mushik	Walsh
Erickson, W.	Jacobson	Olienyk	Weber
Fleming	Jenkins	Opedahl	Welder
Gackle	Johnson, H.	Patrick	White
Ganser	Johnson, K.	Peterson, J.	Wilkie
Gengler	Kieffer	Peterson, R.	Winge
Gerl	Knudson	Raile	Mr. Speaker
Glaspey	Lang	Raymond	

Absent and not voting:

Giffey	Kingsbury	Meyer	Ulvedal
Hilleboe	Lundene	Rolfsrud	

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE BILL

House Bill No. 1093. A Bill for an Act to provide for a uniform group insurance program for state employees, for its administration, and for a state contribution; to amend and reenact section 54-52-04 of the North Dakota Century Code, relating to powers and duties of the state employees' retirement board; and to repeal chapter 52-12 of the North Dakota Century Code, relating to state employees' medical and life insurance plans.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays, 10; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Grant	Knudson	Raymond
Atkinson	Gronneberg	Lang	Reimers
Austin	Gunderson	Larson, G.	Rivinius
Backes	Halcrow	Larson, L.	Rocheleau
Berg	Haman	Laughlin	Rundle
Boustead	Haugland	Lee	Sandness
Boyum	Hausauer, A.	Linderman	Shablow
Brekke	Hausauer, R.	Livingston	Solberg
Bunker	Henning	McGauvran	Stoltenow

DeGroot	Henry	McGeehan	Stone
Dick	Hensrud	Mertens	Streibel
Dornacker	Hentges	Metzger	Strinden
Dotzenrod	Herman	Miedema	Thorsgard
Eagles	Hickle	Miller, B.	Tweten
Erickson, W.	Hildebrand	Mushik	Wagner
Fleming	Hilleboe	Olienyk	Walsh
Ganser	Hoffner	Opedahl	Weber
Gengler	Jacobson	Patrick	White
Gerl	Jenkins	Peterson, R.	Winge
Giffey	Johnson, H.	Raile	Mr. Speaker
Glaspey			

Those voting in the negative were:

DeKrey	Miller, E.	Peterson, J.	Welder
Gackle	Moore	Rice	Wilkie
Johnson, K.	Murphy		

Absent and not voting:

Erickson, K.	Kingsbury	Meyer	Ulvedal
Kieffer	Lundene	Rolfsrud	

So the bill passed and the title was agreed to.

MOTION

Rep. Streibel moved at the conclusion of the Ninth Order the House be on the Thirteenth Order, and at the conclusion of the Thirteenth Order the House stand recessed to 1:30 p.m., Friday January 15, 1971, which motion prevailed.

MESSAGE TO THE SENATE House Chamber

Bismarck, January 14, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1049
House Bill No. 1056
House Bill No. 1061
House Bill No. 1082
House Bill No. 1083
House Bill No. 1100
House Bill No. 1103
House Bill No. 1112
House Bill No. 1114
House Bill No. 1137
House Concurrent Resolution No. 3005

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

FIRST READING OF HOUSE BILLS

Rep. Dornacker introduced:

House Bill No. 1185. A Bill for an Act to amend and reenact subsection 25 of section 57-02-08 of the North Dakota Century Code, relating to personal property tax exemptions; subsection 3 of section 57-37-02 and subsection 2 of section 57-37-07 of the North Dakota Century Code, relating to the gross estate for estate tax purposes, adoption of internal revenue definition of powers of appointment for estate tax purposes and declaring an emergency; subsection 2 of section 57-39.2-18 of the North Dakota Century Code, relating to penalties for sales tax purposes; section 57-39.2-23 of the North Dakota Century Code, relating to confidential information for sales tax purposes; section 57-46-01.1 of the North Dakota Century Code, relating to extension of time for filing income tax returns and payment of income tax by certain members of the armed forces and merchant marine; section 57-52-10 of the North Dakota Century Code, relating to special fuels tax returns; subsection 8

of section 57-54.1-03 of the North Dakota Century Code, relating to the definition of "Importer for use" for importers for use tax purposes and section 57-54.1-15 of the North Dakota Century Code, relating to refunds of importers for use tax.

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

Rep. Hildebrand introduced:

House Bill No. 1186. A Bill for an Act to amend and reenact section 37-01-03 of the North Dakota Century Code, relating to not having to charge a person under the code of military justice before turning the person over to civil authorities.

Was read the first time and referred to the committee on Veteran Military Affairs.

Rep. Boustead introduced:

House Bill No. 1187. A Bill for an Act to amend and reenact section 55-08-06 of the North Dakota Century Code, relating to permits for motor vehicles entering state parks, state recreational areas or certain reserves.

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

Rep. Boustead introduced:

House Bill No. 1188. A Bill for an Act to create and enact section 51-07-14 of the North Dakota Century Code, to allow wholesalers and manufacturers to charge a one and one-half percent service charge per month on all accounts which are overdue.

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

Rep. Boustead introduced:

House Bill No. 1189. A Bill for an Act to amend and reenact Sections 43-17-07, 43-17-18, and 43-17-20 of the North Dakota Century Code, relating to the examination of applicants for a license to practice medicine in this state.

Was read the first time and referred to the committee on Social Welfare.

Reps. Stoltzenow, L. Hausauer, Strinden and Weber introduced:

House Bill No. 1190. A Bill for an Act to authorize the state board of higher education to construct laboratory classrooms as part of a maintenance-storage building at the state school of science.

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

Rep. Atkinson introduced:

House Bill No. 1191. A Bill for an Act to amend and reenact section 6-03-47 of the North Dakota Century Code, relating to the investment in loans and obligations secured by federal or state government.

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

Reps. Gerl, Gengler, Metzger, Mushik and Stone introduced:

House Bill No. 1192. A Bill for an Act to create and enact subdivision d of subsection 3 of section 52-06-01 of the North Dakota Century Code, relating to unemployment compensation eligibility requirements.

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

Rep. Hilleboe introduced:

House Bill No. 1193. A Bill for an Act to amend and reenact sections 14-10-01 and 14-10-02 of the North Dakota Century Code, relating to the definition of a minor and an adult.

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

Reps. Wagner, Atkinson and Metzger introduced:

House Bill No. 1194. A Bill for an Act to amend and reenact section 16-04-17 of the North Dakota Century Code, to provide for separate columns on ballots for endorsed candidates and candidates nominated by petition.

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

Rep. Hensrud introduced:

House Bill No. 1195. A Bill for an Act to amend and reenact section 20-17-04 of the North Dakota Century Code, relating to the number of game birds that a shooting preserve may release.

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

Reps. Giffey, Patrick and McGeehan introduced:

House Bill No. 1196. A Bill for an Act to amend and reenact section 28-21-06 of the North Dakota Century Code, relating to the issue and contents of execution.

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

Reps. Giffey, Patrick and McGeehan introduced:

House Bill No. 1197. A Bill for an Act to amend and reenact section 28-21-07 of the North Dakota Century Code, relating to the time of return of executions.

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

Reps. Hilleboe, Strinden, Bunker, Hentges, W. Erickson and Rivinius introduced:

House Bill No. 1198. A Bill for an Act to amend and reenact section 54-46-08 of the North Dakota Century Code, providing for the disposal of records, and to repeal section 46-04-20 of the North Dakota Century Code, relating to the destruction of public records.

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

Rep. Dornacker introduced:

House Bill No. 1199. A Bill for an Act to create and enact section 40-05.1-06.1 of the North Dakota Century Code, providing for the limitation of taxing powers of home rule cities, and to amend and reenact section 40-05.1-05 and subsection 2 of section 40-05.1-06 of the North Dakota Century Code, relating to the application of existing state laws and to the powers of home rule cities.

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

Rep. Rice introduced:

House Bill No. 1200. A Bill for an Act to amend and reenact subsection b of section 39-09-02 of the North Dakota Century Code, relating to motor vehicle speed limits.

Was read the first time and referred to the committee on Transportation.

Rep. Boustead introduced:

House Bill No. 1201. A Bill for an Act to provide that all motor vehicle liability policies written in this state must contain uninsured motorist coverage.

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

Rep. Hentges introduced:

House Bill No. 1202. A Bill for an Act to amend and reenact section 43-23-08 of the North Dakota Century Code, relating to the qualifications and licensing of real estate brokers, salesmen, or mortgage brokers.

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

Rep. Raymond introduced:

House Bill No. 1203. A Bill for an Act to authorize the state board of higher education to sell self-liquidating tax-exempt bonds and provide for the use of the proceeds of such self-liquidating bonds for the purpose of constructing or purchasing revenue producing buildings and other campus improvements at institutions of higher learning in this state under the jurisdiction of the board, at such maximum amounts, at such locations, and for such other purposes as are hereinafter provided.

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

Reps. R. Peterson and Atkinson introduced:

House Bill No. 1204. A Bill for an Act relating to the removal of disability of certain minors in making an educational loan, and constituting the Uniform Minor Student Capacity to Borrow Act.

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

Rep. Halcrow introduced:

House Bill No. 1205. A Bill for an Act to create and enact section 8-09-01.1 of the North Dakota Century Code, providing that the delivering carrier be responsible for any damages to the shipment.

Was read the first time and referred to the committee on Transportation.

Rep. Gackle introduced:

House Bill No. 1206. A Bill for an Act to amend and reenact section 40-22-17 of the North Dakota Century Code, relating to the calling of a special election regarding special assessment projects.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 2044. A Bill for an Act to amend and reenact section 15-29-01 of the North Dakota Century Code, relating to school board meetings.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2051. A Bill for an Act to create and enact section 40-57.1-06 of the North Dakota Century Code, to provide for reapplication for tax exemptions in those cases where the exempted property increases in value and in those cases where a project operator moves to a new location.

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

Senate Bill No. 2052. A Bill for an Act to create and enact section 40-57.1-05 of the North Dakota Century Code, to provide that the state board of equalization shall have discretion in accepting reapplications for tax exemptions for new industries.

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

Senate Bill No. 2053. A Bill for an Act to amend and reenact section 40-57-17 of the North Dakota Century Code, to provide that leaseholds granted by municipalities shall be classified as personal property for only five years.

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

Senate Bill No. 2063. A Bill for an Act to amend and reenact sections 2-06-10, 15-55-02, 21-01-06, 21-02-02, 21-02-11, 21-03-08, subsection 4 of section 23-11-19, sections 23-11-22, 23-24-10, 24-08-07, 40-24-19, 40-29-15, 40-31-09, 40-33-18, 40-34-03, subsection 1 of section 40-35-08, sections 40-35-09, 40-54-10, subsections 3 and 4 of section 40-58-10, subsection 2 of section 40-61-08, sections 55-08-08, 61-08-07, 61-08-12, 61-08-20, 61-12-38, 61-16-13, 61-16-32, 61-21-50, and 61-21-53 of the North Dakota Century Code, to increase the interest rate ceilings on bonds, warrants, and certificates of indebtedness of the state and political subdivisions to eight percent on issues sold at private sale, to provide that all bond issues and certificates of indebtedness totaling more than one hundred thousand dollars must be sold at public sale, to provide that there shall not be any interest rate ceiling on issues sold at public sale, and to provide that the interest rate on bond issues shall be computed on the basis of average maturities according to standard tables of bond values.

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

Senate Bill No. 2077. A Bill for an Act to amend and reenact sections 37-10-03, 37-10-03.1, 37-10-03.2, 37-10-03.3, 37-10-03.4, 37-10-04, and 37-10-06 of the North Dakota Century Code, relating to the administration of armories; and to repeal section 37-10-02 of the North Dakota Century Code, relating to the board of armory supervisors.

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

Senate Bill No. 2079. A Bill for an Act to repeal section 37-17-04 of the 1969 Supplement to the North Dakota Century Code, relating to the civil defense advisory council.

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

Senate Bill No. 2098. A Bill for an Act to amend and reenact section 46-04-02 of the North Dakota Century Code, relating to distribution of North Dakota printed laws to state-supported junior colleges.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2112. A Bill for an Act to amend and reenact section 20-05-02 of the North Dakota Century Code, relating to changing the opening of big game season from noon on Friday to 10:00 A.M. on Saturday.

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

The House recessed to 1:30 p.m., Friday, January 15, 1971, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

NINTH DAY AFTER RECESS AND TENTH DAY

Bismarck, January 15, 1971

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker Bier presiding.

MESSAGES FROM THE SENATE
Senate Chamber

Bismarck, January 15, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2043
Senate Bill No. 2050
Senate Bill No. 2066
Senate Bill No. 2081
Senate Bill No. 2082
Senate Bill No. 2083
Senate Bill No. 2088
Senate Bill No. 2097
Senate Bill No. 2107
Senate Bill No. 2135
Senate Bill No. 2137
Senate Bill No. 2187

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, January 15, 1971

Mr. Speaker: I have the honor to return:

House Concurrent Resolution No. 3012
Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1102
House Bill No. 1105
House Bill No. 1108

And find the same correctly Engrossed.

REP. MIEDEMA, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed, and the report was adopted.

FIRST READING OF SENATE BILLS

Senate Bill No. 2043. A Bill for an Act to amend and reenact section 15-29-05 of the North Dakota Century Code, relating to the compensation of school board members.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2050. A Bill for an Act to amend and reenact section 40-57.1-03 of the North Dakota Century Code, to require notice by publication to competitors by potential project operators applying for tax exemptions.

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

Senate Bill No. 2066. A Bill for an Act to repeal section 16-20-10 of the North Dakota Century Code, relating to immunity from prosecution for persons testifying to campaign contributions by corporations.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2081. A Bill for an Act to amend and reenact sections 39-03-03 and 39-03-13 of the North Dakota Century Code, relating to the appointment of highway patrolmen and powers of the superintendent of the highway patrol; and to repeal section 39-03-14 of the North Dakota Century Code, relating to the state highway patrol hearing board.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2082. A Bill for an Act to create and enact sections 24-02-03.1, 24-02-03.2, and 54-07-01.1 of the North Dakota Century Code, relating to the authority of the highway commissioner in matters of national defense and damages to public roads, and emergency powers of the governor; and to repeal chapter 24-13 of the North Dakota Century Code, relating to the highway traffic advisory committee.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2083. A Bill for an Act to amend and reenact sections 15-52-10, 15-52-15, subsection 3 of section 15-52-16, sections 15-52-17, 15-52-18, 15-52-19, 15-52-20, 15-52-21, 15-52-22, 15-52-23, 15-52-24, 15-52-25, 15-52-26, and 15-52-28 of the North Dakota Century Code; and to repeal sections 15-52-11, 15-52-12, 15-52-13, and 15-52-14 of the North Dakota Century Code, to provide for the abrogation of the medical center loan fund board and for the transfer of the functions of such board to the university of North Dakota.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2088. A Bill for an Act to create and enact subsection 12 of section 57-01-02 of the North Dakota Century Code; to amend and reenact sections 39-19-01 and 39-19-03 of the North Dakota Century Code; and to repeal section 39-19-02 of the North Dakota Century Code; relating to the reciprocity commission.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2097. A Bill for an Act to provide for an automatic recount if a certain percentage of vote difference exists between candidates for the same congressional, state or legislative office.

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

Senate Bill No. 2107. A Bill for an Act to create and enact chapter 19-16.1 of the North Dakota Century Code relating to the sale and distribution of antifreeze, providing for the regulation thereof by the state laboratories department and providing a penalty; and to repeal chapter 19-16 of the North Dakota Century Code relating to the sale and distribution of antifreeze.

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

Senate Bill No. 2135. A Bill for an Act to amend and reenact section 54-24-09 of the North Dakota Century Code, relating to the state library's distribution of certain publications.

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

Senate Bill No. 2137. A Bill for an Act to amend and reenact sections 12-21-07, 12-21-09, and 12-21-11 of the North Dakota Century Code, to provide that certain motion picture theater employees shall not be liable for showing or possessing obscene motion pictures if acting within the scope of their employment.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2187. A Bill for an Act to provide for a preliminary meeting of the delegates to the constitutional convention and declaring an emergency.

Which was read the first time and referred to the Committee on Appropriations.

SECOND READING OF HOUSE BILLS

House Bill No. 1039. A Bill for an Act to amend and reenact Section 4-09-08 of the North Dakota Century Code, relating to the examination, analysis, and testing of seed samples by the seed department.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 42; absent and not voting, 11.

Those voting in the affirmative were:

Atkinson	Ganser	Kingsbury	Reimers
Austin	Gengler	Knudson	Rivinius
Berg	Gunderson	Lang	Solberg
Boustead	Halcrow	Larson, G.	Stone
Boyum	Hausauer, R.	Larson, L.	Streibel
Brekke	Hentges	Lee	Strinden
Bunker	Herman	Moore	Thorsgard
DeGroot	Hickle	Murphy	Tweten
DeKrey	Hilleboe	Peterson, J.	Wagner
Dornacker	Jenkins	Peterson, R.	White
Eagles	Johnson, K.	Raymond	Mr. Speaker
Gackle			

Those voting in the negative were:

Anderson	Haugland	McGauvran	Raile
Backes	Hausauer, A.	McGeehan	Rice
Dotzenrod	Henry	Mertens	Rocheleau
Erickson, K.	Hildebrand	Metzger	Rundle
Erickson, W.	Hoffner	Miller, B.	Sandness
Fleming	Jacobson	Miller, E.	Stoltenow
Gerl	Johnson, H.	Mushik	Walsh
Giffey	Kieffer	Olienyk	Welder
Glaspay	Laughlin	Opedahl	Wilkie
Gronneberg	Linderman	Patrick	Winge
Haman	Livingston		

Absent and not voting:

Dick	Hensrud	Miedema	Ulvedal
Grant	Lundene	Rolfsrud	Weber
Henning	Meyer	Shablow	

So the bill lost for want of a constitutional majority.

House Bill No. 1084. A Bill for an Act to amend and reenact section 19-07-02 of the North Dakota Century Code, relating to the rule-making power of the state laboratories department; and to repeal section 19-07-03 of the North Dakota Century Code, relating to the egg advisory board.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Glaspey	Lang	Raile
Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Reimers
Backes	Halcrow	Laughlin	Rice
Berg	Haman	Lee	Rivinius
Boustead	Haugland	Linderman	Rocheleau
Boyum	Hausauer, A.	Livingston	Rundle
Brekke	Hausauer, R.	McGauvran	Sandness
Bunker	Henry	McGeehan	Solberg
DeGroot	Hentges	Mertens	Stoltenow
DeKrey	Herman	Metzger	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Tweten
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Welder
Ganser	Johnson, K.	Opedahl	White
Gengler	Kieffer	Patrick	Wilkie
Gerl	Kingsbury	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker

Absent and not voting:

Dick	Hensrud	Rolfsrud	Ulvedal
Grant	Lundene	Shablow	Weber
Henning	Meyer		

So the bill passed and the title was agreed to.

MOTION

Rep. Atkinson moved that House Bill No. 1102 be moved to the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1105. A Bill for an Act to amend and reenact subsection 1 of section 57-39.2-10, subsection 2 of section 57-39.2-17, and section 57-40.2-09 of the North Dakota Century Code, to provide that proceedings for the collection of sales and use taxes must be brought within three years after the due date of such taxes.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Glaspey	Lang	Raymond
Atkinson	Gronneberg	Larson, G.	Reimers
Austin	Gunderson	Larson, L.	Rice
Backes	Halcrow	Laughlin	Rivinius
Berg	Haman	Lee	Rocheleau
Boustead	Haugland	Linderman	Rundle
Boyum	Hausauer, A.	Livingston	Sandness
Brekke	Hausauer, R.	McGauvran	Solberg
Bunker	Henry	McGeehan	Stoltenow
DeGroot	Hentges	Mertens	Stone
DeKrey	Herman	Metzger	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten

Erickson, K.	Hoffner	Moore	Wagner
Erickson, W.	Jacobson	Murphy	Walsh
Fleming	Jenkins	Mushik	Welder
Gackle	Johnson, H.	Opedahl	White
Ganser	Johnson, K.	Patrick	Wilkie
Gengler	Kieffer	Peterson, J.	Winge
Gerl	Kingsbury	Peterson, R.	Mr. Speaker
Giffey	Knudson	Raile	

Absent and not voting:

Dick	Hensrud	Olienyk	Ulvedal
Grant	Lundene	Rolfsrud	Weber
Henning	Meyer	Shablow	

So the bill passed and the title was agreed to.

House Bill No. 1108. A Bill for an Act to amend and reenact subsection 3 of section 14-03-17 of the North Dakota Century Code, relating to physician's certificate for marriage license application.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Glaspey	Lang	Raile
Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Reimers
Backes	Halcrow	Laughlin	Rice
Berg	Haman	Lee	Rivinius
Boustead	Haugland	Linderman	Rocheleau
Boym	Hausauer, A.	Livingston	Rundle
Brekke	Hausauer, R.	McGauvran	Sandness
Bunker	Henry	McGeehan	Solberg
DeGroot	Hentges	Mertens	Stoltenow
DeKrey	Herman	Metzger	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Tweten
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Welder
Ganser	Johnson, K.	Opedahl	White
Gengler	Kieffer	Patrick	Wilkie
Gerl	Kingsbury	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker

Absent and not voting:

Dick	Hensrud	Rolfsrud	Ulvedal
Grant	Lundene	Shablow	Weber
Henning	Meyer		

So the bill passed and the title was agreed to.

House Bill No. 1102. A Bill for an Act to amend subdivision h of subsection 2 of section 57-37-11 of the North Dakota Century Code, relating to the computation of the adjusted gross estate for purposes of determining the exemption of a surviving spouse for estate tax purposes, and providing an effective date.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Glaspey	Larson, G.	Raymond
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Atkinson	Gronneberg	Larson, L.	Reimers
Austin	Gunderson	Laughlin	Rice
Backes	Halcrow	Lee	Rivinius
Berg	Haman	Linderman	Rocheleau
Boustead	Haugland	Livingston	Rundle
Boyum	Hausauer, A.	McGauvran	Sandness
Brekke	Hausauer, R.	McGeehan	Solberg
Bunker	Henry	Mertens	Stoltenow
DeGroot	Hentges	Metzger	Stone
DeKrey	Herman	Miedema	Streibel
Dornacker	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Wagner
Erickson, W.	Jacobson	Mushik	Walsh
Fleming	Johnson, H.	Olienyk	Welder
Gackle	Johnson, K.	Opedahl	White
Ganser	Kieffer	Patrick	Wilkie
Gengler	Kingsbury	Peterson, J.	Winge
Gerl	Knudson	Peterson, R.	Mr. Speaker
Giffey	Lang	Raile	
Absent and not voting:			
Dick	Hensrud	Meyer	Ulvedal
Grant	Jenkins	Rolfsrud	Weber
Henning	Lundene	Shablow	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TENTH DAY

Bismarck, January 15, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Blaine Cook, Corpus Christi Catholic Church, Bismarck.

Roll was called and all members were present except Reps. Dick, Grant, Henning, Hensrud, Lundene, Meyer, Rolfsrud, Shablow, Ulvedal and Weber.

A quorum was declared by the Speaker.

REVISIONS AND CORRECTIONS

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Eighth Day After Recess and Ninth Day, and finds the same to be correct.

REP. STONE, Chairman

Rep. Walsh moved that the report be adopted, which motion prevailed.

RECOGNITION

Rep. Haman announced that a former Representative was in the chambers, and requested that the House recognize former Rep. John Bruner, and Rep. Bruner was thereupon introduced to the House.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1008 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Solberg moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was

referred House Bill No. 1017 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1060 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, delete the words "subsection 7" and insert in lieu thereof the words "subsections 7 and 9."

On page 1, line 2, delete the words "subdivisions 8b and 9c" and insert in lieu thereof the words "subdivision b of subsection 8"

On page 1, line 4, after the word aged, delete the following: "blind,"

On page 2, line 4, insert triple parentheses after the first period.

On page 2, line 7, delete the triple parentheses after the period.

On page 2, delete lines 8, 9, and 10 and insert in lieu thereof the following:

SECTION 2. AMENDMENT.) Subsection 9 of section 50-24-03 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

9. On applicants for aid to the permanently and totally disabled shall in addition have:

a. Attained the age of eighteen years.

b. Been determined in the manner prescribed in federal regulations to be permanently and totally disabled.

c. (((Resided in North Dakota for one year immediately preceding application for assistance except that in order to establish eligibility for assistance in North Dakota, any person who is eligible to receive or is receiving assistance from another state will be required to reside in North Dakota for the same period of time as a person moving from North Dakota to such other state would be required to reside under such other states' laws or regulations, in order to establish eligibility under such other states' assistance program.))) A county in which an applicant has residence for poor relief purposes will be financially responsible for the county's share of any assistance provided under this chapter.

SECTION 3. REPEAL.) Subdivision b of subsection 8 of section 50-24-03 and section 50-24-24 of the 1969 Supplement to the North Dakota Century Code are hereby repealed.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1110 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1122 has had the same under consideration and recommends that the same be amended as follows:

On page one, line 15 delete the word "two" and insert the word "one"

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1142 has had the same under consideration and recommends that the same be amended as follows:

In line 3 after the word "all" insert the word "private" and after the word "roads" insert the words "and approaches"

In line 12 after the word "all" insert the word "private"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Fleming moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1143 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1151 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Weber moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1152 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Concurrent Resolution No. 3003 has had the same under consideration and recommends that the same do pass and then be re-referred to the Legislative Council Resolutions Committee.

REP. HAUGLAND, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2187 has had the same under consideration and recommends that the same be returned to the House without recommendation.

REP. REIMERS, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed.

Rep. Streibel moved that the rules be suspended, and Senate Bill No. 2187 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2187. A Bill for an Act to provide for a preliminary meeting of the delegates to the constitutional convention and declaring an emergency.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 44; absent and not voting, 13.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Peterson, R.
Atkinson	Haugland	Linderman	Raymond
Austin	Hausauer, R.	Livingston	Reimers
Backes	Hentges	Mertens	Rocheleau
DeGroot	Hoffner	Miller, B.	Streibel
Dornacker	Jacobson	Miller, E.	Strinden
Dotzenrod	Johnson, H.	Moore	Thorsgard
Eagles	Knudson	Mushik	White
Erickson, K.	Larson, G.	Opedahl	Winge
Fleming	Larson, L.	Peterson, J.	Mr. Speaker
Gengler			

Those voting in the negative were:

Berg	Glaspey	Kieffer	Raile
Boustead	Gunderson	Kingsbury	Rice
Boyum	Halcrow	Lang	Rivinius
Brekke	Haman	Lee	Rundle
Bunker	Hausauer, A.	McGauvran	Sandness
DeKrey	Henry	McGeehan	Solberg
Erickson, W.	Herman	Metzger	Stoltenow
Gackle	Hickle	Miedema	Wagner
Ganser	Hildebrand	Murphy	Walsh
Gerl	Jenkins	Olienyk	Welder
Giffey	Johnson, K.	Patrick	Wilkie

Absent and not voting:

Dick	Hilleboe	Rolfsrud	Tweten
Grant	Lundene	Shablow	Ulvedal
Henning	Meyer	Stone	Weber
Hensrud			

So the bill lost.

Rep. Atkinson requested permission to change his vote from aye to nay for the purpose of reconsideration, which request was granted.

Rep. Streibel read Rule No. 57 of the House Rules, which states, "A member shall have the right to change his vote before the Speaker has announced that the vote is closed but not thereafter." Speaker Bier then withdrew permission for Rep. Atkinson to change his vote on Senate Bill No. 2187, in light of Rule No. 57.

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 15, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1053
 House Bill No. 1054
 House Bill No. 1057
 House Bill No. 1072
 House Bill No. 1073
 House Bill No. 1078
 House Bill No. 1086
 House Bill No. 1094
 House Bill No. 1109
 House Bill No. 1135
 House Bill No. 1136

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM SENATE
Senate Chamber

Bismarck, January 15, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2039
Senate Bill No. 2040
Senate Bill No. 2041
Senate Bill No. 2065
Senate Bill No. 2069
Senate Bill No. 2091
Senate Bill No. 2121
Senate Bill No. 2125
Senate Bill No. 2134
Senate Bill No. 2138
Senate Bill No. 2147
Senate Concurrent Resolution No. 4011

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MOTIONS

Rep. Stone moved that the Mail Clerk be directed to send to the University of North Dakota for the use of the Legislation Class and the Law Library copies of the House Journal, House bills, and House resolutions, which motion prevailed.

Rep. Solberg moved that House Bill No. 1150 be returned to the House from the Judiciary Committee, which motion prevailed.

Rep. Solberg moved that House Bill No. 1150 be withdrawn, which motion prevailed.

MOTION

Rep. Streibel moved that the House be on the Ninth Order of Business, and at the conclusion of the Ninth Order, the House stand recessed, subject to the call of the chair, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. Bunker introduced:

House Bill No. 1207. A Bill for an Act to provide a method for the Bank of North Dakota to invest in certain government agency stocks.

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

Rep. Bunker introduced:

House Bill No. 1208. A Bill for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to Bank making loans — real estate limited.

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

Reps. Mushik, Eagles, Giffey and Raymond introduced:

House Bill No. 1209. A Bill for an Act to amend and reenact section 16-11-07 of the North Dakota Century Code, to provide for placement of an explanatory statement on the ballot for constitutional amendments and initiated and referred measures explaining the effect of both negative and affirmative votes on a particular measure.

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

Reps. Jacobson, Hildebrand, G. Larson and Opedahl introduced:

House Bill No. 1210. A Bill for an Act to amend and reenact section 15-34.2-06 of the North Dakota Century Code, as contained in section 6 of House Bill No. 1045, relating to transportation and maintenance of pupils and authorizing a levy.

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

Rep. Halcrow introduced:

House Bill No. 1211. A Bill for an Act to amend and reenact section 23-13-02 of the North Dakota Century Code, providing for coin-operated gasoline pumps.

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

Rep. Halcrow introduced:

House Bill No. 1212. A Bill for an Act to amend and reenact section 39-06-13 of the North Dakota Century Code, relating to driver's license examinations.

Was read the first time and referred to the committee on Transportation.

Rep. Dornacker introduced:

House Bill No. 1213. A Bill for an Act to amend and reenact sections 11-11-37, 15-28-11, and 40-08-12 of the North Dakota Century Code, relating to the publication of city, county, and school board minutes.

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

Reps. Olienyk, Welder and Gengler introduced:

House Bill No. 1214. A Bill for an Act to create and enact section 15-34.2-16.1 of the North Dakota Century Code, relating to transportation of nonpublic elementary and high school students, and to repeal section 15-34.2-16 of the North Dakota Century Code as contained in section 6 of House Bill No. 1045 as approved by the forty-second legislative assembly, relating to transportation of nonpublic elementary and high school students.

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

Reps. H. Johnson, Backes, Bier and DeKrey introduced:

House Bill No. 1215. A Bill for an Act to amend and reenact sections 4-22-02, 4-22-03, 4-22-04, 4-22-06, 4-22-08, 4-22-09, 4-22-10, 4-22-11, 4-22-14, 4-22-16, 4-22-17, 4-22-21, 4-22-22, 4-22-23.1, subsection 6 of section 4-22-26, sections 4-22-27, 4-22-28, 4-22-29, 4-22-31, 4-22-32, 4-22-37, 4-22-42, 4-22-43, and 4-22-47 of the North Dakota Century Code; and to repeal sections 4-22-07, 4-22-18, 4-22-19, 4-22-20, and 4-22-22.1 of the North Dakota Century Code, relating to the state soil conservation committee and soil districts.

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

Rep. Atkinson introduced:

House Bill No. 1216. A Bill for an act to amend and reenact section 57-37-22 of the North Dakota Century Code, relating to estate tax reports, inventories, applications and supplements.

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

Reps. Atkinson and R. Peterson introduced:

House Bill No. 1217. A Bill for an Act to amend and reenact sections 39-20-01, 39-20-04, 39-20-05 and subsection 3 of section 39-20-07 of the North Dakota Century Code, relating to the implied consent law on chemical testing of motor vehicle drivers for the purpose of determining the alcoholic content of the driver's blood.

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

Reps. Brekke and Metzger introduced:

House Bill No. 1218. A Bill for an Act to amend and reenact sections 21-09-01 and 21-09-05 of the North Dakota Century Code, changing the title of "The 1969 Bond Validating Act" to "The 1971 Bond Validating Act", and relating to the application of chapter 21-09

of the North Dakota Century Code to bonds issued and proceedings taken prior to July 1, 1971.

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

Rep. Gengler introduced:

House Bill No. 1219. A Bill for an Act to amend and reenact section 49-13-18 of the North Dakota Century Code, relating to the hours of service of railroad employees.

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

Rep. Gengler introduced:

House Bill No. 1220. A Bill for an Act to amend and reenact subsection 10 of section 52-06-02 of the 1969 Supplement to the North Dakota Century Code, relating to unemployment compensation benefit disqualifications.

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

Reps Stone and Welder introduced:

House Bill No. 1221. A Bill for an Act to amend and reenact section 40-21-05 of the North Dakota Century Code, relating to compensation of inspectors, judges, and clerks at municipal elections.

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

Rep. Strinden introduced:

House Bill No. 1222. A Bill for an Act to amend and reenact section 40-21-07 of the North Dakota Century Code, relating to the time for filing petition for nomination of elective official in cities.

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

Reps K. Erickson, Dotzenrod, Herman and Linderman introduced:

House Bill No. 1223. A Bill for an Act to create and enact section 64-02-05.1 of the North Dakota Century Code, relating to changing the title of the chief inspector of the department of weights and measures.

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

Reps. Brekke and Strinden introduced:

House Bill No. 1224. A Bill for an Act to amend and reenact subsection 2 of section 40-40-06 of the North Dakota Century Code, relating to the date the governing body is to meet for the purpose of adopting the final budget and making the annual tax levy.

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

Rep. Boustead introduced:

House Bill No. 1225. A Bill for an Act to confer extraordinary powers on the commissioner of banking and financial institutions in case of emergency and authorizing suspension of banking operations.

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

Reps. Brekke, Hildebrand, Rice and Stone introduced:

House Bill No. 1226. A Bill for an Act to prohibit the acceptance of gratuities by public officers and employees, and to provide a penalty.

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

The House stood recessed pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

TENTH DAY AFTER RECESS,
ELEVENTH DAY, AND TWELFTH DAY

Bismarck, January 18, 1971

The House reconvened, pursuant to the call of the chair, with Speaker Bier presiding.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1079 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, delete the word "counties", and insert in lieu thereof the words "political subdivisions"

On page 1, line 18, delete the words "supplies of"

On page 1, line 19, delete the words "any type" and insert in lieu thereof the words "the type of equipment, supplies, and other items listed in subsection 21 of section 54-44-04"

On page 1, line 21, after the first word "bids" and before the period insert the words "as may otherwise be provided by law"

On page 2, line 25, delete the words "and the contractor"

On page 2, line 26, delete the word "supplies" and insert in lieu thereof the words "any of the items listed in subsection 21 of section 54-44-04"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Fleming moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1080 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 17 after the second word "bank" delete the following "trust"

On page 1, line 18 delete the following "company, or savings and loan association"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The majority of your Committee on Social Welfare to whom was referred House Bill No. 1111 has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the bill insert after the word "for" the words "psychiatric problems,"

In line 8 of the bill insert after the word "for" the words "psychiatric problems"

In line 10 of the bill insert a comma after the word "examination" and insert the word and comma "care,"

In line 11 of the bill insert after the word "for" the words and comma "psychiatric problems,"

REP. EAGLES
 REP. KIEFFER
 REP. LEE
 REP. MUSHIK
 REP. R. PETERSON
 REP. RAYMOND
 REP. WILKIE

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Raymond moved that the report be adopted.

Mr. Speaker: The minority of your Committee on Social Welfare to whom was referred House Bill No. 1111 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON
 REP. G. LARSON
 REP. LAUGHLIN
 REP. PATRICK
 REP. SANDNESS

REP. HAUGLAND, Chairman

Rep. Atkinson moved that the report of the minority be substituted for that of the majority, which motion failed on a division vote.

The question then was on the motion of Rep. Raymond to adopt the Report of the Majority of the Committee on Social Welfare on House Bill No. 1111, which motion prevailed.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

ELEVENTH DAY

Bismarck, January 18, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Walter Dingfield, Bismarck Baptist Church, Bismarck.

Roll was called, and all members were present except Reps. DeGroot, W. Erickson and Hilleboe.

A quorum was declared by the Speaker.

REVISIONS AND CORRECTIONS

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Ninth Day After Recess and Tenth Day and recommends that the same be corrected as follows:

Page 202, line 7, delete "2034" and substitute "2040" in lieu thereof, And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Lee moved that the report be adopted, which motion prevailed.

RECOGNITION

Rep. Glaspey announced that a former Representative was in the chambers, and requested that the House recognize former Rep. R. A. Owings, and Rep. Owings was thereupon introduced to the House.

Rep. Lundene announced a former Speaker of the House was in

the chambers, and requested that the House recognize former Rep. Palmer Levin, and Rep. Levin was thereupon introduced to the House.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1118 has had the same under consideration and recommends that this bill be re-referred to the State and Federal Government Committee.

REP. BUNKER, Chairman

Rep. Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1124 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1130 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 26, delete everything after the period

Delete lines 27, 28, 29 and in line 30 delete the following: "decennial census, multiplied by thirty-five cents." and insert in lieu thereof the following words: "The amount of financial assistance from the state available to any one county or counties during a fiscal year shall not exceed the amount arrived at by multiplying the percentage of the state's population residing in that county or counties times the total assistance to be made available under the program."

On page 2, line 31, delete the following: "prepared by the"

On page 2, delete all of line 32

On page 2, line 33, delete the following: "in section 4 of this Act. The voucher shall be"

On page 3, line 10, delete the numerals "107,375.00" and insert in lieu thereof the numerals "242,500.00"

On page 3, line 12, delete the words "to be placed in a special account and used"

On page 3, line 19, following the word "dealers" and before the period insert the words "as provided for in chapter 5-03 of the North Dakota Century Code"

And be re-referred to the Committee on Appropriations.

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Eagles moved that the report be adopted which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1131 has had the same under consideration and recommends that the same be amended as follows:

On page 3, line 1 after the period insert the following language "**The time allowed to correct the default shall not be less than one year except in contracts involving an area not to exceed three acres.**"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1148 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Henry moved that the report be adopted.

Rep. Rocheleau requested he be excused from voting on this motion because of personal interest inasmuch as he is an auctioneer.

Rep. Hoffner moved that all auctioneers be permitted to vote on this motion which motion prevailed.

The question then was on the motion of Rep. Henry to adopt the report of the Committee on Industry, Business and Labor on House Bill No. 1148, which motion prevailed, and House Bill No. 1148 was indefinitely postponed.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1149 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1164 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1166 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Weber moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1172 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Moore moved that the report be adopted.

Rep. Mertens moved a substitute motion that House Bill No. 1172 be placed on the calendar, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1183 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1204 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Raile moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Concurrent Resolution No. 3011 has had the same under consideration and recommends that the same do pass. And then be re-referred to the Legislative Council Resolutions Committee.

REP. BUNKER, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2113 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Hildebrand moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWELFTH DAY

Bismarck, January 18, 1971

The House convened at 2 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Walter Dingfield, Bismarck Baptist Church, Bismarck.

Roll was called, and all members were present except Reps. De-Groot, W. Erickson and Hilleboe.

A quorum was declared by Speaker Bier.

MESSAGE FROM SENATE

Senate Chamber

Bismarck, January 18, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2038

Senate Bill No. 2058

Senate Bill No. 2059

Senate Bill No. 2068

Senate Bill No. 2124

Senate Bill No. 2140

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

CONSIDERATION OF AMENDMENTS

Rep. Haugland moved that the amendments to House Bill No. 1060 as recommended by the Committee on Social Welfare as printed on page 199 of the House Journal be adopted.

Rep. Atkinson moved that the House dispense with the reading of the amendments to House Bill No. 1060, which motion prevailed.

The question then was on the motion of Rep. Haugland to adopt the amendments to House Bill No. 1060, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 1122 as recommended by the Committee on Transportation as printed on page 199 of the House Journal be adopted, which motion prevailed.

Rep. Rundle moved that the amendments to House Bill No. 1142 as recommended by the Committee on Political Subdivisions as printed on page 200 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1008. A Bill for an Act making an appropriation to the livestock sanitary board to pay the operating and maintenance expenses.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Raymond
Atkinson	Halcrow	Laughlin	Reimers
Austin	Haman	Lee	Rice
Backes	Haugland	Linderman	Rivinius
Berg	Hausauer, A.	Livingston	Rocheleau
Boustead	Hausauer, R.	Lundene	Rolfsrud
Boyum	Henning	McGauvran	Rundle
Brekke	Henry	McGeehan	Sandness
Bunker	Hensrud	Mertens	Shablow
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hoffner	Miller, E.	Tweten
Erickson, K.	Jacobson	Moore	Ulvedal
Fleming	Jenkins	Murphy	Wagner
Gackle	Johnson, H.	Mushik	Walsh
Ganser	Johnson, K.	Olienyk	Weber
Gengler	Kieffer	Opedahl	Welder
Gerl	Kingsbury	Patrick	White
Giffey	Knudson	Peterson, J.	Wilkie
Glaspey	Lang	Peterson, R.	Winge
Grant	Larson, G.	Raile	Mr. Speaker
Gronneberg			

Absent and not voting:

DeGroot	Hilleboe	Solberg	Strinden
Erickson, W.			

So the bill passed and the title was agreed to.

House Bill No. 1017. A Bill for an Act making an appropriation for the purpose of operating and maintaining the teachers' insurance and retirement fund.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Raymond
Atkinson	Halcrow	Laughlin	Reimers
Austin	Haman	Lee	Rice
Backes	Haugland	Linderman	Rivinius
Berg	Hausauer, A.	Livingston	Rocheleau
Boustead	Hausauer, R.	Lundene	Rolfsrud
Boyum	Henning	McGauvran	Rundle
Brekke	Henry	McGeehan	Sandness
Bunker	Hensrud	Mertens	Shablow
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hoffner	Miller, E.	Tweten
Erickson, K.	Jacobson	Moore	Ulvedal
Fleming	Jenkins	Murphy	Wagner
Gackle	Johnson, H.	Mushik	Walsh
Ganser	Johnson, K.	Olienyk	Weber
Gengler	Kieffer	Opedahl	Welder
Gerl	Kingsbury	Patrick	White
Giffey	Knudson	Peterson, J.	Wilkie
Glaspey	Lang	Peterson, R.	Winge
Grant	Larson, G.	Raile	Mr. Speaker
Gronneberg			

Absent and not voting:
 DeGroot Hilleboe Solberg Strinden
 Erickson, W.

So the bill passed and the title was agreed to.

House Bill No. 1110. A Bill for an Act to create and enact sections 43-20-12 and 43-20-12.1 of the North Dakota Century Code, relating to the delegation of duties to dental hygienists and to continuing education requirements for dental hygienists; to amend and reenact sections 43-20-02 and 43-20-03 of the North Dakota Century Code, relating to acceptance of a national test in lieu of graduation from hygienist school and practice by dental hygienists.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Reimers
Atkinson	Halcrow	Lee	Rice
Austin	Haman	Linderman	Rivinius
Backes	Haugland	Livingston	Rocheleau
Berg	Hausauer, A.	Lundene	Rolfsrud
Boustead	Hausauer, R.	McGauvran	Rundle
Boyum	Henning	McGeehan	Sandness
Brekke	Henry	Mertens	Shablow
Bunker	Hensrud	Metzger	Solberg
DeKrey	Hentges	Meyer	Stoltenow
Dick	Herman	Miedema	Stone
Dornacker	Hickle	Miller, B.	Streibel
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Murphy	Ulvedal
Fleming	Jenkins	Mushik	Wagner
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker
Gronneberg	Larson, L.		

Absent and not voting:
 DeGroot Erickson, W. Hilleboe Strinden

So the bill passed and the title was agreed to.

House Bill No. 1143. A Bill for an Act to create and enact section 36-15-08.1 of the North Dakota Century Code, relating to payment of indemnity for brucellosis.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Raymond
Atkinson	Halcrow	Laughlin	Reimers
Austin	Haman	Lee	Rice
Backes	Haugland	Linderman	Rivinius
Berg	Hausauer, A.	Livingston	Rocheleau
Boustead	Hausauer, R.	McGauvran	Rolfsrud
Boyum	Henning	McGeehan	Rundle
Brekke	Henry	Mertens	Sandness
DeKrey	Hentges	Metzger	Shablow

Dick	Herman	Meyer	Solberg
Dornacker	Hickle	Miedema	Stoltenow
Dotzenrod	Hildebrand	Miller, B.	Streibel
Eagles	Hoffner	Miller, E.	Strinden
Erickson, K.	Jacobson	Moore	Thorsgard
Fleming	Jenkins	Murphy	Ulvedal
Gackle	Johnson, H.	Mushik	Wagner
Ganser	Johnson, K.	Olienyk	Walsh
Gengler	Kieffer	Opedahl	Weber
Gerl	Kingsbury	Patrick	Welder
Giffey	Knudson	Peterson, J.	White
Glasphey	Lang	Peterson, R.	Wilkie
Grant	Larson, G.	Raile	Winge
Gronneberg			

Those voting in the negative were:

Hensrud Tweten

Absent and not voting:

Bunker Erickson, W. Lundene Mr. Speaker
DeGroot Hilleboe Stone

So the bill passed and the title was agreed to.

House Bill No. 1151. A Bill for an Act to amend and reenact section 20-01-07 of the North Dakota Century Code, relating to prohibiting the operators of aircraft or motor vehicles from killing, chasing or harassing any wild game, and providing a penalty.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 5; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Haman	Laughlin	Raymond
Atkinson	Haugland	Lee	Reimers
Austin	Hausauer, A.	Linderman	Rice
Boyum	Hausauer, R.	Livingston	Rivinius
Brekke	Henning	Lundene	Rocheleau
Bunker	Henry	McGauvran	Rundle
DeKrey	Hensrud	McGeehan	Sandness
Dick	Hentges	Mertens	Shablow
Dornacker	Herman	Metzger	Solberg
Dotzenrod	Hickle	Meyer	Stone
Eagles	Hildebrand	Miedema	Streibel
Erickson, K.	Hoffner	Miller, B.	Thorsgard
Fleming	Jacobson	Miller, E.	Tweten
Gackle	Jenkins	Moore	Ulvedal
Ganser	Johnson, H.	Murphy	Wagner
Gengler	Johnson, K.	Mushik	Walsh
Gerl	Kieffer	Olienyk	Weber
Giffey	Kingsbury	Opedahl	Welder
Glasphey	Knudson	Patrick	White
Grant	Lang	Peterson, J.	Wilkie
Gronneberg	Larson, G.	Peterson, R.	Winge
Halcrow	Larson, L.	Raile	Mr. Speaker

Those voting in the negative were:

Backes Gunderson Rolfsrud Stoltenow
Berg

Absent and not voting:

Boustead Erickson, W. Hilleboe Strinden
DeGroot

So the bill passed and the title was agreed to.

MOTIONS

Rep. Rundle moved that the House reconsider its action by which the Committee Report to amend House Bill No. 1080 be adopted, which motion prevailed.

Rep. Rundle moved that House Bill No. 1080 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

MOTION

Rep. Streibel moved that the House be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order the House be on the Ninth Order of Business, and at the conclusion of the Ninth Order, the House stand recessed until 1:15 p.m., Tuesday, January 19, 1971, which motion prevailed.

FIRST READING OF SENATE BILLS
AND A SENATE CONCURRENT RESOLUTION

Senate Bill No. 2039. A Bill for an Act to require all state agencies, departments, and institutions which charge fees for licensing, inspection, or regulation of private business activities or products to make reports.

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

Senate Bill No. 2040. A Bill for an Act to amend and reenact section 19-05-05, subsections 1 and 2 of section 19-05-07, subsection 1 of section 19-05-09, section 19-05-15, and subsection 1 of section 19-05-19 of the North Dakota Century Code, and to repeal section 19-05-06 of the North Dakota Century Code, relating to the discontinuance of the requirement for a license to sell oleomargarine.

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

Senate Bill No. 2041. A Bill for an Act to amend and reenact sections 19-07-04, 19-07-05, 19-18-04, 19-20.1-06, 23-09-17, and 23-10-05 of the North Dakota Century Code, relating to fees charged by the state laboratories department for licenses issued and services provided, and providing a penalty.

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

Senate Bill No. 2065. A Bill for an Act to amend and reenact subsection 2 of section 11-10-10 and sections 11-16-02 and 11-16-05 of the North Dakota Century Code, relating to providing that the position of state's attorney in a county of over 35,000 population be a full-time position, the employment of assistant state's attorneys, and restrictions on the powers of state's attorneys, and to create and enact a section to provide for an effective date thereof.

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

Senate Bill No. 2069. A Bill for an Act to create and enact chapter 29-30.1 of the North Dakota Century Code, relating to the interstate rendition of accused persons.

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

Senate Bill No. 2091. A Bill for an Act to amend and reenact section 54-27-19 of the North Dakota Century Code, relating to allocating highway tax distribution funds directly to cities and to establish a separate fund for the moneys received from the highway tax distribution fund.

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

Senate Bill No. 2121. A Bill for an Act to amend and reenact sections 48-02-02 and 48-02-03 of the North Dakota Century Code, relating to the prerequisite to building or repair of public buildings.

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

Senate Bill No. 2125. A Bill for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to income qualifications of a head of a family under the homestead credit law.

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

Senate Bill No. 2134. A Bill for an Act to repeal section 4 of chapter 45 of the 1969 Session Laws of the state of North Dakota, relating to the state industrial school; and declaring an emergency.

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

Senate Bill No. 2138. A Bill for an Act to amend and reenact section 16-04-17 of the North Dakota Century Code, to provide that precincts shall be arranged on voting machines according to the total votes cast in the previous general election for governor, and to provide for the placement of names on ballots and voting machines in races having more than three candidates.

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

Senate Bill No. 2147. A Bill for an Act to amend and reenact sections 14-05-17 and 14-06-06 of the North Dakota Century Code, relating to instituting divorce or separation actions in counties where there are family courts.

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

Senate Concurrent Resolution No. 4011. A Concurrent Resolution urging Congress and the United States Forest Service to relinquish control of the lands surrounding the burning coal vein area in western North Dakota and directing the North Dakota Park Service to seek control of this area.

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

FIRST READING OF HOUSE BILLS

Reps. Hilleboe and Hensrud introduced:

House Bill No. 1227. A Bill for an Act to create and enact section 39-03A-27 of the North Dakota Century Code establishing the legislative intent and relating to effect of amendment of the highway patrolmen's retirement system; to amend and reenact sections 39-03A-09, 39-03A-10, 39-03A-12, 39-03A-14, 39-03A-16, 39-03A-17, 39-03A-21 and 39-03A-21.1 relating to the highway patrolmen's retirement system, payment by contributors, contributions of the state, retirement allowance, optional retirement allowance, disability retirement allowance, severance allowance, payments in case of death and children's benefits and to repeal subsection 7 of section 39-03A-01 relating to the definition of average monthly salary.

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

Reps. Miller, DeKrey, Hickle and Raile introduced:

House Bill No. 1228. A Bill for an Act to create and enact a new section to chapter 38-14 of the North Dakota Century Code, relating to reclamation of strip mined land; to amend and reenact section 38-14-07 of the North Dakota Century Code, relating to bonds of operator of mine and section 38-14-08 of the North Dakota Century Code, relating to fees to be collected from mineral right owners and disposition thereof and to repeal section 38-14-05 of the North Da-

kota Century Code, relating to duties of operator of surface mining operation and section 38-14-11 of the North Dakota Century Code, relating to administrative functions of state mine inspector with respect to chapter 38-14.

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

Rep. Bunker introduced:

House Bill No. 1229. A Bill for an Act to amend and reenact subsection 2 of section 11-10-10 and sections 11-16-02 and 11-16-05 of the North Dakota Century Code, relating to providing that the position of states attorney in a county of over 35,000 population be a full-time position, the employment of assistant states attorneys, the restrictions on the powers of states attorneys, increasing the salaries of county officials, and to create and enact a section to provide for an effective date thereof.

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

Rep. Fleming introduced:

House Bill No. 1230. A Bill for an Act to amend and reenact section 1-03-01 of the North Dakota Century Code, relating to election days as holidays, and providing that state and political subdivision offices stay open on election days.

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

Rep. Boustead introduced:

House Bill No. 1231. A Bill for an Act to prohibit sale, trade, barter or use of DDT (Dichlorodiphenyltrichloroethane) in North Dakota; and providing a penalty.

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

Reps. Gerl, W. Erickson, E. Miller and Gengler introduced:

House Bill No. 1232. A Bill for an Act to amend and reenact section 34-01-14 of the North Dakota Century Code, relating to the right to work.

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

Reps. R. Peterson and Atkinson introduced:

House Bill No. 1233. A Bill for an Act to amend and reenact subsection 5 of section 41-09-34 of the North Dakota Century Code relating to the priority of a real estate interest in fixtures.

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

Reps. R. Peterson and Atkinson introduced:

House Bill No. 1234. A Bill for an Act to amend and reenact section 15-59-07 of the North Dakota Century Code, relating to tuition for the education of physically handicapped.

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

Rep. R. Peterson introduced:

House Bill No. 1235. A Bill for an Act to authorize a person to execute a power of attorney to provide for the care of his person or property while under disability, to provide for the manner of execution of the power, for its termination, and for the appointment of a successor, and prescribing the duties and liabilities of the attorney in fact.

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

Reps. Kingsbury and Berg introduced:

House Bill No. 1236. A Bill for an Act to provide for the discontinuance of county agricultural and training schools; to repeal section 15-42-29 of the North Dakota Century Code and declaring an emergency.

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

Rep. Halcrow introduced:

House Bill No. 1237. A Bill for an Act to amend and reenact sections 11-07-03, 11-07-04, and 11-07-05 of the North Dakota Century Code, relating to county redistricting by district courts and at-large county commissioner elections.

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

Reps. Bunker, Haugland, Strinden and Weber introduced:

House Bill No. 1238. A Bill for an Act to amend and reenact section 27-02-02.1 of the North Dakota Century Code relating to salaries of supreme and district court judges.

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

Reps. Bunker, Haugland, Strinden and Weber introduced:

House Bill No. 1239. A Bill for an Act to amend and reenact section 27-05-01 of the North Dakota Century Code relating to judicial districts, the number, composition and number of judges therein.

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

Reps. Bunker, Haugland, Strinden and Weber introduced:

House Bill No. 1240. A Bill for an Act to amend and reenact subsection 1 of section 11-17-04, and sections 11-17-05, 27-03-05, 27-03-06, 27-07-40, and 27-07-41 of the North Dakota Century Code relating to filing fees in the county courts; district courts and supreme court, and to repeal subsection 21 of section 11-17-04 of the North Dakota Century Code relating to filing fees in the district courts.

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

Reps. Ganser and Giffey introduced:

House Bill No. 1241. A Bill for an Act to create and enact subsection 7 of section 60-02-09 of the North Dakota Century Code relating to track buyers and public warehousemen's bonds.

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

Reps. Mushik, Gengler and Gerl introduced:

House Bill No. 1242. A Bill for an Act requiring the use of a caboos on certain freight trains and providing penalties for violation thereof.

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

Reps. Bunker and Brekke introduced:

House Bill No. 1243. A Bill for an Act to amend and reenact subsection 2 of section 40-22-01 of the North Dakota Century Code, relating to power of municipalities to defray expense of overhead pedestrian bridges by special assessments.

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

Reps. Dotzenrod and Austin introduced:

House Bill No. 1244. A Bill for an Act to amend and reenact subsections 3, 4, 5, 6, 7, 8, 9, 10 and 20 of section 64-02-10 of the

North Dakota Century Code, relating to the fees to be charged for inspecting weighing and measuring devices, including devices for measuring liquid fertilizer.

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

Reps. Welder and Miedema introduced:

House Bill No. 1245. A Bill for an Act to amend and reenact section 21-06-03 of the North Dakota Century Code, relating to a defaced or lost obligation and granting the state or political subdivision the right to elect to accept either a surety bond or a written agreement as indemnification before a duplicate obligation is issued.

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

Rep. McGauvran introduced:

House Bill No. 1246. A Bill for an Act to amend and reenact section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions.

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

Rep. Bunker introduced:

House Bill No. 1247. A Bill for an Act relating to the creation and authorization of nonprofit vision service corporations whereby visual services may be provided by licensed optometrists to members of the public who become subscribers to said corporations under contracts which entitle such subscribers to certain specified vision services.

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

MESSAGES TO THE SENATE

House Chamber

Bismarck, January 18, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1045

House Bill No. 1071

House Bill No. 1084

House Bill No. 1093

House Bill No. 1102

House Bill No. 1105

House Bill No. 1108

House Bill No. 1116

House Bill No. 1121

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, January 18, 1971

Mr. President: I have the honor to transmit:

Senate Bill No. 2104

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

The House stood recessed pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

TWELFTH DAY AFTER RECESS
AND THIRTEENTH DAY

Bismarck, January 19, 1971

The House reconvened at 1:15 p.m., pursuant to recess taken, with Speaker Bier presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1060

House Bill No. 1122

House Bill No. 1142

And find the same correctly Engrossed.

REP. MIEDEMA, Chairman

Representative White moved that the report be adopted, which motion prevailed, and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Rundle moved that the amendments to House Bill No. 1079 as recommended by the Committee on Political Subdivisions as printed on page 205 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 1111 as recommended by the Committee on Social Welfare as printed on pages 205 and 206 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 1130 as recommended by the Committee on Social Welfare as printed on page 207 of the House Journal be adopted.

Rep. Atkinson moved that the House dispense with the reading of the amendments to House Bill No. 1130, which motion prevailed.

The question then was on the motion to adopt the amendments to House Bill No. 1130, which motion prevailed, and House Bill No. 1130 was re-referred to the Committee on Appropriations.

Rep. Atkinson moved that the amendments to House Bill No. 1131 as recommended by the Committee on Judiciary as printed on page 207 of the House Journal be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2038. A Bill for an Act to amend and reenact sections 6-01-17 and 6-06-08 of the North Dakota Century Code, relating to fees for examination of banks and credit unions by the department of banking and financial institutions.

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

Senate Bill No. 2058. A Bill for an Act to create and enact sections 50-06-03.1 and 50-06-05.1 of the North Dakota Century Code, relating to terms of office of the members of the public welfare board and the

powers and duties of such board; to amend and reenact sections 50-06-02, 50-06-03, 50-06-04, 50-06-09, and 50-06-14 of the North Dakota Century Code, relating to the appointment of members of the public welfare board, qualifications for the executive director, and financing of public welfare programs; and to repeal section 50-06-06 of the North Dakota Century Code, relating to powers and duties of the public welfare board.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 2059. A Bill for an Act to amend and reenact sections 50-01-07, 50-01-08, and 50-01-09 of the North Dakota Century Code, relating to the appointment of county welfare board members, their terms of office and compensation, and their duties, and providing for the time of appointment of board members.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 2068. A Bill for an Act to create and enact section 54-21-25 of the North Dakota Century Code, providing the authorization for the director of institutions to contract with other governmental agencies for the custody and treatment of persons lawfully committed to his control.

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

Senate Bill No. 2124. A Bill for an Act to amend and reenact section 16-21-01 of the North Dakota Century Code, to provide that precincts in which voting machines are used shall also make available to electors paper ballots in the event machines become inoperable for a reasonable length of time.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2140. A Bill for an Act to amend and reenact section 40-21-07 of the North Dakota Century Code, relating to the number of signatures necessary on a nominating petition for a candidate for municipal office.

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

Speaker Bier requested the unanimous consent of the House to return Senate Bill No. 2097 from the Committee on State and Federal Government, and to re-refer the bill to the Committee on Judiciary. There being no objection, it was so ordered.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1009 has had the same under consideration and recommends that the same be amended as follows:

Line 12 of the bill, delete the sum \$568,043.00 and in lieu thereof insert the sum \$133,663.00.

Line 18 delete the sum \$24,000.00 and in lieu thereof insert the sum \$22,300.00.

Line 19 delete the sum \$25,381.00 and in lieu thereof insert the sum \$23,381.00.

Line 20 delete the sum \$5,000.00 and in lieu thereof insert the sum \$4,500.00.

Line 23 delete the sum \$568,043.00 and in lieu thereof insert the sum \$133,663.00.

Renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The Committee amended the bill for the purpose of eliminating the Veterans' Educational Assistance Program.

REP. REIMERS, Chairman

Rep. Meidema moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1010 has had the same under consideration and recommends that the same be amended as follows:

Line 16 of the bill, delete the sum \$319,237.00 and in lieu thereof insert the sum \$331,237.00.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The Committee amended the bill to provide for an increase in Salaries and Wages in lieu of free meals previously given to employees and members.

REP. REIMERS, Chairman

Rep. Olienyk moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry, Business and Labor, to whom was referred House Bill No. 1091 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Gengler moved that the report be adopted.

Rep. Hilleboe moved a substitute motion that House Bill No. 1091 be placed on the calendar, which motion failed on a division vote.

The question then was on the motion of Rep. Gengler to adopt the Committee Report on House Bill No. 1091, which motion prevailed. House Bill No. 1091 was indefinitely postponed.

Mr. Speaker: Your Committee on Industry, Business and Labor, to whom was referred House Bill No. 1115 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 12, delete the word "banking" and insert in lieu thereof the following: "**agriculture, commerce, and industry**"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor, to whom was referred House Bill No. 1123 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Strinden moved that the report be adopted.

Rep. Hoffner moved a substitute motion that House Bill No. 1123 be placed on the calendar.

Rep. Eagles requested she be excused from voting on this motion because of personal interest.

Rep. Strinden moved that Rep. Eagles be permitted to vote on this motion, which motion prevailed.

The motion of Rep. Hoffner failed on a division vote.

The question then was on the motion of Rep. Strinden to adopt the Committee Report on House Bill No. 1123, which motion prevailed. House Bill No. 1123 was indefinitely postponed.

RECOGNITION

Rep. Livingston announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Otto Hauf, and Rep. Hauf was thereupon introduced to the House.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTEENTH DAY

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. A. Benjamin Dove, First Presbyterian Church, Mandan.

Roll was called and all members were present except Rep. Giffey.

A quorum was declared by the Speaker.

REVISIONS AND CORRECTIONS

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Tenth Day After Recess, Eleventh Day, and Twelfth Day, and recommends that the same be corrected as follows:

On page 217, delete lines 49, 50 and 51, and substitute in lieu thereof the following:

"Mr. President: I have the honor to transmit:

Senate Bill No. 2104

Which the House has passed unchanged.

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1144 has had the same under consideration and recommends that the same be returned to the House without recommendation.

REP. REIMERS, Chairman

Rep. Solberg moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1174 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3 in the title, after the first word "refund" delete the words "for refund"

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1196 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Dotzenrod moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1197 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Raile moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2096 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1156 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Patrick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1165 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1173 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1198 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2037 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2077 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2078 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2079 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2086 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1124. A Bill for an Act to amend and reenact section 40-57.1-01 of the North Dakota Century Code, to provide that farms and ranches shall be eligible for tax exemptions for new industries.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 73; nays, 23; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Raile
Atkinson	Halcrow	Lee	Raymond
Austin	Haman	Linderman	Rice
Backes	Haugland	Livingston	Rivinius
Berg	Hausauer, A.	Lundene	Rocheleau
Boustead	Hausauer, R.	McGauvran	Rolfsrud
Brekke	Henning	McGeehan	Sandness
DeGroot	Henry	Mertens	Shablow
DeKrey	Hickle	Meyer	Solberg
Dick	Hildebrand	Miedema	Stoltenow
Dornacker	Hoffner	Miller, B.	Stone
Dotzenrod	Jacobson	Miller, E.	Strinden
Erickson, K.	Johnson, H.	Moore	Thorsgard
Fleming	Johnson, K.	Mushik	Walsh
Gackle	Kieffer	Olienyk	Weber
Gengler	Knudson	Opedahl	Wilkie
Glaspay	Lang	Patrick	Winge
Grant	Larson, L.	Peterson, R.	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Boyum	Hentges	Metzger	Tweten
Bunker	Herman	Murphy	Ulvedal
Eagles	Hilleboe	Peterson, J.	Wagner
Erickson, W.	Jenkins	Reimers	Welder
Ganser	Kingsbury	Rundle	White
Hensrud	Larson, G.	Streibel	

Absent and not voting:

Gerl Giffey

So the bill passed and the title was agreed to.

House Bill No. 1149. A Bill for an Act to authorize the executor or administrator of an estate to make and enter into a contract with a licensed real estate broker for the sale of real property and pay a commission out of the proceeds of sale.

Which was read.

Rep. Hentges requested he be excused from voting on House Bill No. 1149 because of personal interest.

Rep. Strinden moved that Rep. Hentges be allowed to vote, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 67; nays, 28; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Haman	Lee	Raymond
Austin	Haugland	Linderman	Reimers
Berg	Hausauer, A.	Livingston	Rice
Boustead	Hausauer, R.	McGauvran	Rivinius
Boyum	Henning	McGeehan	Sandness
Brekke	Hensrud	Metzger	Stone
Bunker	Hentges	Miedema	Streibel
DeKrey	Herman	Miller, B.	Strinden
Dick	Hildebrand	Miller, E.	Tweten
Dornacker	Hilleboe	Moore	Ulvedal
Eagles	Hoffner	Murphy	Wagner
Erickson, K.	Jenkins	Mushik	Walsh
Gackle	Kieffer	Olienyk	Welder
Ganser	Knudson	Opedahl	White
Grant	Lang	Peterson, J.	Winge
Gronneberg	Larson, G.	Peterson, R.	Mr. Speaker
Halcrow	Larson, L.	Raile	

Those voting in the negative were:

Backes	Gunderson	Laughlin	Rundle
DeGroot	Henry	Lundene	Shablow
Dotzenrod	Hickle	Mertens	Solberg
Erickson, W.	Jacobson	Meyer	Stoltenow
Fleming	Johnson, H.	Patrick	Thorsgard
Gengler	Johnson, K.	Rocheleau	Weber
Glaspay	Kingsbury	Rolfstrud	Wilkie

Absent and not voting:

Atkinson	Gerl	Giffey
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So the bill passed and the title was agreed to.

House Bill No. 1164. A Bill for an Act to amend and reenact section 57-38-30.1 of the North Dakota Century Code, relating to corporate tax credit for new industry.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Reimers
Atkinson	Haman	Lee	Rice
Austin	Haugland	Linderman	Rivinius
Backes	Hausauer, A.	Livingston	Rocheleau
Berg	Hausauer, R.	Lundene	Rolfstrud
Boustead	Henning	McGauvran	Rundle
Boyum	Henry	McGeehan	Sandness
Brekke	Hensrud	Mertens	Solberg
Bunker	Hentges	Metzger	Stoltenow
DeGroot	Herman	Meyer	Stone
DeKrey	Hickle	Miedema	Streibel
Dick	Hildebrand	Miller, B.	Strinden
Dornacker	Hilleboe	Miller, E.	Thorsgard
Dotzenrod	Hoffner	Moore	Tweten
Eagles	Jacobson	Murphy	Ulvedal
Erickson, K.	Jenkins	Mushik	Wagner
Erickson, W.	Johnson, H.	Olienyk	Walsh
Fleming	Johnson, K.	Opedahl	Weber
Gackle	Kieffer	Patrick	Welder
Ganser	Knudson	Peterson, J.	White
Gengler	Lang	Peterson, R.	Wilkie
Grant	Larson, G.	Raile	Winge
Gronneberg	Larson, L.	Raymond	Mr. Speaker

Absent and not voting:

Gerl	Glaspey	Kingsbury	Shablow
Giffey	Halcrow		

So the bill passed and the title was agreed to.

House Bill No. 1166. A Bill for an Act to amend and reenact subsection 1 of section 57-38-45 of the North Dakota Century Code, relating to income tax interest and penalties.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 60; nays, 34; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Laughlin	Raymond
Austin	Gronneberg	Livingston	Reimers
Backes	Haman	Lundene	Sandness
Berg	Haugland	McGauvran	Shablow
Boustead	Henning	McGeehan	Stone
DeGroot	Herman	Mertens	Streibel
DeKrey	Hickle	Meyer	Strinden
Dick	Hildebrand	Miedema	Thorsgard
Dornacker	Hoffner	Miller, B.	Ulvedal
Eagles	Jenkins	Miller, E.	Wagner
Erickson, K.	Johnson, H.	Moore	Walsh
Fleming	Johnson, K.	Murphy	Weber
Gackle	Knudson	Mushik	Wilkie
Ganser	Larson, G.	Patrick	Winge
Glaspey	Larson, L.	Raile	Mr. Speaker

Those voting in the negative were:

Atkinson	Henry	Linderman	Rocheleau
Boyum	Hensrud	Metzger	Rolfsrud
Brekke	Hentges	Olienyk	Rundie
Bunker	Hilleboe	Opedahl	Solberg
Dotzenrod	Jacobson	Peterson, J.	Stoltenow
Erickson, W.	Kieffer	Peterson, R.	Tweten
Gengler	Kingsbury	Rice	Welder
Hausauer, A.	Lang	Rivinius	White
Hausauer, R.	Lee		

Absent and not voting:

Gerl	Giffey	Gunderson	Halcrow
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So the bill passed and the title was agreed to.

House Bill No. 1172. A Bill for an Act to amend and reenact sections 16-11-04 and 16-11-10 of the North Dakota Century Code, relating to the number and color of election ballots.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 65; nays, 28; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Haugland	Laughlin	Peterson, R.
Backes	Hausauer, R.	Lee	Raymond
Berg	Henning	Linderman	Rocheleau
Brekke	Henry	Livingston	Rolfsrud
DeGroot	Hensrud	Lundene	Shablow
DeKrey	Hildebrand	McGauvran	Solberg
Dornacker	Hilleboe	McGeehan	Stoltenow
Dotzenrod	Hoffner	Mertens	Stone
Eagles	Jacobson	Meyer	Strinden
Erickson, K.	Jenkins	Miller, B.	Ulvedal
Erickson, W.	Johnson, H.	Miller, E.	Walsh

Fleming	Kieffer	Mushik	Weber
Gengler	Kingsbury	Olienyk	White
Glaspey	Knudson	Opedahl	Wilkie
Grant	Lang	Patrick	Winge
Gronneberg	Larson, L.	Peterson, J.	Mr. Speaker
Haman			

Those voting in the negative were:

Austin	Hausauer, A.	Miedema	Rundle
Boustead	Hentges	Moore	Sandness
Boyum	Herman	Murphy	Streibel
Bunker	Hickle	Raile	Thorsgard
Dick	Johnson, K.	Reimers	Tweten
Gackle	Larson, G.	Rice	Wagner
Ganser	Metzger	Rivinius	Welder

Absent and not voting:

Atkinson	Giffey	Gunderson	Halcrow
Gerl			

So the bill passed and the title was agreed to.

House Bill No. 1183. A Bill for an Act to create and enact a new section to chapter 57-23 of the North Dakota Century Code, relating to the abatement and refund of property taxes.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Haman	Laughlin	Reimers
Austin	Haugland	Lee	Rice
Backes	Hausauer, A.	Linderman	Rivinius
Berg	Hausauer, R.	Livingston	Rocheleau
Boustead	Henning	Lundene	Rolfsrud
Boyum	Henry	McGauvran	Rundle
Brekke	Hensrud	McGeehan	Sandness
Bunker	Hentges	Mertens	Shablow
DeGroot	Herman	Metzger	Solberg
DeKrey	Hickle	Meyer	Stoltenow
Dick	Hildebrand	Miedema	Stone
Dornacker	Hilleboe	Miller, B.	Streibel
Dotzenrod	Hoffner	Miller, E.	Strinden
Eagles	Jacobson	Moore	Thorsgard
Erickson, K.	Jenkins	Murphy	Ulvedal
Erickson, W.	Johnson, H.	Mushik	Wagner
Fleming	Johnson, K.	Olienyk	Walsh
Gackle	Kieffer	Opedahl	Weber
Ganser	Kingsbury	Patrick	Welder
Gengler	Knudson	Peterson, J.	White
Glaspey	Lang	Peterson, R.	Wilkie
Grant	Larson, G.	Raile	Winge
Gronneberg	Larson, L.	Raymond	Mr. Speaker

Absent and not voting:

Atkinson	Giffey	Halcrow	Tweten
Gerl	Gunderson		

So the bill passed and the title was agreed to.

House Bill No. 1204. A Bill for an Act relating to the removal of disability of certain minors in making an educational loan, and constituting the Uniform Minor Student Capacity to Borrow Act.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Reimers
Austin	Halcrow	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfsrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miller, B.	Streibel
Dotzenrod	Hildebrand	Miller, E.	Strinden
Eagles	Hoffner	Moore	Thorsgard
Erickson, K.	Jacobson	Murphy	Tweten
Erickson, W.	Jenkins	Mushik	Ulvedal
Fleming	Johnson, H.	Olienyk	Wagner
Gackle	Johnson, K.	Opedahl	Walsh
Ganser	Kieffer	Patrick	Weber
Gengler	Kingsbury	Peterson, J.	Welder
Glaspey	Knudson	Peterson, R.	Wilkie
Grant	Lang	Raile	Winge
Gronneberg	Larson, G.	Raymond	Mr. Speaker

Those voting in the negative were:

Miedema White

Absent and not voting:

Atkinson Gerl Giffey Hilleboe

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE BILL

Senate Bill No. 2113. A Bill for an Act to amend and reenact sections 15-19-01, 15-19-02, 15-19-03, and 15-19-06 of the North Dakota Century Code, relating to the establishment of high school correspondence courses, the administration of the division of independent study, the duties of superintendents of schools, and special operating funds.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Haman	Lee	Rivinius
Austin	Haugland	Linderman	Rocheleau
Backes	Hausauer, A.	Livingston	Rolfsrud
Berg	Hausauer, R.	Lundene	Rundle
Boustead	Henning	McGauvran	Sandness
Boyum	Henry	McGeehan	Shablow
Brekke	Hensrud	Mertens	Solberg
Bunker	Hentges	Metzger	Stoltenow
DeGroot	Herman	Meyer	Stone
DeKrey	Hickle	Miedema	Streibel
Dick	Hildebrand	Miller, B.	Strinden
Dornacker	Hoffner	Miller, E.	Thorsgard
Dotzenrod	Jacobson	Moore	Tweten
Eagles	Jenkins	Murphy	Ulvedal
Erickson, W.	Johnson, H.	Mushik	Wagner
Fleming	Johnson, K.	Olienyk	Walsh
Gackle	Kieffer	Opedahl	Weber
Ganser	Kingsbury	Patrick	Welder

Gengler	Knudson	Peterson, J.	White
Grant	Lang	Peterson, R.	Wilkie
Gronneberg	Larson, G.	Raymond	Winge
Gunderson	Larson, L.	Reimers	Mr. Speaker
Halcrow	Laughlin	Rice	

Absent and not voting:

Atkinson	Gerl	Glaspey	Raile
Erickson, K.	Giffey	Hilleboe	

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

House Bill No. 1060. A Bill for an Act to amend and reenact subsections 7 and 9 of section 50-24-03, and to repeal subdivision b of subsection 8 of section 50-24-03 and section 50-24-24 of the North Dakota Century Code, relating to residency for receiving aid for the aged or disabled.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfsrud
Boustead	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
Bunker	Hensrud	Mertens	Stoltenow
DeGroot	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hildebrand	Miedema	Strinden
Dotzenrod	Hilleboe	Miller, B.	Thorsgard
Eagles	Hoffner	Miller, E.	Tweten
Erickson, K.	Jacobson	Moore	Ulvedal
Erickson, W.	Jenkins	Murphy	Wagner
Fleming	Johnson, H.	Mushik	Walsh
Gackle	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	Welder
Gengler	Kingsbury	Peterson, J.	White
Glaspey	Knudson	Peterson, R.	Wilkie
Grant	Lang	Raile	Winge
Gronneberg	Larson, G.	Raymond	Mr. Speaker
Gunderson	Larson, L.	Reimers	

Absent and not voting:

Atkinson	Gerl	Hickle	Solberg
DeKrey	Giffey	Olienyk	

So the bill passed and the title was agreed to.

House Bill No. 1122. A Bill for an Act to amend and reenact section 39-08-09 of the North Dakota Century Code, relating to the extent of automobile damages required to be considered a reportable accident.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Halcrow	Larson, L.	Raymond
Austin	Haman	Laughlin	Reimers
Backes	Haugland	Lee	Rice

Berg	Hausauer, A.	Linderman	Rivinius
Boustead	Hausauer, R.	Livingston	Rocheleau
Boyum	Henning	Lundene	Rolfsrud
Brekke	Henry	McGauvran	Rundle
Bunker	Hensrud	McGeehan	Sandness
DeGroot	Hentges	Mertens	Shablow
DeKrey	Herman	Metzger	Stone
Dick	Hickle	Meyer	Streibel
Dornacker	Hildebrand	Miedema	Strinden
Dotzenrod	Hilleboe	Miller, B.	Thorsgard
Eagles	Hoffner	Miller, E.	Tweten
Erickson, K.	Jacobson	Moore	Ulvedal
Fleming	Jenkins	Murphy	Wagner
Gackle	Johnson, H.	Mushik	Walsh
Ganser	Johnson, K.	Olienyk	Weber
Gengler	Kieffer	Opedahl	Welder
Glaspay	Kingsbury	Patrick	White
Grant	Knudson	Peterson, J.	Wilkie
Gronneberg	Lang	Peterson, R.	Winge
Gunderson	Larson, G.	Raile	Mr. Speaker

Those voting in the negative were:

Erickson, W. Stoltenow

Absent and not voting:

Atkinson Gerl Giffey Solberg

So the bill passed and the title was agreed to.

House Bill No. 1142. A Bill for an Act to create and enact section 24-05-21 of the North Dakota Century Code, providing for the sufficient grading of the inslope of all private roads and approaches which intersect with county and township roads, and providing an effective date.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 75; nays, 18; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rivinius
Austin	Haman	Lee	Rocheleau
Backes	Haugland	Linderman	Rundle
Boyum	Hausauer, R.	Livingston	Sandness
Brekke	Henning	Lundene	Solberg
Bunker	Hentges	McGeehan	Stone
DeKrey	Herman	Mertens	Streibel
Dick	Hildebrand	Meyer	Thorsgard
Dornacker	Hilleboe	Miedema	Tweten
Dotzenrod	Hoffner	Miller, B.	Ulvedal
Eagles	Jacobson	Miller, E.	Wagner
Erickson, K.	Jenkins	Murphy	Walsh
Erickson, W.	Johnson, H.	Mushik	Weber
Fleming	Kieffer	Olienyk	Welder
Gackle	Kingsbury	Opedahl	White
Gengler	Knudson	Patrick	Wilkie
Glaspay	Lang	Peterson, R.	Winge
Grant	Larson, G.	Raymond	Mr. Speaker
Gronneberg	Larson, L.	Reimers	

Those voting in the negative were:

Berg	Hausauer, A.	McGauvran	Rice
Boustead	Henry	Metzger	Rolfsrud
DeGroot	Hensrud	Moore	Shablow
Ganser	Hickle	Raile	Stoltenow
Halcrow	Johnson, K.		

Absent and not voting:
 Atkinson Giffey Peterson, J. Strinden
 Gerl

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House Chamber
 Bismarck, January 19, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2187

Which the House has failed to pass.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber
 Bismarck, January 19, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1040

House Bill No. 1067

House Bill No. 1075

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, January 19, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2049

Senate Bill No. 2087

Senate Bill No. 2100

Senate Bill No. 2106

Senate Bill No. 2126

Senate Concurrent Resolution No. 4010

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House be on the Ninth Order of Business, and at the conclusion of the Ninth Order, the House stand recessed until 1:15 p.m., Wednesday, January 20, 1971, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. Murphy introduced:

House Bill No. 1248. A Bill for an Act to amend and reenact sections 39-12-09 and 39-12-11 of the North Dakota Century Code, relating to the regulation of the size and weight of vehicles on public highways.

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

Reps. Bunker and Brekke introduced:

House Bill No. 1249. A Bill for an Act to amend and reenact subsection 8 of section 40-05-02 of the North Dakota Century Code, relating to the power of a municipality to construct and keep in repair overhead pedestrian bridges.

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

Reps. Hentges and Hilleboe introduced:

House Bill No. 1250. A Bill for an Act to provide for the registration of subdivided lands situate outside of North Dakota for sale or disposition in North Dakota, and providing requirements for such registration; naming the North Dakota real estate commission to administer this Act; providing for certain exemptions; providing for full disclosure of material facts concerning subdivided lands offered for sale or disposal; providing for the payment of registration fees; providing for a bond by the subdivider; providing grounds for revocation of registration; providing for investigation in hearing procedures; providing for judicial review of administrative decisions; providing penalties for violation including civil remedies for damaged parties; providing for service of process; providing for cease and desist orders for certain violations of this Act; providing general powers and duties in the administration of this Act; providing for annual reports by registered subdividers.

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

Reps. Boustead and Lang introduced:

House Bill No. 1251. A Bill for an Act to prohibit the sale of certain general merchandise items at state institutions of higher learning.

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

Reps. Brekke and Strinden introduced:

House Bill No. 1252. A Bill for an Act to amend and reenact section 40-21-12 of the North Dakota Century Code, relating to compensation for making returns in a municipal election.

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

Rep. Atkinson introduced:

House Bill No. 1253. A Bill for an Act relating to the payment of life insurance proceeds to trustees whether inter vivos or testamentary.

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

Reps. Metzger and Bunker introduced:

House Bill No. 1254. A Bill for an Act to provide for the salary of the county sheriff and deputy sheriffs, and to amend and reenact subsections 1 and 2 of section 11-10-10 and section 11-10-11 of the North Dakota Century Code, relating to salaries of county officers and the appointment and salaries of deputies and clerks.

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

Rep. Hildebrand introduced:

House Bill No. 1255. A Bill for an Act to amend and reenact section 15-28-11 of the North Dakota Century Code, relating to publication of school board proceedings.

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

Rep. R. Peterson introduced:

House Bill No. 1256. A Bill for an Act to amend and reenact section 62-01-05 of the North Dakota Century Code relating to the prohibition of carrying a pistol without a license and providing for exceptions.

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

Rep. Dornacker introduced:

House Bill No. 1257. A Bill for an Act to amend and reenact subsection 2 of section 57-37-11 of the North Dakota Century Code, relating to the exemption of a surviving spouse for estate tax purposes; to amend and reenact section 57-37-13 of the North Dakota Century Code, relating to the rate of tax for estate tax purposes; and providing an effective date.

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

Reps. Walsh, Dick, Shablow and Henry introduced:

House Bill No. 1258. A Bill for an Act to amend and reenact section 20-05-03 of the North Dakota Century Code, allowing horses and mules to be used in hunting big game.

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

Reps. Atkinson, R. Peterson, Giffey, Lundene and Stoltenow introduced:

House Bill No. 1259. A Bill for an Act to amend and reenact subsection 2 of section 43-21-01, and sections 43-21-02, 43-21-03, 43-21-04, 43-21-08, 43-21-09, 43-21-10, 43-21-11, and 43-21-12 of the North Dakota Century Code, relating to practical nurses, and providing a penalty.

Was read the first time and referred to the Committee on Social Welfare.

Reps. Eagles and Hausauer introduced:

House Bill No. 1260. A Bill for an Act to amend and reenact subsection 4 of section 27-20-02 of the North Dakota Century Code, relating to the definition of an unruly child.

Was read the first time and referred to the Committee on Social Welfare.

Reps. Hilleboe, Metzger, Gerl and Glaspey introduced:

House Bill No. 1261. A Bill for an Act to create and enact subsection 8 of section 38-03-07 of the North Dakota Century Code, relating to inspector's powers and duties relating to mine inspections; and to amend and reenact sections 38-03-03, 38-03-04, 38-03-06, subsection 5 of section 38-03-07, subsection 7 of section 38-03-07, sections 38-03-11, 38-03-17, 38-04-04, 38-05-01, 38-06-01, 38-06-02, 38-06-03, 38-07-01, 38-07-03, 38-07-04, 38-07-06, 38-07-07, and 38-07-08 of the North Dakota Century Code, relating to bond of inspector; salary of inspector; vacancy in office; inspector's powers and duties relating to mine inspections; posting inspection statement of mine and posting regulations governing carriage of men posted; inspector to order immediate compliance when provision or rule violated and failure to comply; license fee collections to workmen's compensation bureau; board of examiners for mine foreman; safety rules and regulations may be promulgated and enforced by state coal mine inspector; employment of mine foreman, inability of mine foreman to act and substitutes; map or plan of coal mine; map of seams; maps to include surface description; survey of active mines to be made annually and results of survey shown on map; refusal to furnish map, plan, or extension of mine and inspector to order survey and cost; operator of worked out, abandoned, or indefinitely closed mine to make survey and extension of maps; and to repeal sections 38-01-02, 38-01-03, 38-01-04, 38-01-05, 38-01-09, 38-03-15, 38-03-16, 38-05-02, 38-05-03, 38-05-04, 38-05-05, 38-05-06, 38-05-08, 38-05-09, 38-05-10, 38-05-11, 38-06-04, 38-06-05, 38-06-06, 38-06-07, 38-06-08, 38-06-09, 38-06-10, 38-06-11, 38-06-12, 38-06-13, 38-06-14, 38-06-15, 38-06-16, 38-06-17, 38-06-18, 38-06-19, 38-06-20, 38-06-21, 38-06-22, 38-06-23, 38-06-24, 38-06-25, 38-06-26, 38-06-27, 38-06-28, 38-06-29, 38-06-30,

38-06-31, 38-06-32, 38-06-33, 38-06-34, 38-06-35, 38-06-36, 38-06-37, 38-06-38, 38-06-39, 38-06-40, 38-06-41, 38-06-42, 38-06-43, 38-06-44, 38-06-45, 38-06-46, 38-06-47, 38-06-48, 38-06-49, 38-06-50, 38-06-51, 38-06-52, 38-05-53, 38-06-54, 38-06-58, and 38-06-59 of the North Dakota Century Code, and sections 38-03-12 and 38-05-07 of the 1969 supplement to the North Dakota Century Code are hereby repealed.

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

Reps. Gerl, Fleming, Gengler, McGeehan and Mushik introduced:

House Bill No. 1262. A Bill for an Act to provide that employers must grant time off for employees to vote at any special, primary, or general election.

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

Reps. Gerl, Fleming and Gengler introduced:

House Bill No. 1263. A Bill for an Act to create and enact section 34-12-01.1 of the North Dakota Century Code, relating to policy and purposes of the North Dakota Labor-Management Relations Act.

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

Reps. Boustead and Mushik introduced:

House Bill No. 1264. A Bill for an Act to amend and reenact section 24-02-39 of the North Dakota Century Code, relating to a limitation on building cost incurred by the state highway department.

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

Reps. Rice and Raymond introduced:

House Bill No. 1265. A Bill for an Act to amend and reenact section 40-21-03 of the North Dakota Century Code, relating to appointment of judges, clerks and inspectors of municipal elections in council cities.

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

Reps. Hentges and Hilleboe introduced:

House Bill No. 1266. A Bill for an Act to create and enact subsection 3 of section 43-23-09, North Dakota Century Code, as amended relating to license applications for real estate brokers.

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

Rep. Fleming introduced:

House Bill No. 1267. A Bill for an Act to repeal section 57-38-36 of the North Dakota Century Code, relating to quarterly installment income tax payments.

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

Rep. Strinden introduced:

House Bill No. 1268. A Bill for an Act to amend and reenact section 40-47-07 of the North Dakota Century Code, relating to appointment of an alternate member to a board of adjustment.

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

Reps. Gengler and Strinden introduced:

House Bill No. 1269. A Bill for an Act to amend and reenact section 40-29-03 of the North Dakota Century Code, relating to required notice to construct, rebuild, or repair sidewalks.

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

Reps. Boustead and Boyum introduced:

House Bill No. 1270. A Bill for an Act to amend and reenact subsection 2 of section 39-06-07 of the North Dakota Century Code, requiring a birth certificate or other acceptable evidence of birth date with applications for motor vehicle operators' licenses.

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

Rep. Bunker introduced:

House Bill No. 1271. A Bill for an Act to create and enact subsection 20 of section 61-16-11 of the North Dakota Century Code, and to amend and reenact subsection 4 of section 61-16-01 of the North Dakota Century Code, authorizing water management boards the authority to develop water supply and sewage systems, and declaring an emergency.

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

Reps. Bunker, Haugland, G. Larson and Weber introduced:

House Bill No. 1272. A Bill for an Act to amend and reenact subdivision d of subsection 9 of section 65-01-02 of the North Dakota Century Code, relating to firemen's compensation and death payments under workmen's compensation.

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

Reps. Bunker, Backes and Strinden introduced:

House Bill No. 1273. A Bill for an Act to amend and reenact section 11-11-27 of the North Dakota Century Code, relating to bids for equipment for counties.

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

The House stood recessed pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

THIRTEENTH DAY AFTER RECESS
AND FOURTEENTH DAY

Bismarck, January 20, 1971

The House reconvened at 1:15 p.m., pursuant to recess taken, with Speaker Bier presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1079

House Bill No. 1111

House Bill No. 1130

House Bill No. 1131

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. DeKrey moved that the report be adopted, which motion prevailed, and the report was adopted.

MOTIONS

Rep. Reimers moved that the House reconsider the action by which the Committee Report on House Bill No. 1010 was adopted, which motion prevailed.

Rep. Reimers moved that House Bill No. 1010 be re-referred to the Committee on Appropriations, which motion prevailed.

Rep. Boustead moved that House Bill No. 1129 be returned to the House from the Committee on Finance and Taxation, which motion prevailed.

Rep. Boustead requested permission to withdraw House Bill No. 1129. There being no objection, it was so ordered by Speaker Bier.

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the amendments to House Bill No. 1009 as recommended by the Committee on Appropriations as printed on pages 220 and 221 of the House Journal be adopted, which motion prevailed.

Rep. Bunker moved that the amendments to House Bill No. 1115 as recommended by the Committee on Industry, Business and Labor, as printed on page 221 of the House Journal be adopted, which motion prevailed.

RECOGNITION

Rep. E. Miller announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Ernest Hafner, and Rep. Hafner was thereupon introduced to the House.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was

referred House Bill No. 1029 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1038 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1077 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 32 after the word "of" insert the following language **"five thousand or less, two thousand seven hundred fifty dollars;** and place triple parentheses before the word "eight"

On page 2, line 33 place triple parentheses after the word "less" and before the comma insert the following language **"in counties having a population of over five thousand and less than eight thousand"**

On page 3, line 5 after the word and period "census." delete the remainder of the line

On page 3, delete line 6

On page 3, line 7, delete the following language **"business outside the county shall be permitted."**

On page 3, delete lines 16, 17, and 18

On page 3, line 19, delete the words **"in the county."**

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1099 has had the same under consideration and recommends that the same be amended as follows:

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

On page 1, also in line 2, after the numeral "43-11-20.3" insert the following: **“, and 43-11-20.4”**

On page 1, in line 6 delete the word "and"

On page 1, in line 9 after the word "completed" insert "and requiring a solicitor's permit"

On page 1, line 19, delete the following: **"oral or"**

On page 1, line 22 after the word "received" insert **"prior to or"**

On page 3, in line 4, delete the following: **"within seven days"**

On page 3, in line 8, delete **"subsection 1 of"**

On page 3, in line 10, insert the following:

"SECTION 4.) Section 43-11-20.4 of the North Dakota Century Code is hereby created and enacted to read as follows:

43-11-20.4. SOLICITOR'S PERMIT REQUIRED.) Schools of hairdressing and cosmetology licensed under the provisions of this chapter shall be exempt from the license requirement of chapter 15-50, but all persons who solicit business for a school of hairdressing and cosmetology, or who sells any course or courses of instruction, shall secure a solicitor's permit and bond as required by chapter 15-50."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. A. Hausauer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1119 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 17 delete the comma after the word "treasurer"

On page 1, also in line 17, delete the triple parentheses before and after the second word "and"

On page 1, line 18, delete the following:

“, and the executive”

On page 1, line 19, delete the following:

“secretary of the state employees’ retirement board”

On page 1, line 20, delete the triple parentheses before and after the word “three”

On page 1, line 22, delete the triple parentheses before the word “from”

On page 1, line 24, delete the triple parentheses after the word “fund”

On page 2, line 18, delete the word “monthly” and insert in lieu thereof the word “quarterly”

On page 3, line 9, after the word “that” insert the word “annual”

On page 3, line 33, delete “In each month” and capitalize the first letter of the word “following”

On page 4, line 4 delete the word “monthly” and insert in lieu thereof the word “quarterly”

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Hausauer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1171 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KNUDSON, Chairman

Rep. Stoltenow moved that the report be adopted.

Rep. Dick moved a substitute motion that House Bill No. 1171 be placed on the calendar, which motion failed.

The question then was on the motion of Rep. Stoltenow to adopt the Committee Report on House Bill No. 1171, which motion prevailed, and House Bill No. 1171 was indefinitely postponed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1184 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1223 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. K. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1245 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Concurrent Resolution No. 3001 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2071 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1079. A Bill for an Act to amend and reenact sections 11-11-26, 11-11-30, and 54-44-09 of the North Dakota Century Code, relating to use by political subdivisions of the services of the department of accounts and purchases.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 67; nays, 29; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Glaspey	Larson, G.	Rocheleau
Atkinson	Grant	Laughlin	Rolfsrud
Austin	Gronneberg	Linderman	Rundie
Backes	Gunderson	Livingston	Sandness
Brekke	Halcrow	Lundene	Solberg
Bunker	Haman	McGeehan	Stone
DeGroot	Haugland	Mertens	Streibel
Dick	Henning	Meyer	Strinden
Dornacker	Henry	Miller, B.	Thorsgard
Dotzenrod	Hensrud	Miller, E.	Tweten
Eagles	Hildebrand	Mushik	Walsh
Erickson, K.	Hoffner	Olienyk	Weber
Erickson, W.	Jacobson	Opedahl	White
Fleming	Johnson, K.	Patrick	Wilkie
Ganser	Kieffer	Peterson, R.	Winge
Gengler	Knudson	Raymond	Mr. Speaker
Gerl	Lang	Rivinius	

Those voting in the negative were:

Berg	Hickle	McGauvran	Reimers
Boustead	Hilleboe	Metzger	Rice
Boyum	Jenkins	Miedema	Shablow
DeKrey	Johnson, H.	Moore	Stoltenow
Gackle	Kingsbury	Murphy	Ulvedal
Hausauer, A.	Larson, L.	Peterson, J.	Wagner
Hausauer, R.	Lee	Raile	Welder
Hentges			

Absent and not voting:

Giffey Herman

So the bill passed and the title was agreed to.

House Bill No. 1111. A Bill for an Act to permit a physician to examine and treat a minor for psychiatric problems, venereal disease or pregnancy without parental consent.

Which was read.

Rep. DeKrey requested that the following remarks be printed in the House Journal on House Bill No. 1111.

Mr. DeKrey:

"Mr. Speaker and Fellow Legislators, mine may be a far-out approach to Bill No. 1111. It is an emotional approach, so turn off your hearing aids.

"Let me say first of all as my defense, I've spent hour upon hour in the study of a religion founded on love. Okay? Christianity itself. In it do I not find the family as the first concern? The existence of it in fact makes Christianity possible. The day of the patriarch is ended; still, it has been said that we live in three generations — our own, our parents and our children. Through this and perhaps one more generation, the family ties continue. Quite a formidable array.

"Further, I believe that the founding fathers of our nation never in their deliberations lost sight of the family unit, knowing that on this solid foundation a nation could be built.

"Later in my life — I've been around a long time — I read all I could lay my hands on concerning another ideology in which the state is supreme and can do no wrong. This form of government does work; however, it produces few men or women of caliber or note.

"In House Bill No. 1111, this confrontation shouts so loud that the balance of the bill to me is of little importance. This bill permits the state to invade the sacred premises of the home.

"Generation gap? I say to you this statement is baloney. I am the product of the generation gap. I was born of a forty-year-old mother. Could she and I communicate? She was my mother.

"Again that emotional approach. How could I talk to her on equal terms? It is impossible? Still necessary in this relationship and possible.

"Then as a parent the position was reversed, and the ties to the children of the second generation are those of fierce compassion. Without the consent or knowledge of any of this group — the parents especially, as this is their child — we will give the state the right to invade the sacred hearth, so to speak. Again I say to you, parents were made before doctors. I find the present day physician as a man to talk to about as chummy as a turtle with his head drawn in. Now then, back to religion, when I was young, head shrinkers were so few and far between, we did not even know about them. We had our clergy. If I am not mistaken, they are still around. We still are not too good or too smart not to seek counsel when the world is too much for us, Catholic and Protestant alike. Here is our relationship to our Church, our fellowmen and our God.

"If our children find it hard to communicate with us, and they do when guilt is involved, and because of this, we with them. By following the precepts of our religion, I am sure love, emotional again, within the family is there in the most trying situation, and it will prevail without the state taking over, and the end result will not be too tragic. The bill is based on the breach of one or more of the mighty 'Ten', and even Christ himself did not remove justice from the breach of these.

"So I very much oppose this bill in its present form.

"Thank you."

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 64; nays, 31; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Lang	Rocheleau
Austin	Gunderson	Larson, L.	Rolfstrud

Backes	Haman	Linderman	Shablow
Berg	Haugland	Lundene	Solberg
Boyum	Hausauer, R.	McGauvran	Stone
Bunker	Henry	McGeehan	Streibel
DeGroot	Hensrud	Mertens	Strinden
Dick	Hentges	Miller, E.	Thorsgard
Dornacker	Hickle	Mushik	Ulvedal
Dotzenrod	Hildebrand	Olienyk	Wagner
Eagles	Hoffner	Opedahl	Walsh
Erickson, K.	Jacobson	Peterson, R.	Weber
Erickson, W.	Johnson, H.	Raymond	White
Fleming	Johnson, K.	Reimers	Wilkie
Gerl	Kieffer	Rice	Winge
Glaspey	Knudson	Rivinius	Mr. Speaker

Those voting in the negative were:

Atkinson	Halcrow	Livingston	Peterson, J.
Boustead	Hausauer, A.	Metzger	Raile
Brekke	Henning	Meyer	Rundle
DeKrey	Jenkins	Miedema	Sandness
Gackle	Kingsbury	Miller, B.	Stoltenow
Ganser	Larson, G.	Moore	Tweten
Gengler	Laughlin	Murphy	Welder
Gronneberg	Lee	Patrick	

Absent and not voting:

Giffey	Herman	Hilleboe
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So the bill passed and the title was agreed to.

Rep. Streibel moved the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FOURTEENTH DAY

Bismarck, January 20, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Norman Dukert, St. Joseph's Catholic Church, Mandan.

Roll was called, and all members were present except Reps. Giffey and Herman.

A quorum was declared by the Speaker.

REVISIONS AND CORRECTIONS

Mr. Speaker: Your Committee on Revisions and Corrections of the Journal has carefully examined the Journal of the Twelfth Day After Recess and Thirteenth Day, and recommends that the same be corrected as follows:

Delete line 54, and insert: "Delete all of line 22" in lieu thereof.

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Livingston moved that the report be adopted, which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1052 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Dornacker moved that the amendments to House Bill No.

1174 as recommended by the Committee on Finance and Taxation as printed on page 222 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1131. A Bill for an Act to amend and reenact sections 32-18-02, 32-18-04, and 32-18-05 of the North Dakota Century Code, relating to the period of redemption allowed a defaulting purchaser under a contract for deed or similar instrument.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Halcrow	Laughlin	Reimers
Atkinson	Haman	Lee	Rice
Austin	Haugland	Linderman	Rocheleau
Backes	Hausauer, A.	Livingston	Roflsrud
Berg	Hausauer, R.	Lundene	Rundle
Boustead	Henning	McGauvran	Sandness
Boyum	Henry	McGeehan	Shablow
Brekke	Hensrud	Mertens	Solberg
Bunker	Hentges	Metzger	Stone
DeGroot	Hickle	Meyer	Streibel
DeKrey	Hildebrand	Miedema	Strinden
Dotzenrod	Hilleboe	Miller, B.	Thorsgard
Eagles	Hoffner	Miller, E.	Tweten
Erickson, K.	Jacobson	Moore	Ulvedal
Erickson, W.	Jenkins	Murphy	Wagner
Fleming	Johnson, H.	Mushik	Walsh
Gackle	Johnson, K.	Olienyk	Weber
Ganser	Kieffer	Opedahl	Welder
Gengler	Kingsbury	Patrick	White
Glaspay	Knudson	Peterson, J.	Wilkie
Grant	Lang	Peterson, R.	Winge
Gronneberg	Larson, G.	Raile	Mr. Speaker
Gunderson	Larson, L.	Raymond	

Those voting in the negative were:

Dornacker	Gerl	Stoltenow
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Absent and not voting:

Dick	Giffey	Herman	Rivinius
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So the bill passed and the title was agreed to.

House Bill No. 1144. A Bill for an Act to amend and reenact sections 54-03-10, 54-03-20, 54-03-20.1, and 54-35-10 of the North Dakota Century Code, relating to compensation and mileage reimbursement for members and officers of the legislative assembly, and declaring an emergency.

Which was read.

Rep. Hoffner requested that his remarks be printed in the Journal on House Bill No. 1144.

Rep. Hoffner:

"Mr. Speaker: I would like to commend the Compensation Commission and Mr. Rouzie. This is a commission made up of citizens, not legislators.

"We have heard so much about improving state Government.

"I am sure all of you are interested in improving the legislature.

"In order to improve and strengthen the states so they can play a greater role in the Federal system, we need to strengthen the legislature.

"In order to have a strong legislature it has to be a representative legislature, a legislature that makes it possible for all segments of our population 'regardless of economic status' to serve.

"Let's not think of how this bill will affect you here today, rather how will it affect future legislatures.

"Many of the proposals that have been approved by the Legislature have been rejected by the people in referendums by big margins. I feel, part of the reason for rejecting these proposals is because people have felt they were not truly represented in the legislature.

"I'm sure all of you here realize the massive and important job we have.

"The people of North Dakota do not want a legislature made up of only those that can afford to serve and those that are willing to make the sacrifice.

"For these reasons I feel that this bill No. 1144 we have before us is a move to strengthen our legislature."

Rep. Halcrow asked to be excused from voting on House Bill No. 1144 because of a personal interest.

Rep. Lundene moved that Rep. Halcrow be allowed to vote on House Bill No. 1144, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 65; nays, 31; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Hausauer, R.	Lundene	Rocheleau
Atkinson	Henry	McGeehan	Rolfsrud
Austin	Hensrud	Mertens	Sandness
Backes	Hentges	Metzger	Shablow
Boustead	Hildebrand	Miedema	Solberg
Bunker	Hilleboe	Miller, B.	Stone
DeGroot	Hoffner	Miller, E.	Streibel
Dick	Jacobson	Mushik	Strinden
Dornacker	Johnson, H.	Olienyk	Tweten
Eagles	Kieffer	Opedahl	Ulvedal
Erickson, K.	Knudson	Patrick	Wagner
Erickson, W.	Lang	Peterson, J.	Walsh
Gengler	Larson, G.	Peterson, R.	Weber
Gerl	Larson, L.	Raymond	White
Grant	Lee	Reimers	Wilkie
Haman	Linderman	Rivinius	Mr. Speaker
Haugland			

Those voting in the negative were:

Berg	Glaspey	Johnson, K.	Raile
Boyum	Gronneberg	Kingsbury	Rice
Brekke	Gunderson	Laughlin	Rundle
DeKrey	Halcrow	Livingston	Stoltenow
Dotzenrod	Hausauer, A.	McGauvran	Thorsgard
Fleming	Henning	Meyer	Welder
Gackle	Hickle	Moore	Winge
Ganser	Jenkins	Murphy	

Absent and not voting:

Giffey	Herman
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So the bill passed and the title was agreed to, but the emergency clause failed.

House Bill No. 1156. A Bill for an Act to create and enact subsection 12 of section 43-15-10 of the North Dakota Century Code, relating to powers of the state board of pharmacy.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 54; nays, 42; absent and not voting, 2.

Those voting in the affirmative were:

Austin	Glaspay	Lang	Rivinius
Backes	Grant	Larson, G.	Rocheleau
Bunker	Gronneberg	Larson, L.	Rolfsrud
DeGroot	Gunderson	Laughlin	Solberg
DeKrey	Haman	Lee	Stone
Dick	Haugland	Linderman	Streibel
Dornacker	Hausauer, R.	Livingston	Tweten
Dotzenrod	Hentges	Lundene	Ulvedal
Eagles	Hilleboe	McGeehan	Wagner
Erickson, W.	Hoffner	Meyer	Walsh
Fleming	Jacobson	Miller, B.	Weber
Gackle	Johnson, H.	Olienyk	Winge
Ganser	Kieffer	Patrick	Mr. Speaker
Gengler	Knudson		

Those voting in the negative were:

Atkinson	Henry	Miller, E.	Rice
Anderson	Hensrud	Moore	Rundle
Berg	Hickle	Murphy	Sandness
Boustead	Hildebrand	Mushik	Shablow
Boyum	Jenkins	Opedahl	Stoltenow
Brekke	Johnson, K.	Peterson, J.	Strinden
Erickson, K.	Kingsbury	Peterson, R.	Thorsgard
Gerl	McGauvran	Raile	Welder
Halcrow	Mertens	Raymond	White
Hausauer, A.	Metzger	Reimers	Wilkie
Henning	Miedema		

Absent and not voting:

Giffey	Herman
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So the bill passed and the title was agreed to.

House Bill No. 1165. A Bill for an Act authorizing the state of North Dakota acting by the North Dakota employment security bureau to sell and convey lots twenty-two, twenty-three, and twenty-four in block fifty-two, original plat of the city of Bismarck, Burleigh County, State of North Dakota, according to the plat thereof on file and of record in the office of the register of deeds of said county and state and recorded in book "A" of plats in Burleigh County, North Dakota.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Backes	Haman	Linderman	Rocheleau
Berg	Haugland	Livingston	Rolfsrud
Boustead	Hausauer, A.	Lundene	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dornacker	Hildebrand	Miller, B.	Strinden
Dotzenrod	Hilleboe	Miller, E.	Thorsgard

Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Murphy	Ulvedal
Erickson, W.	Jenkins	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	Welder
Gengler	Kingsbury	Peterson, J.	White
Gerl	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker

Absent and not voting:

Giffey Herman

So the bill passed and the title was agreed to.

House Bill No. 1173. A Bill for an Act to amend and reenact sections 1 and 2 of chapter 408 of the 1969 Session Laws of North Dakota, relating to authorization of the sale and transfer of certain real property owned by the state for the benefit of the state penitentiary.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Raymond
Austin	Halcrow	Laughlin	Reimers
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfstrud
Boyum	Hausauer, R.	Lundene	Shablow
Brekke	Henning	McGauvran	Solberg
Bunker	Henry	McGeehan	Stoltenow
DeGroot	Hensrud	Mertens	Stone
Dick	Hentges	Metzger	Streibel
Dornacker	Hickle	Meyer	Strinden
Dotzenrod	Hildebrand	Miedema	Thorsgard
Eagles	Hilleboe	Miller, B.	Tweten
Erickson, K.	Hoffner	Miller, E.	Ulvedal
Erickson, W.	Jacobson	Moore	Wagner
Fleming	Jenkins	Murphy	Walsh
Gackle	Johnson, H.	Mushik	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Glaspey	Knudson	Peterson, R.	Winge
Grant	Lang	Raile	Mr. Speaker
Gronneberg	Larson, G.		

Those voting in the negative were:

DeKrey Rice Rundle Sandness

Olienyk

Absent and not voting:

Atkinson Giffey Herman

So the bill passed and the title was agreed to.

House Bill No. 1196. A Bill for an Act to amend and reenact section 28-21-06 of the North Dakota Century Code, relating to the issue and contents of execution.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rice
Atkinson	Halcrow	Lee	Rivinius
Austin	Haman	Linderman	Rocheleau
Backes	Haugland	Livingston	Rolfsrud
Boustead	Hausauer, A.	Lundene	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dornacker	Hildebrand	Miller, B.	Strinden
Dotzenrod	Hilleboe	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Murphy	Ulvedal
Erickson, W.	Jenkins	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	Welder
Gengler	Kingsbury	Peterson, J.	White
Gerl	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker
Gronneberg	Larson, L.	Reimers	

Absent and not voting:

Berg	Giffey	Herman
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So the bill passed and the title was agreed to.

RECOGNITION

Rep. Atkinson announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Eugene Dahl, and Rep. Dahl was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1197. A Bill for an Act to amend and reenact section 28-21-07 of the North Dakota Century Code, relating to the time of return of executions.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Backes	Haman	Linderman	Rocheleau
Berg	Haugland	Livingston	Rolfsrud
Boustead	Hausauer, A.	Lundene	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dornacker	Hildebrand	Miller, B.	Thorsgard
Dotzenrod	Hilleboe	Miller, E.	Tweten
Eagles	Hoffner	Moore	Ulvedal
Erickson, K.	Jacobson	Murphy	Wagner
Erickson, W.	Jenkins	Mushik	Walsh
Fleming	Johnson, H.	Olienyk	Weber
Gackle	Johnson, K.	Opedahl	Welder
Ganser	Kieffer	Patrick	White

Gengler	Kingsbury	Peterson, J.	Wilkie
Gerl	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant	Larson, G.		

Absent and not voting:

Giffey	Herman	Raymond	Strinden
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So the bill passed and the title was agreed to.

House Bill No. 1198. A Bill for an Act to amend and reenact section 54-46-08 of the North Dakota Century Code, providing for the disposal of records, and to repeal section 46-04-20 of the North Dakota Century Code, relating to the destruction of public records.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rice
Atkinson	Halcrow	Lee	Rivinius
Austin	Haman	Linderman	Rocheleau
Berg	Haugland	Livingston	Rolfstrud
Boustead	Hausauer, A.	Lundene	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dornacker	Hildebrand	Miller, B.	Strinden
Dotzenrod	Hilleboe	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Murphy	Ulvedal
Erickson, W.	Jenkins	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahi	Weber
Ganser	Kieffer	Patrick	Welder
Gengler	Kingsbury	Peterson, J.	White
Gerl	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker
Gronneberg	Larson, L.		

Absent and not voting:

Backes	Giffey	Herman	Reimers
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So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 2037. A Bill for an Act to authorize the board of university and school lands to charge fees, and to repeal section 15-02-10 of the North Dakota Century Code.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Backes	Haman	Linderman	Rocheleau
Berg	Haugland	Livingston	Rolfstrud
Boustead	Hausauer, A.	Lundene	Rundle

Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dornacker	Hildebrand	Miller, B.	Strinden
Dotzenrod	Hilleboe	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Murphy	Ulvedal
Erickson, W.	Jenkins	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	Welder
Gengler	Kingsbury	Peterson, J.	White
Gerl.	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker

Absent and not voting:

Giffey Herman

So the bill passed and the title was agreed to.

MOTIONS

Rep. Gackle moved that the House reconsider the action by which the emergency clause on House Bill No. 1144 failed to carry for want of a two-thirds majority, which motion prevailed.

Rep. Streibel moved that House Bill No. 1144 be placed on Second Reading and Final Passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1144. A Bill for an Act to amend and reenact sections 54-03-10, 54-03-20, 54-03-20.1, and 54-35-10 of the North Dakota Century Code, relating to compensation and mileage reimbursement for members and officers of the legislative assembly, and declaring an emergency.

Which was read.

Rep. Halcrow requested that he be excused from voting because of a personal interest.

Rep. Lundene moved that Rep. Halcrow be allowed to vote, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 73; nays, 23; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Linderman	Rivinius
Atkinson	Haman	Lundene	Rocheleau
Austin	Haugland	McGauvran	Rofsrud
Backes	Hausauer, R.	McGeehan	Sandness
Berg	Henry	Mertens	Shablow
Boustead	Hensrud	Metzger	Solberg
Boyum	Hentges	Miedema	Stone
Brekke	Hildebrand	Miller, B.	Streibel
Bunker	Hilleboe	Miller, E.	Strinden
DeGroot	Hoffner	Mushik	Tweten
Dick	Jacobson	Olienyk	Ulvedal
Dornacker	Johnson, H.	Opedahl	Wagner
Dotzenrod	Kieffer	Patrick	Walsh
Eagles	Knudson	Peterson, J.	Weber
Erickson, K.	Lang	Peterson, R.	White
Erickson, W.	Larson, G.	Raymond	Wilkie
Ganser	Larson, L.	Reimers	Winge

Gengler	Lee	Rice	Mr. Speaker
Gerl			

Those voting in the negative were:

DeKrey	Halcrow	Kingsbury	Raile
Fleming	Hausauer, A.	Laughlin	Rundle
Gackle	Henning	Livingston	Stoltenow
Glaspay	Hickle	Meyer	Thorsgard
Gronneberg	Jenkins	Moore	Welder
Gunderson	Johnson, K.	Murphy	

Absent and not voting:

Giffey	Herman
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Rep. Streibel moved that the vote by which House Bill No. 1144 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Rep. Streibel requested that House Bill No. 1144 be messaged to the Senate immediately, and it was so ordered by the Speaker.

Rep. Halcrow requested that the record show in regard to the vote on House Bill No. 1144, the members may have followed a precedent in voting on such a measure, but did so in violation of House Rule No. 25.

SECOND READING OF SENATE BILLS

Senate Bill No. 2077. A Bill for an Act to amend and reenact sections 37-10-03, 37-10-03.1, 37-10-03.2, 37-10-03.3, 37-10-03.4, 37-10-04, and 37-10-06 of the North Dakota Century Code, relating to the administration of armories; and to repeal section 37-10-02 of the North Dakota Century Code, relating to the board of armory supervisors.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Peterson, R.
Atkinson	Gunderson	Larson, L.	Raile
Austin	Halcrow	Laughlin	Raymond
Backes	Haman	Lee	Rice
Berg	Haugland	Linderman	Rivinius
Boyum	Hausauer, A.	Livingston	Rocheleau
Brekke	Hausauer, R.	Lundene	Rolfsrud
Bunker	Henning	McGauvran	Rundle
DeGroot	Henry	McGeehan	Sandness
DeKrey	Hensrud	Mertens	Shablow
Dick	Hentges	Metzger	Solberg
Dornacker	Hickle	Meyer	Stoltenow
Dotzenrod	Hildebrand	Miedema	Stone
Eagles	Hilleboe	Miller, B.	Streibel
Erickson, K.	Hoffner	Miller, E.	Strinden
Erickson, W.	Jacobson	Moore	Thorsgard
Fleming	Jenkins	Murphy	Tweten
Gackle	Johnson, H.	Mushik	Walsh
Ganser	Johnson, K.	Olienyk	Weber
Gengler	Kieffer	Opedahl	Welder
Gerl	Kingsbury	Patrick	Wilkie
Glaspay	Knudson	Peterson, J.	Winge
Grant	Lang		

Absent and not voting:

Boustead	Herman	Ulvedal	White
Giffey	Reimers	Wagner	Mr. Speaker

So the bill passed and the title was agreed to.

Senate Bill No. 2078. A Bill for an Act to amend and reenact sections 53-01-02, 53-01-03, 53-01-07, 53-01-08, 53-01-09, 53-01-10, 53-01-11, 53-01-12, 53-01-14, 53-01-15, 53-01-16, and 53-01-19 of the North Dakota Century Code, relating to the state athletic commission and to provide that the secretary of state shall serve as state athletic commissioner; and to repeal sections 53-01-01, 53-01-04, 53-01-05, and 53-01-06 of the North Dakota Century Code, relating to the state athletic commission.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Raymond
Atkinson	Gunderson	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfsrud
Boustead	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
Bunker	Hensrud	Mertens	Solberg
DeGroot	Hentges	Metzger	Stoltenow
DeKrey	Hickle	Meyer	Stone
Dick	Hildebrand	Miedema	Streibel
Dornacker	Hilleboe	Miller, B.	Strinden
Dotzenrod	Hoffner	Miller, E.	Thorsgard
Eagles	Jacobson	Moore	Tweten
Erickson, K.	Jenkins	Murphy	Ulvedal
Erickson, W.	Johnson, H.	Mushik	Wagner
Fleming	Johnson, K.	Olienyk	Walsh
Gackle	Kieffer	Opedahl	Weber
Ganser	Kingsbury	Patrick	Welder
Gerl	Knudson	Peterson, J.	Wilkie
Glaspay	Lang	Peterson, R.	Winge
Grant	Larson, G.	Raile	Mr. Speaker

Those voting in the negative were:

Halcrow

Absent and not voting:

Gengler	Herman	Reimers	White
Giffey			

So the bill passed and the title was agreed to.

Senate Bill No. 2079. A Bill for an Act to repeal section 37-17-04 of the 1969 Supplement to the North Dakota Century Code, relating to the civil defense advisory council.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Rice
Atkinson	Halcrow	Laughlin	Rivinius
Austin	Haman	Linderman	Rocheleau
Backes	Haugland	Livingston	Rolfsrud
Berg	Hausauer, A.	Lundene	Rundle
Boustead	Hausauer, R.	McGauvran	Sandness
Boyum	Henning	McGeehan	Shablow
Brekke	Henry	Mertens	Solberg
Bunker	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Hickle	Miedema	Streibel

Dornacker	Hildebrand	Miller, B.	Strinden
Dotzenrod	Hilleboe	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Murphy	Ulvedal
Erickson, W.	Jenkins	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	Wilkie
Glaspey	Knudson	Peterson, R.	Winge
Grant	Lang	Raile	Mr. Speaker
Gronneberg	Larson, G.	Raymond	

Absent and not voting:

DeGroot	Giffey	Lee	White
Gengler	Herman	Reimers	

So the bill passed and the title was agreed to.

Senate Bill No. 2086. A Bill for an Act to repeal section 55-08-02 of the North Dakota Century Code, relating to the state park advisory council.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Rice
Atkinson	Halcrow	Laughlin	Rivinius
Austin	Haman	Linderman	Rocheleau
Backes	Haugland	Livingston	Rolfsrud
Berg	Hausauer, A.	Lundene	Rundle
Boustead	Hausauer, R.	McGauvran	Sandness
Boyum	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dornacker	Hildebrand	Miller, B.	Strinden
Dotzenrod	Hilleboe	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Murphy	Ulvedal
Erickson, W.	Jenkins	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	White
Glaspey	Knudson	Peterson, R.	Wilkie
Grant	Lang	Raile	Winge
Gronneberg	Larson, G.	Raymond	Mr. Speaker

Absent and not voting:

Brekke	Giffey	Lee	Reimers
Gengler	Herman		

So the bill passed and the title was agreed to.

Senate Bill No. 2096. A Bill for an Act to amend and reenact section 27-06-02 of the North Dakota Century Code, relating to the prorating of salaries of court reporters among the counties of the judicial districts on the basis of population.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 9; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Gunderson	Laughlin	Raymond
Austin	Halcrow	Lee	Reimers
Backes	Haman	Linderman	Rice
Berg	Haugland	Livingston	Rivinius
Boustead	Hausauer, A.	Lundene	Rocheleau
Boyum	Hausauer, R.	McGauvran	Rolfsrud
Brekke	Henning	McGeehan	Sandness
Bunker	Hensrud	Mertens	Shablow
DeGroot	Hentges	Metzger	Stone
DeKrey	Hickle	Meyer	Streibel
Dick	Hildebrand	Miedema	Strinden
Dotzenrod	Hilleboe	Miller, B.	Thorsgard
Eagles	Hoffner	Miller, E.	Twetén
Erickson, K.	Jenkins	Moore	Ulvedal
Erickson, W.	Johnson, H.	Murphy	Wagner
Fleming	Johnson, K.	Mushik	Walsh
Ganser	Kieffer	Olienyk	Weber
Gengler	Kingsbury	Opedahl	Welder
Gerl	Knudson	Patrick	White
Glaspay	Lang	Peterson, J.	Winge
Grant	Larson, G.	Peterson, R.	Mr. Speaker
Gronneberg	Larson, L.	Raile	

Those voting in the negative were:

Anderson	Henry	Rundle	Stoltenow
Dornacker	Jacobson	Solberg	Wilkie
Gackle			

Absent and not voting:

Giffey	Herman
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So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

House Chamber

Bismarck, January 20, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1008
 House Bill No. 1017
 House Bill No. 1110
 House Bill No. 1143
 House Bill No. 1151

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, January 20, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1144

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, January 20, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1050
 House Bill No. 1051

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, January 20, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2127
 Senate Bill No. 2155
 Senate Bill No. 2157
 Senate Bill No. 2161
 Senate Bill No. 2167

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House be on the Ninth Order of Business, and at the conclusion of the Ninth Order the House be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order of Business the House stand recessed until 1:15 p.m., Thursday, January 21, 1971, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. DeGroot introduced:

House Bill No. 1274. A Bill for an Act to create and enact a new section to chapter 2-06 of the North Dakota Century Code, relating to airport operation, contracts for airport facilities, landing fees and service concessions.

Was read the first time and referred to the committee on Transportation.

Rep. Boyum introduced:

House Bill No. 1275. A Bill for an Act to amend and reenact section 39-12-06 of the North Dakota Century code, relating to extended loads on motor vehicles and excluding back hoe operators from limitations.

Was read the first time and referred to the committee on Transportation.

Reps. Hensrud and DeGroot introduced:

House Bill No. 1276. A Bill for an Act to create and enact subsection 6 of section 49-18-02 of the North Dakota Century Code, relating to exemption from regulation of the transportation, for hire, of agricultural commodities.

Was read the first time and referred to the committee on Transportation.

Rep. Dornacker introduced:

House Bill No. 1277. A Bill for an Act to place a two-year freeze on the assessed valuations of real property.

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

Reps. Lundene, Dick, Gronneberg and Henry introduced:

House Bill No. 1278. A Bill for an Act making an appropriation for special studies of the effects of air quality in North Dakota

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

Rep. Boustead introduced:

House Bill No. 1279. A Bill for an Act to amend and reenact section 39-17-08 of the North Dakota Century Code, relating to judgments paid by the unsatisfied judgment fund and assigned to the state of North Dakota.

Was read the first time and referred to the committee on Transportation.

Rep. Anderson introduced:

House Bill No. 1280. A Bill for an Act to amend and reenact subsection 59 of section 40-05-01 of the North Dakota Century Code, relating to the powers of municipalities to participate with the federal government on public works projects.

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

Rep. Boyum introduced:

House Bill No. 1281. A Bill for an Act to amend and reenact section 57-50-11.1 of the North Dakota Century Code, relating to assignment of motor fuel tax by persons holding designated permits.

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

Rep. Weber introduced:

House Bill No. 1282. A Bill for an Act to amend and reenact subsection 5 of section 65-01-02 of the North Dakota Century Code, relating to workmen's compensation coverage for township officials and employees.

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

Reps. Miedema and Livingston introduced:

House Bill No. 1283. A Bill for an Act to amend and reenact sections 29-06-15 and 29-06-16 of the North Dakota Century Code, relating to arrest without a warrant and arrest at night without a warrant.

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

Reps. Hoffner and Streibel introduced:

House Bill No. 1284. A Bill for an Act to limit paid political advertising to forty-five days prior to a primary or general election, and providing a penalty.

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

Reps. Opedahl and Jacobson introduced:

House Bill No. 1285. A Bill for an Act to repeal section 15-28-11 of the North Dakota Century Code, concerning publication of school board proceedings.

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

Reps. Opedahl, Jacobson, R. Peterson, Meyer and Hickie introduced:

House Bill No. 1286. A Bill for an Act to amend and reenact section 40-38-01 of the North Dakota Century Code, relating to the dissolution of public libraries.

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

Reps. Shablow, McGauvran, Rundle and Hensrud introduced:

House Bill No. 1287. A Bill for an Act relating to legal jeopardy in cases of self-defense or in aid of another in certain cases.

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

Reps. Metzger, Raymond and J. Peterson introduced:

House Bill No. 1288. A Bill for an Act to create and enact Sections 43-07-20, 43-07-21 and 43-07-22, relating to employment of North Dakota residents for work performed under public contracts, providing a penalty, and establishing responsibility for enforcement of the act.

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

Reps. Boustead and Bunker introduced:

House Bill No. 1289. A Bill for an Act to create a North Dakota insurance guaranty association.

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

Reps. Hentges, Backes and Olienyk introduced:

House Bill No. 1290. A Bill for Act to create and enact sections 5-01-08.1 and 5-01-08.2 of the North Dakota Century Code, and to amend and reenact sections 5-01-09 and 5-02-06 of the North Dakota Century Code, relating to misrepresentation of age in procuring alcoholic beverages.

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

Rep. Moore introduced:

House Bill No. 1291. A Bill for an Act to create and enact section 39-08-04.1, and to repeal section 32-03-40 of the North Dakota Century Code, providing for immunity from liability for the good faith rendering of emergency care at the scene of an accident.

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

Rep. Dornacker introduced:

House Bill No. 1292. A Bill for an Act to amend and reenact section 11-10.1-01 of the North Dakota Century Code, relating to the appointment of county directors of tax equalization.

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

Rep. Dornacker introduced:

House Bill No. 1293. A Bill for an Act to amend and reenact section 24-05-04 of the North Dakota Century Code, relating to the advertisement of bids by counties for the purchase and rental of heavy equipment.

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

Rep. Dornacker introduced:

House Bill No. 1294. A Bill for an Act to amend and reenact subsection 1 of section 26-01-11 of the North Dakota Century Code, relating to the collection of premium tax on certain insurance companies.

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

Rep. Dornacker introduced:

House Bill No. 1295. A Bill for an Act to amend and reenact sections 26-24-09 and 26-24-10 of the North Dakota Century Code, relating to insurance of state buildings and the determination of the replacement cost thereof.

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

Reps. Dornacker, Haugland and Solberg introduced:

House Bill No. 1296. A Bill for an Act to create and enact subsection 5 of section 19-03-10 of the North Dakota Century Code, and to amend and reenact section 19-03-02 of the North Dakota Century Code, relating to the sale of narcotic drugs by apothecaries, and providing a penalty.

Was read the first time and referred to the committee on Social Welfare.

Reps. Eagles and Strinden introduced:

House Bill No. 1297. A Bill for an Act to amend and reenact subsection 2 of section 40-06.1-06 of the North Dakota Century Code, to authorize home rule cities to levy and collect income and sales taxes, to provide for the administration of such taxes by the state tax commissioner, and to provide for the remittance of such revenue back to the cities.

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

Reps. Tweten and Gunderson introduced:

House Bill No. 1298. A Bill for an Act to create and enact section 16-11-12.1 of the North Dakota Century Code, relating to the posting of a notice that ballots must be stamped and initialed, and to amend and reenact sections 16-04-11 and 16-06-04 of the North Dakota Century Code, relating to the duties of the secretary of state regarding elections.

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

Reps. Bunker, Hoffner, Streibel, Strinden and Weber introduced:

House Bill No. 1299. A Bill for an Act to create and enact title 17 of the North Dakota Century Code, relating to certain consumer and other credit transactions and constituting the uniform consumer credit code; consolidating and revising certain aspects of the law relating to consumer and other loans, consumer and other sales of goods, services and interests in land, and consumer leases; revising the law relating to usury; regulating certain practices relating to insurance in consumer credit transactions; providing for administrative regulation of certain consumer credit transactions; making uniform the law with respect thereto; and repealing inconsistent legislation; to amend and reenact sections 6-01-01, relating to the authority of the commissioner of banking and financial institutions; 6-03-62, relating to interest on loans of a state banking association; 6-09-12, relating to the fixing of rates of interest by the industrial commission; 7-04-17, relating to the repayment of loans of a building and loan association; 28-22-14, relating to the exemption of property from execution; 28-25-11, relating to the exemption of earnings from execution; 32-09-01, relating to the right of a creditor to proceed by garnishment; 32-09-02, relating to the exemption of wages from garnishment; 32-09-03, relating to notice before garnishment of wages; 41-09-16, relating to the priority of statutes in case of conflict; 47-14-01, relating to the definition of a loan of money; 47-14-05, relating to the rate of interest on legal indebtedness in the absence of contract; 47-14-06, relating to an annual rate when period not specified; and 47-14-08, relating to the deduction of interest in advance on a loan; to repeal sections 6-06-18, 7-02-04, 47-14-09, 47-14-10, and 47-14-11, and chapters 13-03, 13-04, 51-13, 51-14, and 51-15, of the North Dakota Century Code; providing a penalty; providing for an appropriation; and declaring an emergency.

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

Reps. Henry, Sandness, Haugland, Boyum and Hoffner introduced:

House Bill No. 1300. A Bill for an Act to create and enact subsection 4 of section 61-05-01 of the North Dakota Century Code, and to amend and reenact sections 61-05-13, 61-06-01, 61-06-10, 61-06-17, 61-06-18, 61-07-24, 61-07-31, 61-08-02, 61-08-03, 61-09-01, 61-09-06, 61-10-25, 61-10-28, 61-10-29, 61-10-31, 61-10-33, 61-10-36, 61-10-38, 61-11-02, and 61-11-04 of the North Dakota Century Code, relating to irrigation district procedures.

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

Reps. Mushik and Gengler introduced:

House Bill No. 1301. A Bill for an Act to amend and reenact section 15-28-02 of the North Dakota Century Code as amended by section 13 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to rural members of school boards.

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

Reps. W. Erickson, Wilkie and Grant introduced:

House Bill No. 1302. A Bill for an Act to create and enact a section of chapter 12-41 of the North Dakota Century Code, relating to the confiscation of property used in the commission of an act of vandalism or malicious mischief.

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

Reps. Gackle and Murphy introduced:

House Bill No. 1303. A Bill for an Act repealing sections 36-15-20 and 36-15-21 of the North Dakota Century Code, relating to the brucellosis vaccination of calves.

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

Reps. Hilleboe, Rundle, Hentges, W. Erickson and Rivinius introduced:

House Bill No. 1304. A Bill for an Act to amend and reenact section 12-51-04 of the North Dakota Century Code, relating to housing and feeding of inmates at the state farm.

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

Reps. Streibel and Hoffner introduced:

House Bill No. 1305. A Bill for an Act to amend and reenact section 54-03-04 of the North Dakota Century Code, relating to the officers of the senate and of the house of representatives, and to the maintenance of legislative organization in the event a special legislative session is called.

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

Reps. Streibel and Hoffner introduced:

House Bill No. 1306. A Bill for an Act to amend and reenact sections 54-04-01, 54-04-03, and 54-04-04 of the North Dakota Century Code, relating to the enrolling and engrossing of legislative measures and the employment of an enroller and engrosser; and to repeal section 54-04-02 of the North Dakota Century Code, relating to regulations governing enrolling and engrossing.

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

Reps. Olienyk and White introduced:

House Bill No. 1307. A Bill for an Act to create and enact subdivision c of subsection 5 of section 19-02.1-10 of the North Dakota Century Code relating to the misbranding of foods.

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

Rep. Lundene introduced:

House Bill No. 1308. A Bill for an Act to repeal section 35-05-01 of the North Dakota Century Code, relating to security interests in crops.

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

Reps. DeKrey and Gackle introduced:

House Bill No. 1309. A Bill for an Act imposing a real estate transfer tax, providing for a method of collection, a statement specifying the value of the real estate, disposition of proceeds, duties of the tax department, exemptions, and providing a penalty.

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

Reps. Strinden, Haugland, J. Peterson and White introduced:

House Bill No. 1310. A Bill for an Act making an appropriation

to the division of vocational rehabilitation to provide a fee for service for handicapped persons while attending licensed workshops.

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

**FIRST READING OF SENATE BILLS
AND A SENATE CONCURRENT RESOLUTION**

Senate Bill No. 2049. A Bill for an Act to amend and reenact sections 57-35-06 and 57-35.1-02 of the North Dakota Century Code, relating to the taxation of banks, trust companies, and building and loan associations, and to repeal subsection 19 of section 57-39.2-04 of the North Dakota Century Code, to remove the exemption from the sales tax for banks.

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

Senate Bill No. 2087. A Bill for an Act to provide that the state department of health shall be responsible for rabies control; and to repeal chapter 23-22 of the North Dakota Century Code, relating to the rabies control committee.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 2100. A Bill for an Act to authorize a levy by counties and cities for programs and activities for older persons, to provide elections for authorizing or removing the levy, and to require contracts with the governing bodies of such counties and cities.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 2106. A Bill for an Act to create and enact section levy of one-half mill for an alcoholism prevention program, and providing for elections to impose or remove the levy.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 2126. A Bill for an Act to create and enact seven additional subsections to section 19-18-02, paragraph 8 of subdivision b of subsection 20 of section 19-18-02, and section 19-18-06.1 of the North Dakota Century Code, and to amend and reenact subsections 1, 2, and 11 of section 19-18-02, sections 19-18-03 and 19-18-04, subsection 2 of section 19-18-05, and section 19-18-11 of the North Dakota Century Code, relating to the regulation of the distribution, sale, and labeling of economic poisons, and cooperation with the federal government.

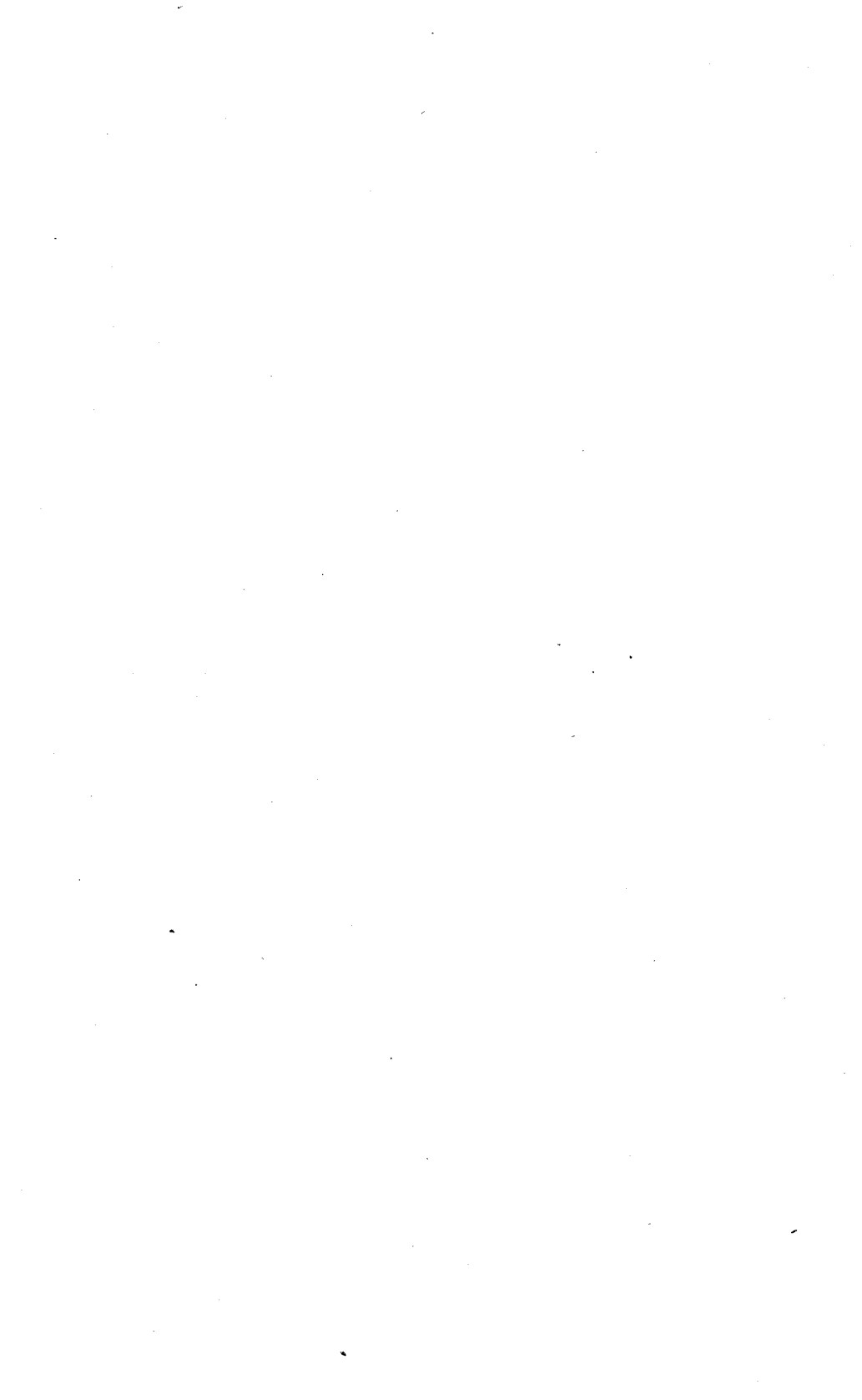
Which was read the first time and referred to the Committee on Agriculture.

Senate Concurrent Resolution No. 4010. A Concurrent Resolution urging the United States Department of Agriculture, the United States Department of Commerce and the United States Department of Transportation to assist and encourage further experimentation to determine the feasibility of using grain alcohol in motor vehicle fuels.

Which was read the first time and referred to the Committee on Agriculture.

The House stood recessed pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk



FOURTEENTH DAY AFTER RECESS
AND FIFTEENTH DAY

Bismarck, January 21, 1971

The House reconvened at 1:15 p.m., pursuant to recess taken, with Speaker Bier presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following reports:

House Bill No. 1009

House Bill No. 1115

House Bill No. 1174

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed, and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Rundle moved that the amendments to House Bill No. 1077 as recommended by the Committee on Political Subdivisions as printed on page 238 of the House Journal be adopted.

Rep. Rundle moved that the House dispense with the reading of the amendments to House Bill No. 1077, which motion prevailed.

The question then was on the motion of Rep. Rundle to adopt the amendments to House Bill No. 1077, which motion prevailed.

MOTIONS

Rep. Grant moved that House Bill No. 1127 be returned to the House from the Committee on Transportation, which motion prevailed.

Rep. Grant requested permission to withdraw House Bill No. 1127. There being no objection, it was so ordered by the Speaker.

Rep. Weber moved that the House reconsider the action by which House Bill No. 1142 was passed, which motion prevailed.

Rep. Thorsgard moved that House Bill No. 1142 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

Rep. Strinden moved that House Bill No. 1077 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Knudson moved that the amendments to House Bill No. 1099 as recommended by the Committee on Education as printed on page 238 of the House Journal be adopted.

Rep. Atkinson moved to dispense with the reading of the amendments to House Bill No. 1099, which motion prevailed.

The question then was on the motion of Rep. Knudson to adopt the amendments to House Bill No. 1099, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1119 as recommended by the Committee on Education as printed on page 239 of the House Journal be adopted.

Rep. Knudson moved to dispense with the reading of the amendments to House Bill No. 1119, which motion prevailed.

The question then was on the motion of Rep. Knudson to adopt the amendments to House Bill No. 1119, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1058 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1066 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 21 delete the triple parentheses before the first "comma" and after the first word "if"

On page 1, also in line 21 delete the following: ". However, if"

On page 1 delete lines 22 through 24

On page 2, delete lines 1 through 8

On page 2 in line 9, delete the following: "provisions of this chapter. If"

On page 2 in line 24, after the triple parentheses insert the following:

"However, if a driver either resident or nonresident involved in such accident purchases a policy of insurance with at least the amount of coverage required by this section and files proof, and satisfies financial responsibility requirements thereof with the commissioner, that driver shall be allowed to retain his license or privilege until such time as the driver has accepted responsibility for the accident or agreed to a settlement of claims arising from the accident or until a court of this state has determined that the driver was negligent or responsible for the accident in whole or in part. If the driver is found negligent or responsible for the accident, in whole or in part, his license or privilege shall be suspended and shall not be returned until the driver complies with the provisions of this chapter."

And renumber the lines and pages accordingly.

And when so amended recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. L. Larson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1138 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1155 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1159 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1162 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1163 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Herman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1195 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1227 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution No. 4009 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Stoltenow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2112 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

Rep. DeKrey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2080 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2084 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Raymond moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Rundle moved that House Bill No. 1139 be returned to the House from the Committee on Political Subdivisions, which motion prevailed.

Rep. Rundle requested permission to withdraw House Bill No. 1139. There being no objection, it was so ordered by the Speaker.

SECOND READING OF HOUSE BILLS

House Bill No. 1009. A Bill for an Act providing an appropriation for paying the expenses of the commissioner of veterans' affairs and the veterans' aid commission.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 96; nays, 2; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raile
Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Reimers
Backes	Halcrow	Laughlin	Rice
Berg	Haman	Lee	Rivinius
Boustead	Haugland	Linderman	Rocheleau
Boyum	Hausauer, A.	Livingston	Rolfstrud
Brekke	Hausauer, R.	Lundene	Rundle
Bunker	Henning	McGauvran	Sandness
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hensrud	Mertens	Stoltenow
Dick	Hentges	Metzger	Stone
Dornacker	Herman	Meyer	Streibel
Dotzenrod	Hickle	Miedema	Strinden
Eagles	Hildebrand	Miller, B.	Thorsgard
Erickson, K.	Hilleboe	Miller, E.	Tweten
Erickson, W.	Hoffner	Moore	Wagner
Fleming	Jacobson	Murphy	Walsh
Gackle	Jenkins	Mushik	Weber
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Johnson, K.	Opedahl	White
Gerl	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, J.	Winge
Glaspey	Knudson	Peterson, R.	Mr. Speaker

Those voting in the negative were:

Shablow Ulvedal

So the bill passed and the title was agreed to.

House Bill No. 1029. A Bill for an Act making an appropriation to meet the extraordinary expenses of law enforcement arising by reason of the location of Indian reservations.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Reimers
Atkinson	Gunderson	Larson, L.	Rice
Austin	Halcrow	Laughlin	Rivinius
Berg	Haman	Lee	Rocheleau
Boustead	Haugland	Linderman	Rolfstrud
Boyum	Hausauer, A.	Livingston	Rundle
Brekke	Hausauer, R.	Lundene	Sandness

Bunker	Henning	McGauvran	Shablow
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hensrud	Mertens	Stoltenow
Dick	Hentges	Metzger	Stone
Dornacker	Herman	Meyer	Streibel
Dotzenrod	Hickle	Miedema	Strinden
Eagles	Hildebrand	Miller, B.	Thorsgard
Erickson, K.	Hilleboe	Miller, E.	Tweten
Erickson, W.	Hoffner	Moore	Ulvedal
Fleming	Jacobson	Mushik	Wagner
Gackle	Jenkins	Olienyk	Walsh
Ganser	Johnson, H.	Opedahl	Weber
Gengler	Johnson, K.	Patrick	Welder
Gerl	Kieffer	Peterson, J.	White
Giffey	Kingsbury	Peterson, R.	Wilkie
Glaspey	Knudson	Raile	Winge
Grant	Lang	Raymond	Mr. Speaker

Those voting in the negative were:

Murphy

Absent and not voting:

Backes

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Bier announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Carl Freeman, and Rep. Freeman was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1038. A Bill for an Act to repeal sections 48-05-02 and 48-05-04 of the North Dakota Century Code, relating to the use of native fuel by public institutions.

Which was read.

Rep. Rundle requested that his remarks on House Bill No. 1038 be printed in the Journal:

"Mr. Speaker, Members of the North Dakota House of Representatives, Ladies and Gentlemen:

"If this bill passes, we are serving notice on the people of the world that our lignite coal is no good. It is just as simple as that. If our two largest colleges can't burn lignite, why should we expect others to?"

"This and other legislatures have spent thousands of dollars in trying to promote industry to come into the state and here we have a long established, operating industry and we are doing our best to kill it.

"Lignite coal can be burned more cheaply than natural gas. Lignite coal costs 31¢ per million BTU's. Natural gas costs 65¢ and oil is 77¢.

"The engineers have testified that it costs more to install equipment to burn lignite, but I submit that much of the equipment is already there and in working order. In fact, some of it is less than six years old. When natural gas is burned, a standby fuel is necessary and in this case it would be oil, which costs even more than gas to burn. Furthermore, special equipment is required to burn oil such as huge storage tanks heated with coils, different burners and so on. The lignite industry furnishes 1,000 carloads per year. It takes about eight miners to mine the coal, 11 people to work in plants, and the work of several railroad employees to haul the coal. If this bill passes, there will be more than 30 North Dakotans out of work. Even worse, the gas to be burned would come from Canada. It is estimated that this gas would cost from between \$275,000

and \$323,400 per year. The price of this gas was recently raised 10%. It could happen again any time and North Dakota will have no control over it.

"To sum it up, we will be saying that lignite coal is no good. We will put at least 30 North Dakotans out of work. We will be sending up to \$323,400 of our taxpayers money to Canada. I don't think we can afford to do this and I sincerely urge you to vote NO on this bill.

"Thank you."

Rep. Rolfsrud asked to be excused from voting on House Bill No. 1038 because of a personal interest.

Rep. Weber moved that Rep. Rolfsrud be allowed to vote, which motion prevailed.

Rep. Murphy asked to be excused from voting on House Bill No. 1038 because of a personal interest.

Rep. Strinden moved that Rep. Murphy be allowed to vote on House Bill No. 1038, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 50; nays, 47; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Grant	Kieffer	Stoltenow
Atkinson	Gunderson	Kingsbury	Stone
Berg	Haman	Lang	Streibel
Boustead	Hausauer, A.	Larson, G.	Strinden
Boyum	Hausauer, R.	Larson, L.	Tweten
Bunker	Henning	Meyer	Ulvedal
DeGroot	Hensrud	Miedema	Wagner
Dornacker	Hentges	Moore	Weber
Dotzenrod	Herman	Mushik	Welder
Eagles	Hildebrand	Raymond	White
Erickson, W.	Hilleboe	Reimers	Winge
Ganser	Hoffner	Rivinius	Mr. Speaker
Gerl	Jenkins		

Those voting in the negative were:

Austin	Halcrow	Lundene	Peterson, R.
Backes	Haugland	McGauvran	Raile
Brekke	Henry	McGeehan	Rice
DeKrey	Hickle	Mertens	Rocheleau
Dick	Jacobson	Metzger	Rolfsrud
Erickson, K.	Johnson, H.	Miller, B.	Rundle
Fleming	Johnson, K.	Miller, E.	Shablow
Gackle	Knudson	Murphy	Solberg
Gengler	Laughlin	Olienyk	Thorsgard
Giffey	Lee	Opedah	Walsh
Glaspey	Linderman	Patrick	Wilkie
Gronneberg	Livingston	Peterson, J.	

Absent and not voting:
Sandness

So the bill passed and the title was agreed to.

Rep. Hilleboe moved that the vote by which House Bill No. 1038 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Streibel moved that the rules be suspended, and House Bill No. 1299 not be printed as a bill, but 500 copies be made available to the House from the State Printing and Duplicating Service, which motion prevailed.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTEENTH DAY

Bismarck, January 21, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding. Prayer was offered by Rev. Roger Jespersen, McCabe United Methodist Church, Bismarck.

Roll was called and all members were present except Rep. Sandness.

A quorum was declared by the Speaker.

REVISIONS AND CORRECTIONS

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirteenth Day After Recess and Fourteenth Day, and finds the same to be correct.

REP. STONE, Chairman

Rep. Walsh moved that the report be adopted, which motion prevailed.

MOTION

Rep. Streibel moved that House Bill No. 1115 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

SECOND READING OF HOUSE BILLS AND A HOUSE CONCURRENT RESOLUTION

House Bill No. 1223. A Bill for an Act to create and enact section 64-02-05.1 of the North Dakota Century Code, relating to changing the title of the chief inspector of the department of weights and measures.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Reimers
Austin	Gunderson	Laughlin	Rice
Backes	Halcrow	Lee	Rivinius
Berg	Haman	Linderman	Rocheleau
Boustead	Haugland	Livingston	Rolfsrud
Boyum	Hausauer, A.	Lundene	Rundle
Brekke	Hausauer, R.	McGauvran	Shablow
Bunker	Henning	McGeehan	Solberg
DeGroot	Henry	Mertens	Stoltenow
DeKrey	Hensrud	Metzger	Stone
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miedema	Thorsgard
Dotzenrod	Hickle	Miller, B.	Tweten
Eagles	Hildebrand	Miller, E.	Ulvedal
Erickson, K.	Hilleboe	Moore	Wagner
Erickson, W.	Hoffner	Murphy	Walsh
Fleming	Jacobson	Mushik	Weber
Gackle	Johnson, H.	Olienyk	Welder
Ganser	Johnson, K.	Opedahl	White
Gengler	Kieffer	Patrick	Wilkie
Gerl	Kingsbury	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker
Glaspey	Lang	Raile	

Absent and not voting:

Jenkins Sandness Strinden

So the bill passed and the title was agreed to.

House Bill No. 1245. A Bill for an Act to amend and reenact section 21-06-03 of the North Dakota Century Code, relating to a defaced or lost obligation and granting the state or political subdivision the right to elect to accept either a surety bond or a written agreement as indemnification before a duplicate obligation is issued.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raile
Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Rice
Backes	Halcrow	Laughlin	Rivinius
Berg	Haman	Lee	Rocheleau
Boustead	Haugland	Linderman	Rolfstrud
Boyum	Hausauer, A.	Livingston	Rundle
Brekke	Hausauer, R.	Lundene	Shablow
Bunker	Henning	McGauvran	Solberg
DeGroot	Henry	McGeehan	Stoltenow
DeKrey	Hensrud	Mertens	Stone
Dick	Hentges	Metzger	Streibel
Dornacker	Herman	Meyer	Thorsgard
Dotzenrod	Hickle	Miedema	Tweten
Eagles	Hildebrand	Miller, B.	Ulvedal
Erickson, K.	Hilleboe	Miller, E.	Wagner
Erickson, W.	Hoffner	Moore	Walsh
Fleming	Jacobson	Murphy	Weber
Gackle	Jenkins	Mushik	Welder
Ganser	Johnson, H.	Olienyk	White
Gengler	Johnson, K.	Opedahl	Wilkie
Gerl	Kieffer	Patrick	Winge
Giffey	Kingsbury	Peterson, J.	Mr. Speaker
Glaspey	Knudson	Peterson, R.	

Absent and not voting:

Reimers Sandness Strinden

So the bill passed and the title was agreed to.

House Concurrent Resolution No. 3001. A concurrent resolution advising the Board of Higher Education to exercise caution in issuing bonds for revenue producing buildings and other campus improvements.

Was read the second time.

Rep. Giffey requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raile
Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Reimers
Backes	Halcrow	Laughlin	Rice
Berg	Haman	Lee	Rivinius
Boustead	Haugland	Linderman	Rocheleau
Boyum	Hausauer, A.	Livingston	Rolfstrud

Brekke	Hausauer, R.	Lundene	Rundle
Bunker	Henning	McGauvran	Shablow
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hensrud	Mertens	Stoltenow
Dick	Hentges	Metzger	Stone
Dornacker	Herman	Meyer	Streibel
Dotzenrod	Hickle	Miedema	Thorsgard
Eagles	Hildebrand	Miller, B.	Tweten
Erickson, K.	Hilleboe	Miller, E.	Ulvedal
Erickson, W.	Hoffner	Moore	Wagner
Fleming	Jacobson	Murphy	Walsh
Gackle	Jenkins	Mushik	Weber
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Johnson, K.	Opedahl	White
Gerl	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, J.	Winge
Glaspey	Knudson	Peterson, R.	Mr. Speaker

Absent and not voting:

Sandness Strinden

So the House Concurrent Resolution was declared adopted.

SECOND READING OF A SENATE BILL

Senate Bill No. 2071. A Bill for an Act to create and enact section 19-21-04.1 of the North Dakota Century Code, and to amend and reenact sections 19-21-01, 19-21-02, and 19-21-05 of the North Dakota Century Code, relating to the labeling and regulation of mis-branded and banned hazardous substances, setting forth the powers and duties of the state laboratories department, and providing penalties.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Berg	Haman	Linderman	Rocheleau
Boustead	Haugland	Livingston	Rolfstrud
Boyum	Hausauer, A.	Lundene	Rundle
Brekke	Hausauer, R.	McGauvran	Shablow
Bunker	Henning	McGeehan	Solberg
DeGroot	Henry	Mertens	Stoltenow
DeKrey	Hensrud	Metzger	Stone
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miedema	Strinden
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hilleboe	Moore	Ulvedal
Erickson, W.	Hoffner	Murphy	Wagner
Fleming	Jacobson	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant	Larson, G.	Raymond	

Those voting in the negative were:

Jenkins

Absent and not voting:

Backes Sandness

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE

Rep. Jenkins asked that his remarks concerning his vote on Senate Bill No. 2071 be recorded in the Journal.

Rep. Jenkins: "I would like to explain my vote. Four years ago we had a bill in here to change our pollution laws in the State of North Dakota, and we had a committee report. With all due respect to my colleague, Mr. Hentges, I don't happen to agree with his philosophy on Mr. Nader, and I voted NO on this bill four years ago.

"We passed a pollution control act. At that time I was one of the few that voted against that bill, and the reason I voted against that bill is the same reason as now. At that time it was cautioned it would have an impact on our livestock industry in the State of North Dakota, and those of you who have taken the time to look at the new regulations promulgated by the Health Department regarding the livestock industry, I think should be concerned. Those regulations that were to help the farmer that were authorized to be set up are so stringent they could put every livestock feeder and cow on the side of a hill out of business.

"We should be careful about things that we vote on as far as federal regulations on any ecological and pollution controls are concerned."

SECOND READING OF A HOUSE BILL

House Bill No. 1174. A Bill for an Act to amend and reenact section 57-50-03 of the North Dakota Century Code, relating to claim for refund of motor fuel tax.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Reimers
Austin	Halcrow	Laughlin	Rice
Berg	Haman	Lee	Rivinius
Boustead	Haugland	Linderman	Rocheleau
Boyum	Hausauer, A.	Livingston	Rolfstrud
Brekke	Hausauer, R.	Lundene	Rundle
Bunker	Henning	McGauvran	Shablow
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hensrud	Mertens	Stoltenow
Dick	Hentges	Metzger	Stone
Dornacker	Herman	Meyer	Streibel
Dotzenrod	Hickle	Miedema	Strinden
Eagles	Hildebrand	Miller, B.	Thorsgard
Erickson, K.	Hilleboe	Miller, E.	Tweten
Erickson, W.	Hoffner	Moore	Ulvedal
Fleming	Jacobson	Murphy	Wagner
Gackle	Jenkins	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Weber
Gengler	Johnson, K.	Opedahl	Welder
Gerl	Kieffer	Patrick	White
Giffey	Kingsbury	Peterson, J.	Wilkie
Glaspey	Knudson	Peterson, R.	Winge
Grant	Lang	Raile	Mr. Speaker

Absent and not voting:

Backes Sandness

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

House Chamber
Bismarck, January 21, 1971

Mr. President: I have the honor to return:
Senate Bill No. 2113
Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, January 21, 1971

Mr. President: I have the honor to transmit:
House Bill No. 1060
House Bill No. 1122
House Bill No. 1124
House Bill No. 1149
House Bill No. 1164
House Bill No. 1166
House Bill No. 1172
House Bill No. 1183
House Bill No. 1204

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, January 21, 1971

Mr. Speaker: I have the honor to transmit:
Senate Bill No. 2022
Senate Bill No. 2111
Senate Bill No. 2146
Senate Bill No. 2153
Senate Bill No. 2156
Senate Bill No. 2168
Senate Bill No. 2177
Senate Bill No. 2199

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

ANNOUNCEMENT

Rep. Bunker announced that the third hearing on House Bill No. 1115 will be scheduled at a date mutually acceptable to all interested. Those who wish to testify or wish to appear before the Committee on Industry, Business and Labor on this bill are requested to notify Rep. Bunker by 6 p.m., Monday, January 25, 1971.

MOTION

Rep. Streibel moved that the House be on the Ninth Order of business, and at the conclusion of the Ninth Order the House stand recessed until 1 p.m., Friday, January 22, 1971, which motion prevailed.

FIRST READING OF HOUSE BILLS

Reps. Halcrow, Jenkins, Anderson and Kingsbury introduced:

House Bill No. 1311. A Bill for an Act to authorize the state board of higher education to approve construction of a sugar beet research and service center on or off the campus of North Dakota state university, and repealing chapter 198 of the 1969 Session Laws of North Dakota.

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

Rep. Jenkins introduced:

House Bill No. 1312. A Bill for an Act to repeal sections 57-02-18, 57-02-18.1, 57-02-18.2, 57-02-18.3, 57-02-18.4, 57-02-18.5, 57-02-18.6, and 57-02-18.7 of the North Dakota Century Code, relating to the assessment and taxation of livestock.

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

Rep. Jenkins introduced:

House Bill No. 1313. A Bill for an Act directing the state board of higher education to sell and transfer certain land and improvements thereon owned by the state of North Dakota for the use and benefit of the North Dakota state university of agriculture and applied science, and appropriating the proceeds of such sale to the state board of higher education for the purpose of acquiring other land.

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

Rep. Mushik introduced:

House Bill No. 1314. A Bill for an Act to amend and reenact section 15-45-01 of the North Dakota Century Code, relating to establishing kindergartens.

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

Rep. Jenkins introduced:

House Bill No. 1315. A Bill for an Act to create and enact section 1-03-02.1 of the North Dakota Century Code, relating to holidays which fall on Saturdays, and to amend and reenact section 1-03-04 of the North Dakota Century Code, relating to business days.

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

Rep. Weber introduced:

House Bill No. 1316. A Bill for an Act to amend and reenact section 57-20-09 of the North Dakota Century Code, relating to the discount for early payment of property taxes.

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

Rep. Hoffner introduced:

House Bill No. 1317. A Bill for an Act to amend and reenact subsections 1 and 6 of section 11-17-04, section 14-03-22, and subsection 1 of section 23-02-05 of the North Dakota Century Code, relating to the fees charged for filing civil actions, for marriage licenses, for birth and death certificates, and the copying and certification of certain documents by clerks of district courts.

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

Reps. Sandness and Hildebrand introduced:

House Bill No. 1318. A Bill for an Act to amend and reenact section 57-19-09 of the North Dakota Century Code, relating to the transfer of a special reserve fund.

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

Reps. Mushik, Laughlin and Rocheleau introduced:

House Bill No. 1319. A Bill for an Act to amend and reenact section 14-03-22 of the North Dakota Century Code, and to repeal section 14-03-23 of the North Dakota Century Code, relating to keeping marriage records.

Was read the first time and referred to the Committee on Social Welfare.

Reps. Stoltenow, K. Johnson and Hensrud introduced:

House Bill No. 1320. A Bill for an Act to amend and reenact section 40-08-03 of the North Dakota Century Code, relating to the determination of the number of aldermen in cities.

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

Reps. Mushik, Laughlin and Rocheleau introduced:

House Bill No. 1321. A Bill for an Act to create and enact subsections 11, 12, and 13 of section 27-08-24 of the North Dakota Century Code; to amend and reenact sections 27-07-28, 27-07-36, and 27-08-10 of the North Dakota Century Code; and to repeal section 27-07-32 of the North Dakota Century Code, all relating to keeping and destroying various records of county courts and county courts having increased jurisdiction.

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

Reps. White, Bunker, Hentges, Rundle and Eagles introduced:

House Bill No. 1322. A Bill for an Act to amend and reenact subsection 4 of section 43-11-02 of the 1969 Supplement to the North Dakota Century Code, to allow a licensed cosmetologist to perform manicuring services in a licensed barber shop.

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

Reps. Strinden and Hensrud introduced:

House Bill No. 1323. A Bill for an Act to amend and reenact subsection 3 of section 14-03-17 of the North Dakota Century Code, relating to applications for marriage licenses.

Was read the first time and referred to the committee on Social Welfare.

Reps. K. Johnson, Stoltenow and Dotzenrod introduced:

House Bill No. 1324. A Bill for an Act to promote the sale of North Dakota beef products; to create a North Dakota beef commission; to prescribe its purposes, powers, and duties; to provide for the assessment of cattle sold in or from the state of North Dakota; to provide refunds of such assessments; and to provide penalties.

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

Reps. Wagner, Atkinson and Lang introduced:

House Bill No. 1325. A Bill for an Act to amend and reenact sections 43-12-01, 43-12-02, 43-12-04, 43-12-05, 43-12-06, 43-12-07, 43-12-08, 43-12-09, 43-12-10, 43-12-11, 43-12-13, 43-12-15, 43-12-16, 43-12-17, 43-12-18, 43-12-21, 43-12-22, and 43-12-24 of the North Dakota Century Code, and to repeal sections 43-12-19 and 43-12-20 of the North Dakota Century Code, all relating to professional nurses, and providing a penalty.

Was read the first time and referred to the committee on Social Welfare.

Reps. Bunker, Backes, Haugland and R. Peterson introduced:

House Bill No. 1326. A Bill for an Act to provide that persons engaged in the transplantation or transfusion of human tissues and related purposes shall not be liable for damages except for their own negligence or willful misconduct.

Was read the first time and referred to the committee on Social Welfare.

Reps. Backes and Streibel introduced:

House Bill No. 1327. A Bill for an Act to create and enact two new sections to chapter 57-38 of the North Dakota Century Code, relating to the definition of adjusted federal income tax liability of individuals and to provide for a credit for income taxes paid to another state by a resident; to amend and reenact subsections 20

and 21 of section 57-38-01; subdivision a of subsection 2 and subdivision b of subsection 6 of section 57-38-04; section 57-38-29; subsection 2 of section 57-38-31 of the North Dakota Century Code, relating to definitions, rates of tax, and filing of returns for income tax purposes; to repeal sections 57-38-01.1, 57-38-01.2, 57-38-01.4, 57-38-06.1 and 57-46-01 of the North Dakota Century Code, relating to adjustments, subchapter S corporations, nonresidents and military income for income tax purposes; and to provide for an effective date.

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

Reps. Kingsbury and Berg introduced:

House Bill No. 1328. A Bill for an Act to amend and reenact sections 4-10.1-03, 4-10.1-04, 4-10.1-08, 4-10.1-09, 4-10.1-14, 4-10.1-15, 4-10.1-16, and 4-10.1-17 of the North Dakota Century Code, relating to the Potato Industry Promotion Act, defining potato council powers and duties, memberships and elections, levying an assessment, and providing that records be open for inspection; and to repeal sections 4-10.1-11, 4-10.1-12, and 4-10.1-13.

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

Reps. Henry, Henning, Gerl and Rice introduced:

House Bill No. 1329. A Bill for an Act relating to the liabilities for the costs of care and maintenance of inmates at the state penitentiary and the state farm.

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

Reps. Henry, Henning, Rice and Gerl introduced:

House Bill No. 1330. A Bill for an Act relating to the liabilities for the costs of care and maintenance of students at the state industrial school.

Was read the first time and referred to the committee on Social Welfare.

Committee on Appropriations introduced:

House Bill No. 1331. A Bill for an Act to provide an appropriation for the replacement of personal property taxes, and the distribution of such monies.

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

Rep. Dornacker introduced:

House Bill No. 1332. A Bill for an Act to create and enact a new subsection to section 57-02-08 of the North Dakota Century Code, relating to property tax exemptions for land used as roads.

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

Rep. Dornacker introduced:

House Bill No. 1333. A Bill for an Act to amend and reenact sections 16-12-05, 16-12-15, and 16-13-01 of the North Dakota Century Code, relating to the conduct of elections and the counting of ballots.

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

Committee on Appropriations introduced:

House Bill No. 1334. A Bill for an Act to repeal chapter 37-24 of the North Dakota Century Code, relating to educational assistance for veterans.

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

Committee on Appropriations introduced:

House Bill No. 1335. A Bill for an Act relating to the charging

of expenses for the care and maintenance of members of the soldier's home.

Was read the first time and referred to the committee on Veterans' Military Affairs.

Reps. Henry, Walsh, Hentges and Rice introduced:

House Bill No. 1336. A Bill for an Act for the preservation of public health through the regulation of the business of water well drilling, creating a state board of water well contractors, licensing of water well contractors, providing for bonds, empowering the board to adopt rules and regulations governing the practice of water well drilling, and fixing penalties.

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

Rep. Reimers introduced:

House Bill No. 1337. A Bill for an Act to create and enact sections 4-28.1-04 and 4-28.1-05 of the North Dakota Century Code, relating to administration of the flax utilization research fund by the business and industrial development commission; to amend and reenact subsection 2 of section 4-28.1-02 of the North Dakota Century Code relating to the definition of "first purchaser"; to amend and reenact section 4-28.1-01, relating to flax tax levy and refunds, and to provide for an appropriation, and penalty.

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

Reps. Wilkie, Fleming, Eagles, Sandness and Rocheleau introduced:

House Bill No. 1338. A Bill for an Act to provide a limit on the amounts expended by or on behalf of candidates for public office for commercial advertising during an election campaign, and providing a penalty.

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

Reps. Boustead and Mushik introduced:

House Bill No. 1339. A Bill for an Act to amend and reenact paragraph b. of subsection 2 of section 39-04-18 and section 57-50-01 of the North Dakota Century Code as amended, relating to exemptions for city owned or franchised local transit facilities from motor vehicle registration and to authorize refund of motor fuel tax on fuel used for such purposes and declaring an emergency.

Was read the first time and referred to the committee on Transportation.

Rep. Solberg introduced:

House Bill No. 1340. A Bill for an Act to provide for an appropriation and transfer to the special heritage center fund.

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

Reps. Kingsbury and Berg introduced:

House Bill No. 1341. A Bill for an Act to direct the director of institutions to sell and transfer certain lands and the improvements thereon owned by the state of North Dakota for the benefit and use of the Grafton state school, and to provide for the depositing of the proceeds of such sale in a special fund in the state treasury.

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

Reps. Kingsbury and Berg introduced:

House Bill No. 1342. A Bill for an Act authorizing the director of institutions to convey certain land owned by the state of North Dakota to the Grafton park district.

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

Reps. Rundle, Rivinius, Gackle and Solberg introduced:

House Bill No. 1343. A Bill for an Act to repeal sections 4-06-09, 4-06-10, and 4-06-11 of the North Dakota Century Code, relating to a division of cooperatives within the department of agriculture and defining the agriculture commissioner's duties concerning cooperatives.

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

Reps. Brekke, Walsh and Livingston introduced:

House Bill No. 1344. A Bill for an Act relating to franchised retail or wholesale dealers, and settlements to be made for inventory upon cancellation of a franchise agreement or contract.

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

Reps. Boustead and Hensrud introduced:

House Bill No. 1345. A Bill for an Act to amend and reenact subsection 1 of section 39-04-18 of the 1969 Supplement to the North Dakota Century Code, relating to the registration of motor vehicles and identification plates on trailers.

Was read the first time and referred to the committee on Transportation.

Reps. Mushik and Hildebrand introduced:

House Bill No. 1346. A Bill for an Act to amend and reenact section 15-47-01 of the North Dakota Century Code, relating to public school entrance age, and operation of a readiness evaluation testing program.

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

Reps. Brekke, Walsh and Hildebrand introduced:

House Bill No. 1347. A Bill for an Act to amend and reenact section 23-02-05 of the North Dakota Century Code, relating to the fees collected by the state registrar for birth and death certificates.

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

Reps. Hoffner, Strinden and Atkinson introduced:

House Bill No. 1348. A Bill for an Act to amend and reenact sections 27-06-09 and 27-08-19 of the North Dakota Century Code, relating to the salaries of bailiffs of the district courts and county courts of increased jurisdiction.

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

Reps. Hoffner, Strinden and Atkinson introduced:

House Bill No. 1349. A Bill for an Act to provide for annual information dissemination seminars to county commissioners and members of school boards, to establish the responsibility of the superintendent of public instruction and the university of North Dakota, relating to the duties and compensation of school board members and county commissioners; and providing an appropriation.

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

Rep. Winge introduced:

House Bill No. 1350. A Bill for an Act to amend and reenact section 20-08-03 of the North Dakota Century Code, relating to the issuance of big game hunting licenses, antelope and big horn sheep licenses by lottery.

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

Rep. Bier introduced:

House Bill No. 1351. A Bill for an Act to provide a levy for pupil transportation.

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

Rep. Bier introduced:

House Bill No. 1352. A Bill for an Act to amend and reenact sections 15-53.1-27 and 15-53.1-40 of the North Dakota Century Code as contained in section 9 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to the continuance of elementary schools in reorganized school districts.

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

Rep. Weber introduced:

House Bill No. 1353. A Bill for an Act relating to excess mill levies in townships.

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

Rep. Streibel introduced:

House Bill No. 1354. A Bill for an Act to appropriate and transfer monies from the general fund to the Vietnam veterans' bonus adjusted compensation fund.

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

Reps. Grant, W. Erickson, K. Erickson, Boustead and Lang introduced:

House Bill No. 1355. A Bill for an Act to provide for the protection of any scenic area found on land allowed to be leased by this state, and providing a penalty.

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

Reps. H. Johnson and Wagner introduced:

House Bill No. 1356. A Bill for an Act to amend and reenact subsection 2 of section 40-33-12 of the North Dakota Century Code, relating to surplus in municipal utilities fund.

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

Rep. Atkinson introduced:

House Bill No. 1357. A Bill for an Act relating to appeals by the state, or any state officer, or state board, or any public corporation, or any municipal corporation, and providing that no undertaking need be given, unless ordered by the supreme court.

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

Reps. R. Peterson and Boustead introduced:

House Bill No. 1358. A Bill for an Act to amend and reenact subdivision (d) of subsection (9) of section 65-01-02 of the North Dakota Century Code, relating to Workmen's Compensation Coverage for Law Enforcement Officers.

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

Reps. Glaspey, Dick and Moore introduced:

House Bill No. 1359. A Bill for an Act to amend and reenact subsection 6 of section 20-03-11 of the North Dakota Century Code, to provide for the issuance of a locking seal as part of a big game hunting license.

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

Rep. Miedema introduced:

House Bill No. 1360. A Bill for an Act to amend and reenact section 15-59-06 of the North Dakota Century Code, relating to funds provided by the legislative assembly for reimbursement for special education.

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

Rep. Knudson introduced:

House Bill No. 1361. A Bill for an Act to create and enact section 15-50-12 of the North Dakota Century Code, relating to the regulation of trade and correspondence schools and to amend and reenact sections 15-50-01, 15-50-02, 15-50-03, 15-50-04, 15-50-08, 15-50-09, 15-50-10 and 15-50-11.

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

Rep. Weber introduced:

House Bill No. 1362. A Bill for an Act to amend and reenact subsection 7 of section 20-01-01 of the North Dakota Century Code, relating to definition of game animals, and to amend and reenact section 20-07-02 of the North Dakota Century Code, providing that rabbits be added to the fur-bearing list.

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

Rep. Hentges introduced:

House Bill No. 1363. A Bill for an Act to amend and reenact section 16-17-05.1 of the North Dakota Century Code, relating to the consolidation of precinct committeemen's ballot.

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

Reps. Boustead, Opedahl and Giffey introduced:

House Bill No. 1364. A Bill for an Act to provide for a revolving fund for concessions for the state park service, and to make an appropriation.

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

Rep. Hensrud introduced:

House Bill No. 1365. A Bill for an Act to amend and reenact section 39-05-08 of the North Dakota Century Code, relating to indexes on motor vehicles.

Was read the first time and referred to the committee on Transportation.

Rep. Murphy introduced:

House Bill No. 1366. A Bill for an Act to create and enact section 36-13-03.1 of the North Dakota Century Code, relating to alternate disposition of an animal as an stray on the property of any person.

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

Reps. White, J. Peterson and Wagner introduced:

House Bill No. 1367. A Bill for an Act to amend and reenact section 34-01-01 of the North Dakota Century Code, relating to contract of employment, wages of employee; and providing a penalty.

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

The House stood recessed pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

FIFTEENTH DAY AFTER RECESS
AND SIXTEENTH DAY

Bismarck, January 22, 1971

The House convened at 1:00 p.m., pursuant to recess taken, with Speaker Bier presiding.

CONSIDERATION OF AMENDMENTS

Rep. Boustead moved that the amendments to House Bill No. 1066 as recommended by the Committee on Transportation as printed on page 262 of the House Journal be adopted, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1077

House Bill No. 1099

House Bill No. 1119

And find the same correctly Engrossed.

REP. MIEDEMA, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed, and the report was adopted.

MOTIONS

Rep. Haugland moved that House Bill No. 1260 and House Bill No. 1319 be returned to the House from the Social Welfare Committee, which motion prevailed.

Rep. Haugland then moved that House Bill No. 1260 be re-referred to the Committee on Education, which motion prevailed.

Rep. Haugland moved that House Bill No. 1319 be re-referred to the Committee on Judiciary, which motion prevailed.

Rep. Reimers moved that House Bill No. 1146 be returned to the House from the Committee on Appropriations, which motion prevailed.

Rep. Reimers moved that House Bill No. 1146 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Rep. Reimers requested that the Appropriations Committee be excused for ten minutes, and there being no objection, it was so ordered by the Speaker.

Rep. R. Peterson moved that House Bill No. 1234 be returned to the House from the Committee on Education, which motion prevailed.

Rep. R. Peterson requested that House Bill No. 1234 be withdrawn, and there being no objection, it was so ordered by the Speaker.

SECOND READING OF HOUSE BILLS

House Bill No. 1058. A Bill for an Act to create and enact section 50-06-01.1 of the North Dakota Century Code, relating to changing the

name of the public welfare board of North Dakota to the social service Board of North Dakota.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 67; nays, 7; absent and not voting, 24.

Those voting in the affirmative were:

Atkinson	Gerl	Hoffner	Mushik
Austin	Giffey	Jacobson	Patrick
Berg	Glaspey	Johnson, K.	Peterson, R.
Boustead	Grant	Kieffer	Raile
Boyum	Gronneberg	Knudson	Raymond
Brekke	Gunderson	Lang	Rivinius
Bunker	Halcrow	Larson, G.	Rocheleau
DeGroot	Haman	Larson, L.	Shablow
Dick	Haugland	Laughlin	Stoltenow
Dornacker	Hausauer, A.	Lee	Streibel
Dotzenrod	Henry	Livingston	Ulvedal
Eagles	Hensrud	Lundene	Walsh
Erickson, K.	Hentges	McGauvran	Weber
Erickson, W.	Herman	McGeehan	Wilkie
Fleming	Hickle	Meyer	Winge
Ganser	Hildebrand	Miller, E.	Mr. Speaker
Gengler	Hilleboe	Murphy	

Those voting in the negative were:

DeKrey	Moore	Rundle	White
Gackle	Rice	Welder	

Absent and not voting:

Anderson	Kingsbury	Olienyk	Solberg
Backes	Linderman	Opedahl	Stone
Hausauer, R.	Mertens	Peterson, J.	Strinden
Henning	Metzger	Reimers	Thorsgard
Jenkins	Miedema	Rolfsrud	Tweten
Johnson, H.	Miller, B.	Sandness	Wagner

So the bill passed and the title was agreed to.

House Bill No. 1099. A Bill for an Act to create and enact sections 43-11-20.1, 43-11-20.2, 43-11-20.3, and 43-11-20.4 of the North Dakota Century Code, relating to partial refunds of tuition paid by students cancelling their enrollment in a school of hairdressing and cosmetology, providing the rate of refund, providing the procedure for cancellation of contracts of instruction, prohibiting the negotiation of promissory instruments given in payment of student tuition until after a certain portion of the course of instruction has been completed and requiring a solicitor's permit.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 72; nays, 2; absent and not voting, 24.

Those voting in the affirmative were:

Atkinson	Gerl	Kieffer	Peterson, R.
Austin	Giffey	Knudson	Raile
Berg	Glaspey	Lang	Raymond
Boustead	Grant	Larson, G.	Rice
Boyum	Gronneberg	Larson, L.	Rivinius
Brekke	Gunderson	Laughlin	Rocheleau
Bunker	Haman	Lee	Rundle
DeGroot	Haugland	Livingston	Shablow
DeKrey	Hausauer, A.	Lundene	Stoltenow
Dick	Henry	McGauvran	Stone
Dornacker	Hensrud	McGeehan	Streibel
Dotzenrod	Hentges	Metzger	Ulvedal

Eagles	Herman	Meyer	Walsh
Erickson, K.	Hickle	Miller, E.	Weber
Erickson, W.	Hildebrand	Moore	Welder
Fleming	Hoffner	Murphy	Wilkie
Ganser	Jacobson	Mushik	Winge
Gengler	Johnson, K.	Patrick	Mr. Speaker

Those voting in the negative were:
Hilleboe White

Absent and not voting:

Anderson	Jenkins	Miller, B.	Sandness
Backes	Johnson, H.	Olienyk	Solberg
Gackle	Kingsbury	Opedahl	Strinden
Halcrow	Linderman	Peterson, J.	Thorsgard
Hausauer, R.	Mertens	Reimers	Tweten
Henning	Miedema	Rolfsrud	Wagner

So the bill passed and the title was agreed to.

House Bill No. 1119. A Bill for an Act to create and enact section 15-39-17.1; to amend and reenact sections 15-39-03 and 15-39-17; and to repeal sections 15-39-19, 15-39-20, and 15-39-21, all of the North Dakota Century Code, relating to contributions to the teachers' insurance and retirement fund.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 77; nays, 17; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Giffey	Knudson	Patrick
Atkinson	Glaspey	Lang	Peterson, R.
Austin	Grant	Larson, G.	Raymond
Backes	Gronneberg	Larson, L.	Reimers
Berg	Gunderson	Laughlin	Rivinius
Boustead	Haman	Linderman	Rocheleau
Boyum	Hausauer, A.	Livingston	Shablow
Brekke	Henning	Lundene	Solberg
Bunker	Henry	McGauvran	Stone
DeGroot	Hensrud	McGeehan	Streibel
Dick	Hentges	Mertens	Thorsgard
Dornacker	Herman	Metzger	Tweten
Dotzenrod	Hildebrand	Meyer	Ulvedal
Eagles	Hilleboe	Miedema	Wagner
Erickson, K.	Hoffner	Miller, B.	Walsh
Erickson, W.	Jacobson	Miller, E.	Weber
Fleming	Jenkins	Moore	White
Ganser	Johnson, H.	Mushik	Wilkie
Gengler	Kieffer	Opedahl	Winge
Gerl			

Those voting in the negative were:

DeKrey	Hickle	Peterson, J.	Rundle
Gackle	Johnson, K.	Raile	Stoltenow
Halcrow	Kingsbury	Rice	Welder
Haugland	Murphy	Rolfsrud	Mr. Speaker
Hausauer, R.			

Absent and not voting:

Lee	Olienyk	Sandness	Strinden
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So the bill passed and the title was agreed to.

RECOGNITION

Rep. Lindermann announced that a former Representative was in the chambers, and requested that the House recognize former

Rep. Art Langseth, and Rep. Langseth was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1155. A Bill for an Act to amend and reenact section 11-15-12 of the North Dakota Century Code, relating to sheriff's mileage.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 7; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Giffey	Kieffer	Peterson, J.
Atkinson	Glaspey	Knudson	Peterson, R.
Austin	Grant	Lang	Raile
Backes	Gronneberg	Larson, G.	Raymond
Berg	Halcrow	Larson, L.	Reimers
Boustead	Haman	Laughlin	Rice
Boyum	Haugland	Lee	Rivinius
Brekke	Hausauer, A.	Linderman	Rocheleau
Bunker	Hausauer, R.	Livingston	Rundle
DeGroot	Henning	Lundene	Shablow
DeKrey	Henry	McGauvran	Stoltenow
Dick	Hensrud	McGeehan	Stone
Dornacker	Hentges	Mertens	Streibel
Dotzenrod	Herman	Metzger	Thorsgard
Eagles	Hickle	Meyer	Twetin
Erickson, K.	Hildebrand	Miedema	Ulvedal
Erickson, W.	Hilleboe	Miller, B.	Wagner
Fleming	Hoffner	Miller, E.	Walsh
Gackle	Jacobson	Moore	Weber
Ganser	Jenkins	Mushik	White
Gengler	Johnson, H.	Olienyk	Winge
Gerl	Johnson, K.	Patrick	Mr. Speaker

Those voting in the negative were:

Kingsbury	Opedahl	Solberg	Wilkie
Murphy	Rolfstrud	Welder	

Absent and not voting:

Gunderson	Sandness	Strinden
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So the bill passed and the title was agreed to.

House Bill No. 1159. A Bill for an Act to amend and reenact section 16-13-03 of the North Dakota Century Code, relating to keeping the county auditor's office open on election nights.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 14; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raymond
Atkinson	Gronneberg	Larson, G.	Reimers
Austin	Halcrow	Larson, L.	Rivinius
Backes	Haman	Laughlin	Rocheleau
Boustead	Haugland	Lee	Rundle
Brekke	Hausauer, A.	Linderman	Stoltenow
Bunker	Hausauer, R.	Livingston	Stone
DeGroot	Henning	Lundene	Streibel
DeKrey	Henry	McGeehan	Strinden
Dick	Hentges	Mertens	Thorsgard
Dornacker	Herman	Metzger	Twetin
Dotzenrod	Hickle	Meyer	Ulvedal

Eagles	Hildebrand	Miller, B.	Wagner
Erickson, K.	Hilleboe	Miller, E.	Walsh
Erickson, W.	Hoffner	Moore	Weber
Fleming	Jacobson	Mushik	Welder
Gackle	Jenkins	Patrick	White
Ganser	Johnson, H.	Peterson, J.	Wilkie
Gengler	Johnson, K.	Peterson, R.	Winge
Gerl	Kieffer	Raile	Mr. Speaker
Glaspey	Knudson		

Those voting in the negative were:

Berg	Kingsbury	Olienyk	Rolfsrud
Boyum	McGauvran	Opedahl	Shablow
Giffey	Miedema	Rice	Solberg
Hensrud	Murphy		

Absent and not voting:

Gunderson	Sandness
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So the bill passed and the title was agreed to.

House Bill No. 1162. A Bill for an Act to amend and reenact section 40-49-08 of the North Dakota Century Code, relating to reimbursement of the treasurer of a park district.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raile
Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Reimers
Backes	Halcrow	Laughlin	Rice
Berg	Haman	Lee	Rivinius
Boustead	Haugland	Linderman	Rocheleau
Boyum	Hausauer, A.	Livingston	Rundle
Brekke	Hausauer, R.	Lundene	Shablow
Bunker	Henning	McGauvran	Solberg
DeGroot	Henry	McGeehan	Stoltenow
DeKrey	Hensrud	Mertens	Stone
Dick	Hentges	Metzger	Streibel
Dornacker	Herman	Meyer	Thorsgard
Dotzenrod	Hickle	Miedema	Tweten
Eagles	Hildebrand	Miller, B.	Ulvedal
Erickson, K.	Hilleboe	Miller, E.	Wagner
Erickson, W.	Hoffner	Moore	Walsh
Fleming	Jacobson	Mushik	Weber
Gackle	Jenkins	Olienyk	Welder
Ganser	Johnson, H.	Opedahl	White
Gengler	Kieffer	Patrick	Wilkie
Gerl	Kingsbury	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker
Glaspey			

Those voting in the negative were:

Murphy	Rolfsrud	Strinden
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Absent and not voting:

Johnson, K.	Sandness
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So the bill passed and the title was agreed to.

House Bill No. 1163. A Bill for an Act to amend and reenact subsection 5 of section 39-04-19 of the North Dakota Century Code, relating to the registration of farm vehicles.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Backes	Haman	Linderman	Rocheleau
Berg	Haugland	Livingston	Rolfstrud
Boustead	Hausauer, A.	Lundene	Rundle
Brekke	Hausauer, R.	McGauvran	Shablow
Bunker	Henning	McGeehan	Solberg
DeGroot	Henry	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glasphey	Lang	Raile	Mr. Speaker
Grant	Larson, G.	Raymond	

Those voting in the negative were:

Boyum Hensrud

Absent and not voting:

Sandness

So the bill passed and the title was agreed to.

House Bill No. 1195. A Bill for an Act to amend and reenact section 20-17-04 of the North Dakota Century Code, relating to the number of game birds that a shooting preserve may release.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Reimers
Atkinson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfstrud
Boustead	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder

Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Grant	Lang	Raile	Mr. Speaker
Gronneberg	Larson, G.	Raymond	

Absent and not voting:

Boyum	Glaspey	Sandness
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So the bill passed and the title was agreed to.

House Bill No. 1227. A Bill for an Act to create and enact section 39-03A-27 of the North Dakota Century Code establishing the legislative intent and relating to effect of amendment of the highway patrolmen's retirement system; to amend and reenact sections 39-03A-09, 39-03A-10, 39-03A-12, 39-03A-14, 39-03A-16, 39-03A-17, 39-03A-21 and 39-03A-21.1 relating to the highway patrolmen's retirement system, payment by contributors, contributions of the state, retirement allowance, optional retirement allowance, disability retirement allowance, severance allowance, payments in case of death and children's benefits and to repeal subsection 7 of section 39-03A-01 relating to the definition of average monthly salary.

Which was read.

Rep. Hensrud requested he be excused from voting on House Bill No. 1227 because of personal interest.

Rep Weber moved that Rep. Hensrud be allowed to vote on House Bill No. 1227, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Reimers
Austin	Halcrow	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfstrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant			

Absent and not voting:

Sandness

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4009. A concurrent resolution urging Congress to amend the Uniform Time Act of 1966 to provide

that daylight savings time would commence on Memorial Day and end on Labor Day.

Was read the second time.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 2080. A Bill for an Act to amend and reenact sections 50-10-01, 50-10-05, subsection 1 of section 50-10-06, and subsection 1 of section 50-10-09 of the North Dakota Century Code, and to repeal sections 50-10-02, 50-10-03, 50-10-04, and subsection 10 of section 50-10-06 of the North Dakota Century Code, to provide for the abrogation of the crippled children's commission and to transfer its functions to the public welfare board.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Reimers
Austin	Halcrow	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfstrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Twetten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant			

Absent and not voting:

Sandness

So the bill passed and the title was agreed to.

Senate Bill No. 2084. A Bill for an Act to repeal section 25-10-03 of the North Dakota Century Code, relating to the mental health coordinating committee.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Reimers
Austin	Halcrow	Laughlin	Rice
Backes	Haman	Lee	Rivinius

Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfsrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glasphey	Lang	Raile	Mr. Speaker
Grant			

Absent and not voting:
Sandness

So the bill passed and the title was agreed to.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House be on the Ninth Order, and at the conclusion of the Ninth Order, the House stand adjourned, which motion prevailed.

FIRST READING OF HOUSE BILLS AND A HOUSE CONCURRENT RESOLUTION

Committee on Appropriations introduced:

House Bill No. 1368. A Bill for an Act authorizing the state board of higher education to pay the revenue bonds of 1969 for the new men's dormitory and the revenue bonds for Hicks Hall and Crabtree Hall at the state teacher's college at Ellendale from the insurance proceeds in the fire replacement fund, and making an appropriation.

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

Rep. Gackle introduced:

House Bill No. 1369. A Bill for an Act to amend and reenact section 15-08-26 of the North Dakota Century Code, relating to the time in which a lessee may remove improvements he has placed on the land when the land is sold.

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

Rep. Jenkins introduced:

House Bill No. 1370. A Bill for an Act to amend and reenact section 51-07-01 of the North Dakota Century Code, relating to recovery of the price of articles upon discontinuance of the contract by a wholesaler or retail implement or car dealer.

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

Rep. Bunker introduced:

House Bill No. 1371. A Bill for an Act to provide for the establishment of a renal disease care and treatment program, creating a renal disease advisory committee in the department of health, and making an appropriation.

Was read the first time and referred to the committee on Social Welfare.

Rep. Hilleboe introduced:

House Bill No. 1372. A Bill for an Act to repeal sections 12-21-01, 12-21-02, 12-21-03, 12-21-04, 12-21-05, 12-21-06, 12-22-08, 12-22-10, 12-22-11, 12-32-01, 12-32-02, 12-32-03, and 32-03-26 of the North Dakota Century Code, relating to profane swearing, adultery, fornication, and seduction; and providing a penalty.

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

Rep. Halcrow introduced:

House Bill No. 1373. A Bill for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to the homestead credit, and providing a penalty.

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

Rep. Wagner introduced:

House Bill No. 1374. A Bill for an Act to amend and reenact section 23-02-35 of the North Dakota Century Code, relating to death without medical attendance.

Was read the first time and referred to the committee on Social Welfare.

Reps. Mushik and Raymond introduced:

House Bill No. 1375. A Bill for an Act to create a state board of nature preserves, to provide for the establishment, acquisition, control, use, management, and protection of a state system of nature preserves, and making an appropriation.

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

Reps. Mushik and Walsh introduced:

House Bill No. 1376. A Bill for an Act to amend and reenact section 20-03-37 of the North Dakota Century Code, relating to suspension of hunting and fishing licenses, and providing a penalty.

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

Reps. Sandness and Giffey introduced:

House Bill No. 1377. A Bill for an Act authorizing the creation of consumer power districts to develop the natural resources of the state and to maintain therein a continuous and adequate supply of electric power and energy at the lowest possible cost through the construction of electric generation, transmission and distribution facilities; providing for and regulating their creation by petition and election of the people; regulating the government and operation of such districts, and the qualifications and operation in this state of similar districts from other states; authorizing and regulating the revenue bonds and notes to be issued by such districts; and providing that such districts shall not have the power to levy taxes or assessments or to pledge the faith and credit of the state or any political subdivision thereof.

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

Rep. Atkinson introduced:

House Bill No. 1378. A Bill for an Act to amend and reenact section 11-17-08 of the North Dakota Century Code, relating to destruction of certain court records by clerks of court.

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

Rep. Atkinson introduced:

House Bill No. 1379. A Bill for an Act to provide that the record of proceedings and trials in criminal actions in county courts of increased jurisdiction may be made by mechanical, magnetic, or electronic recording devices.

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

Rep. Atkinson introduced:

House Bill No. 1380. A Bill for an Act to amend and reenact subsection 8 of section 29-24-02 of the North Dakota Century Code, relating to grounds for a new trial.

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

Rep. Hentges introduced:

House Bill No. 1381. A Bill for an Act to amend and reenact section 54-14-08 of the North Dakota Century Code providing for payroll deduction on request of employee.

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

Reps. Henning, H. Johnson and Lundene introduced:

House Bill No. 1382. A Bill for an Act to require certification of water and wastewater system operators, and providing a penalty.

Was read the first time and referred to the committee on Social Welfare.

Reps. Gengler, Hilleboe, Olienyk, Stone and Weber introduced:

House Bill No. 1383. A Bill for an Act to amend and reenact section 39-04-12 of the North Dakota Century Code relating to the contents of motor vehicle number plates.

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

Reps. Eagles and R. Peterson introduced:

House Bill No. 1384. A Bill for an Act to amend and reenact section 15-53.1-06 of the North Dakota Century Code as contained in House Bill 1045 as approved by the forty-second legislative assembly, relating to school district annexation.

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

Reps. McGeehan, Halcrow and Wilkie introduced:

House Bill No. 1385. A Bill for an Act to amend and reenact section 47-14-09 of the North Dakota Century Code, relating to maximum contract rates of interest and usury.

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

Reps. Eagles and R. Peterson introduced:

House Bill No. 1386. A Bill for an Act to amend and reenact section 15-21-17 of the North Dakota Century Code, relating to the state board of public school education.

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

Reps. Patrick, Meyer, Austin and McGeehan introduced:

House Bill No. 1387. A Bill for an Act to establish a state hail insurance department for the purpose of furnishing indemnity against damage by hail or fire to agricultural crops; to provide for the powers and duties of such department; to provide for a penalty; and to provide for a continuing appropriation.

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

Reps. Opedahl, Jacobson and McGeehan introduced:

House Bill No. 1388. A Bill for an Act to authorize counties to finance a program of county road construction and surfacing by the issuance of bonds.

Was read the first time and referred to the committee on Transportation.

Reps. Atkinson and Metzger introduced:

House Bill No. 1389. A Bill for an Act to amend and reenact section 32-09-02 of the North Dakota Century Code, relating to the maximum wages subject to garnishment.

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

Reps. Atkinson and Metzger introduced:

House Bill No. 1390. A Bill for an Act to amend and reenact section 27-09-05 of the North Dakota Century Code, relating to the fees and mileage for jurors.

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

Reps. Opedahl, Jacobson and McGeehan introduced:

House Bill No. 1391. A Bill for an Act to amend and reenact section 57-15-28 of the North Dakota Century Code, relating to county emergency funds.

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

Rep. Atkinson introduced:

House Bill No. 1392. A Bill for an Act to create and enact section 59-02-22 of the North Dakota Century Code, relating to the activities of private foundations, charitable trusts, and split-interest trusts.

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

Reps. Mushik and Gerl introduced:

House Bill No. 1393. A Bill for an Act to amend and reenact section 15-53.1-11 of the North Dakota Century Code, as contained in section 9 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to the size and compensation of the county committee.

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

Reps. Gerl, Mushik and Bunker introduced:

House Bill No. 1394. A Bill for an Act to amend and reenact section 12-21-19 of the North Dakota Century Code, relating to public dancing on Sunday, and providing a penalty.

Was read the first time and referred to the committee on Social Welfare.

Rep. B. Miller introduced:

House Bill No. 1395. A Bill for an Act to amend and reenact section 40-18-09 of the North Dakota Century Code, relating to the issuance and service of subpoenas for witnesses by a municipal judge; and providing a penalty.

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

Reps. Atkinson and R. Peterson introduced:

House Bill No. 1396. A Bill for an Act to amend and reenact section 14-03-09 of the North Dakota Century Code, providing for clerks of courts of record to solemnize marriages.

Was read the first time and referred to the committee on Social Welfare.

Reps. Atkinson and Boustead introduced:

House Bill No. 1397. A Bill for an Act creating a variable contract insurance law for North Dakota.

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

Rep. B. Miller introduced:

House Bill No. 1398. A Bill for an Act to amend and reenact sections 40-18-07 and 40-18-08 of the North Dakota Century Code, relating to the issuance of warrants by municipal judges, and the service of such warrants.

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

Rep. Atkinson introduced:

House Bill No. 1399. A Bill for an Act to amend and reenact subsections 1, 4, and 10 of section 27-20-02 of the North Dakota Century Code, relating to the definition of terms used in the Uniform Juvenile Court Act; to amend and reenact subsection 2 of section 27-20-05 of the North Dakota Century Code, relating to the compensation of juvenile supervisors; to amend and reenact subsection 1 of section 27-20-06 of the North Dakota Century Code, relating to the powers and duties of juvenile supervisors; to amend and reenact subsections 1, 2, and 4 of section 27-20-16 of the North Dakota Century Code, relating to the place of detention of a child; and to amend and reenact subsection 2 of section 27-20-17 of the North Dakota Century Code, relating to the release of a child from detention.

Was read the first time and referred to the committee on Social Welfare.

Rep. Atkinson introduced:

House Bill No. 1400. A Bill for an Act to provide that the record of proceedings in a county court with increased jurisdiction, or a county justice court, may be kept through use of an electric, electromechanical, or electronic recording device; and providing for preparation of a transcript of the proceedings.

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

Reps. Mushik, Atkinson, Fleming, Boustead and Gerl introduced:

House Bill No. 1401. A Bill for an Act to create a small claims court and to set forth its jurisdiction and procedures.

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

Rep. Metzger introduced:

House Bill No. 1402. A Bill for an Act to amend and reenact section 50-26-02 of the North Dakota Century Code, relating to powers and duties of the governor's council on human resources.

Was read the first time and referred to the committee on Social Welfare.

Rep. Metzger introduced:

House Bill No. 1403. A Bill for an Act to amend and reenact section 39-18-03 of the North Dakota Century Code, relating to the licensing of travel trailers.

Was read the first time and referred to the committee on Transportation.

Reps. Gengler, Metzger, Gerl and Mertens introduced:

House Bill No. 1404. A Bill for an Act providing for railroad safety standards and regulations, providing for the appointment of

director of railroad safety, penalties for violation thereof, and making an appropriation to pay the costs.

Was read the first time and referred to the committee on Transportation.

Rep. Gengler introduced:

House Bill No. 1405. A Bill for an Act relating to the rights of a holder in due course of an instrument given for the purchase of property at retail against the maker or drawer thereof.

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

Rep. Boustead introduced:

House Bill No. 1406. A Bill for an Act to amend and reenact section 62-03-02 of the North Dakota Century Code, relating to the sale and use of dynamite.

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

Reps. Walsh, Dick, Weber and Solberg introduced:

House Bill No. 1407. A Bill for an Act to provide for a classification of rivers to be used for the protection and preservation of rivers in this state.

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

Reps. Mushik, Lundene, Bunker and Haugland introduced:

House Bill No. 1408. A Bill for an Act to create the position of "specialist in health care delivery systems" in the state department of health, to prescribe the duties for such position, and to make an appropriation therefor.

Was read the first time and referred to the committee on Social Welfare.

Rep. Herman introduced:

House Bill No. 1409. A Bill for an Act to amend and reenact section 40-47-04 of the North Dakota Century Code, relating to notice of public hearings in zoning matters.

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

Rep. Wagner introduced:

House Bill No. 1410. A Bill for an Act to amend and reenact section 54-27-10 of the North Dakota Century Code, relating to the availability of appropriations and the allocation of same.

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

Reps. K. Erickson, Grant and Kingsbury introduced:

House Bill No. 1411. A Bill for an Act to amend and reenact section 39-04-36 of the 1969 supplement to the North Dakota Century Code, relating to the transfer of registration and number plates.

Was read the first time and referred to the committee on Transportation.

Reps. DeGroot, Gackle and Gronneberg introduced:

House Bill No. 1412. A Bill for an Act to amend and reenact sections 60-02-03 and 60-02-17 of the North Dakota Century Code, relating to the public service commission's duties regarding grain and seed warehouses, and various warehouse regulations.

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

Reps. Wilkie, McGauvran, McGeehan, Olieniyk and Raymond introduced:

House Bill No. 1413. A Bill for an Act to amend and reenact subsections 2 and 3 of section 23-25-02 and section 61-28-03 of the North Dakota Century Code, relating to the membership of the state air pollution control advisory council and the state water pollution control board.

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

Reps. Laughlin, Giffey, Berg and Tweten introduced:

House Bill No. 1414. A Bill for an Act to amend and reenact section 26-15-13 of the North Dakota Century Code, relating to the territorial limits, policy terms, and insurable property of county mutual insurance companies.

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

Rep. Dornacker introduced:

House Bill No. 1415. A Bill for an Act to amend and reenact sections 57-02-27 and 57-02-28 of the North Dakota Century Code, to provide that the basis for the assessment of land shall be current usage.

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

Reps. Mushik, Boustead and L. Hausauer introduced:

House Bill No. 1416. A Bill for an Act to amend and reenact subsection 1 of section 15-59-01 and section 15-59-07 of the 1969 Supplement to the North Dakota Century Code, relating to special education of exceptional children.

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

Rep. Dornacker introduced:

House Bill No. 1417. A Bill for an Act relating to notice by the state board of equalization of certain increases in real estate assessments, and to amend and reenact section 57-11-03 of the North Dakota Century Code, relating to notice by city boards of equalization.

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

Rep. Dornacker introduced:

House Bill No. 1418. A Bill for an Act to amend and reenact section 57-23-04 of the North Dakota Century Code, relating to the abatement or refund of property taxes; section 57-23-06 of the North Dakota Century Code, relating to the hearing on abatement applications; section 57-23-07 of the North Dakota Century Code, relating to the compromise of a property tax, and section 57-23-08 of the North Dakota Century Code, relating to the effective date of abatement actions.

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

Rep. Henning, L. Larson and Henry introduced:

House Bill No. 1419. A Bill for an Act to amend and reenact section 11-28-06 of the North Dakota Century Code, relating to county park levies, and section 58-17-02 of the North Dakota Century Code, relating to township park tax levies.

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

Reps. H. Johnson, Kingsbury and Lundene introduced:

House Bill No. 1420. A Bill for an Act to provide that all wires which support utility poles of public and private utility companies be made visible at night.

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

Rep. E. Miller introduced:

House Bill No. 1421. A Bill for an Act to amend and reenact section 18-10-06 of the North Dakota Century Code, relating to the powers and duties of directors of rural fire protection districts, and section 18-10-10 of the North Dakota Century Code, relating to contracts of rural fire protection districts.

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

Rep. Thorsgard introduced:

House Bill No. 1422. A Bill for an Act to amend and reenact section 35-27-02 of the North Dakota Century Code, relating to mechanics' liens.

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

Reps. Glaspey and K. Erickson introduced:

House Bill No. 1423. A Bill for an Act to amend and reenact section 57-50-01 of the North Dakota Century Code, relating to refund of fuel tax.

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

Reps. Fleming and Halcrow introduced:

House Bill No. 1424. A Bill for an Act to provide for the determination of the fair market rental value of certain properties, and to amend and reenact subsection 4 of section 49-01-01 of the North Dakota Century Code, relating to the definition of rate.

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

Rep. Giffey introduced:

House Bill No. 1425. A Bill for an Act to amend and reenact subsection 5 of section 39-04-19 of the North Dakota Century Code, relating to the registration of farm trucks.

Was read the first time and referred to the committee on Transportation.

Rep. E. Miller introduced:

House Bill No. 1426. A Bill for an Act to create and enact section 10-06-07, 10-06-08 and 10-06-09 of the North Dakota Century Code, relating to corporate food processors and retailers engaging in farming and providing a penalty, actions for damages and injunctive relief.

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

Rep. Boustead introduced:

House Bill No. 1427. A Bill for an Act authorizing certain city governing bodies to impose a sales tax of not to exceed five percent on the leasing and rental of hotel, motel and tourist court accommodations and providing for the collection and use of such monies.

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

Rep. Boustead introduced:

House Bill No. 1428. A Bill for an Act to amend and reenact section 7-04-23 of the North Dakota Century Code, relating to the destruction of records of savings and loan associations.

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

Rep. Boustead introduced:

House Bill No. 1429. A Bill for an Act to provide for allocation of the assessed value and tax on a lot or tract of land and the improvements thereon between lessor and lessee.

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

Reps. Gengler and Gerl introduced:

House Bill No. 1430. A Bill for an Act to repeal subsection 9 of section 52-06-02 of the North Dakota Century Code, relating to disqualification for benefits.

Was read the first time and referred to the committee on Social Welfare.

Reps. Henry and W. Erickson introduced:

House Bill No. 1431. A Bill for an Act to place a limitation on real property taxes for two years.

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

Reps. Boustead and Boyum introduced:

House Bill No. 1432. A Bill for an Act to amend and reenact subdivision b of subsection 2 of section 39-04-18 of the 1969 Supplement to the North Dakota Century Code, relating to motor vehicles exempt from registration fees.

Was read the first time and referred to the committee on Transportation.

Reps. Boustead and Boyum introduced:

House Bill No. 1433. A Bill for an Act to provide for the suspension or revocation of certificates of title to motor vehicles.

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

Reps. Boustead and Boyum introduced:

House Bill No. 1434. A Bill for an Act to amend and reenact section 39-04-44 of the 1969 supplement to the North Dakota Century Code relating to registration credits on destroyed vehicles.

Was read the first time and referred to the committee on Transportation.

Reps. Boustead and Boyum introduced:

House Bill No. 1435. A Bill for an Act to amend and reenact section 39-04-13 of the 1969 supplement to the North Dakota Century Code, relating to number plates, tabs, stickers or registration card for motor vehicles.

Was read the first time and referred to the committee on Transportation.

Reps. Walsh, Dick, Henry and Livingston introduced:

House Bill No. 1436. A Bill for an Act to create and enact section 23-01-17 of the North Dakota Century Code, relating to authority for the state health council to make rules and regulations concerning noise that is hazardous to health and safety.

Was read the first time and referred to the committee on Social Welfare.

Reps. Boustead and Boyum introduced:

House Bill No. 1437. A Bill for an Act to amend and reenact section 39-04A-03 of the North Dakota Century Code relating to motor vehicle ton fee tags.

Was read the first time and referred to the committee on Transportation.

Reps. Atkinson and Wagner introduced:

House Bill No. 1438. A Bill for an Act relating to comprehensive health planning by counties and county funding for areawide comprehensive health planning organizations.

Was read the first time and referred to the committee on Social Welfare.

Reps. Boustead and Boyum introduced:

House Bill No. 1439. A Bill for an Act to provide for the issuance of a duplicate certificate of title to a motor vehicle.

Was read the first time and referred to the committee on Transportation.

Reps. Boustead and Boyum introduced:

House Bill No. 1440. A Bill for an Act to amend and reenact sections 39-18-02 and 39-18-03 of the 1969 Supplement to the North Dakota Century Code, relating to mobile home dealers.

Was read the first time and referred to the committee on Transportation.

Rep. Giffey introduced:

House Bill No. 1441. A Bill for an Act to amend and reenact subsection 7 of section 39-04-01 of the North Dakota Century Code, relating to the definition of commercial freighting.

Was read the first time and referred to the committee on Transportation.

Rep. Giffey introduced:

House Bill No. 1442. A Bill for an Act to repeal section 39-04-03 of the North Dakota Century Code, relating to furnishing of tire size on application for registration of trucks.

Was read the first time and referred to the committee on Transportation.

Rep. Giffey introduced:

House Bill No. 1443. A Bill for an Act to provide for informing the motor vehicle registrar's office of name and address changes.

Was read the first time and referred to the committee on Transportation.

Rep. Giffey introduced:

House Bill No. 1444. A Bill for an Act to amend and reenact section 39-05-09 of the 1969 supplement to the North Dakota Century Code, relating to the issuance of a title to a motor vehicle.

Was read the first time and referred to the committee on Transportation.

Rep. Bunker introduced:

House Bill No. 1445. A Bill for an Act to amend and reenact section 26-14-10 of the North Dakota Century Code, relating to the right of members of a mutual insurance company to vote by proxy.

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

Reps. Strinden and Backes introduced:

House Bill No. 1446. A Bill for an Act to create and enact chapter 43-18.1 of the North Dakota Century Code, relating to the regulation of the installation of water conditioning equipment; and imposing a penalty.

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

Rep. Boustead introduced:

House Bill No. 1447. A Bill for an Act to provide for periodic motor vehicle inspection, to make an appropriation therefor, providing an effective date, and providing a penalty.

Was read the first time and referred to the committee on Transportation.

Reps. Laughlin, Atkinson, Weber and Hentges introduced:

House Bill No. 1448. A Bill for an Act to amend and reenact sections 28-24-02, 28-24-04, 28-24-07, 32-19-18, 39-19.1-04, and 35-22-20 of the North Dakota Century Code, relating to shortening the period of redemption upon foreclosure of mortgages on business properties.

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

Rep. Lundene introduced:

House Bill No. 1449. A Bill for an Act to amend and reenact section 35-03-04 of the North Dakota Century Code, relating to Prerequisites For Recording.

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

Rep. Metzger introduced:

House Bill No. 1450. A Bill for an Act to create and enact a new subsection to section 34-13-01, section 34-13-11.1, and a new subsection to section 34-13-15 of the North Dakota Century Code, relating to the licensing of employment agencies and to the establishment of maximum fees which may be charged for services, and to amend and reenact sections 34-13-02, 34-13-03, 34-13-04, 34-13-05, 34-13-07, 34-13-08, 34-13-09, 34-13-10, 34-13-11, and 34-13-12, and subsection 4 of section 34-13-15 of the North Dakota Century Code, relating to the transfer of the regulation of employment agencies from the attorney general to the commissioner of labor, and providing a penalty.

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

Rep. Weber introduced:

House Bill No. 1451. A Bill for an Act to create and enact subsection 10 of section 20-02-05 of the North Dakota Century Code, providing for power of the commissioner to invest game and fish department reserve funds.

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

Rep. Weber introduced:

House Bill No. 1452. A Bill for an Act to amend and reenact section 40-21-09 of the North Dakota Century Code, relating to elections in cities.

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

Rep. Hentges introduced:

House Bill No. 1453. A Bill for an Act to amend and reenact section 15-36-16 of the North Dakota Century Code, and to repeal sections 15-38-17, 15-38-18, and 15-38-19 of the North Dakota Century Code, relating to the teachers' professional practices commission and describing its duties.

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

Rep. R. Peterson introduced:

House Bill No. 1454. A Bill for an Act to amend and reenact section 15-40-17 of the North Dakota Century Code, relating to high school tuition.

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

Reps. R. Peterson, Bunker and Henning introduced:

House Bill No. 1455. A Bill for an Act to amend and reenact section 14-09-09 of the North Dakota Century Code, relating to the

liability of a stepfather for support of stepchildren, and to repeal section 50-09-08.1 of the North Dakota Century Code, relating to stepfather's liability for dependent children.

Was read the first time and referred to the committee on Social Welfare.

Reps. R. Peterson and W. Erickson introduced:

House Bill No. 1456. A Bill for an Act to create and enact section 50-11-01.1 of the North Dakota Century Code relating to a definition of foster family care home for day care for children.

Was read the first time and referred to the committee on Social Welfare.

Reps. Shablow, McGauvran and Rundle introduced:

House Bill No. 1457. A Bill for an Act to amend and reenact section 30-20-03 of the North Dakota Century Code, relating to limitations of expenses for administration of decedents' estates.

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

Rep. Hoffner introduced:

House Bill No. 1458. A Bill for an Act to authorize and direct the Bank of North Dakota to reimburse the Security State Bank of Wishek for bonds inadvertently misdescribed and sold.

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

Reps. Bunker and Hilleboe introduced:

House Bill No. 1459. A Bill for an Act to create and enact subsection 17 of section 54-12-01 of the North Dakota Century Code, relating to duties of the attorney general.

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

Reps. R. Peterson, Boustead and Hildebrand introduced:

House Bill No. 1460. A Bill for an Act to amend and reenact sections 15-18-07 and 15-18-09 of the North Dakota Century Code, relating to state aid for junior colleges or educational centers and the method of payment.

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

Rep. Atkinson introduced:

House Bill No. 1461. A Bill for an Act to amend and reenact section 14-06-02 of the North Dakota Century Code, relating to temporary maintenance and counsel fees in action for separation.

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

Rep. Atkinson introduced:

House Bill No. 1462. A Bill for an Act to amend and reenact section 27-05.1-09 of the North Dakota Century Code, relating to time and place of hearing on petition.

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

Rep. Atkinson introduced:

House Bill No. 1463. A Bill for an Act to repeal section 14-05-19 of the North Dakota Century Code, relating to affirmative proof required.

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

Rep. Atkinson introduced:

House Bill No. 1464. A Bill for an Act to provide for the transfer of a criminal case for trial to any county within a judicial district to insure the right of a speedy trial by jury; and declaring an emergency.

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

Rep. Atkinson introduced:

House Bill No. 1465. A Bill for an Act to amend and reenact section 14-05-23 of the North Dakota Century Code, relating to temporary alimony and suit money.

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

Rep. Atkinson introduced:

House Bill No. 1466. A Bill for an Act to amend and reenact subsection 3 of section 57-37-02 and subsection 2 of section 57-37-07 of the North Dakota Century Code, relating to the treatment of an annuity or other payment receivable by any beneficiary by reason of surviving the decedent and the adoption of the federal definition of powers of appointment and the effective date thereof for estate tax purposes and declaring an emergency.

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

Reps. Weber, Hilleboe and Backes introduced:

House Bill No. 1467. A Bill for an Act to amend and reenact section 57-20-08 of the North Dakota Century Code, relating to tax receipts for property tax purposes.

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

Rep. Giffey introduced:

House Bill No. 1468. A Bill for an Act to amend and reenact sections 57-38-09.1 and 57-38-34 of the North Dakota Century Code, relating to the due date for filing tax returns by tax exempt organizations and cooperatives and providing for an effective date.

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

Rep. Boustead introduced:

House Bill No. 1469. A Bill for an Act to repeal section 57-37-29 of the North Dakota Century Code, relating to depositories and retention, transfer or release of a decedent's assets.

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

Rep. Giffey introduced:

House Bill No. 1470. A Bill for an Act to amend and reenact section 39-10-47 of the North Dakota Century Code, relating to the stopping of a vehicle upon a highway.

Was read the first time and referred to the committee on Transportation.

Rep. Weber introduced:

House Bill No. 1471. A Bill for an Act to create and enact section 20-03-12.1 of the North Dakota Century Code, relating to a trout stamp.

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

Rep. Fleming introduced:

House Bill No. 1472. A Bill for an Act to create and enact section 49-07-05.1 of the North Dakota Century Code, relating to violations of gas safety standards and providing monetary penalties therefor.

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

Rep. Dornacker introduced:

House Bill No. 1473. A Bill for an Act to amend and reenact sections 40-01-09 and 40-01-11 of the North Dakota Century Code, relating to publication of legal notices in municipalities—without a newspaper.

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

Rep. Dornacker introduced:

House Bill No. 1474. A Bill for an Act to amend and reenact subsection 1 of section 11-31-03 and sections 24-08-01 and 24-08-03 of the North Dakota Century Code, relating to construction of county bridges.

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

Rep. Dornacker introduced:

House Bill No. 1475. A Bill for an Act to amend and reenact subsections 1 and 2 of section 57-38-66 of the North Dakota Century Code, relating to the business privilege tax imposed on individuals, estates, trusts, and corporations.

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

Rep. Dornacker introduced:

House Bill No. 1476. A Bill for an Act to amend and reenact section 57-02-27 and subsection 1 of section 57-02-34 of the North Dakota Century Code, relating to the assessment of property at full value and to the method of assessment; and stating legislative intent in regard thereto.

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

Rep. Gerl introduced:

House Bill No. 1477. A Bill for an Act to amend and reenact section 34-01-14 of the North Dakota Century Code, relating to the Right to Work Law.

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

Reps. Giffey and Grant introduced:

House Bill No. 1478. A Bill for an Act to amend and reenact section 39-09-01, subsection 1 of section 39-10-11, and subsection 1 of section 39-21-36 of the North Dakota Century Code, relating to the care required in operating a vehicle, to the overtaking of a vehicle on the left, and to the equipment of horns and warning devices.

Was read the first time and referred to the committee on Transportation.

Rep. Mertens introduced:

House Bill No. 1479. A Bill for an Act to amend and reenact sections 15-03-04 and 15-06-01, subdivision h of subsection 2 of section 15-39-01, sections 15-47-02, 25-07-01, 25-07-05, and 25-07-07 of the North Dakota Century Code, and to amend and reenact section 15-34.1-02 as contained in section 5 of House Bill No. 1045, as approved by the forty-second legislative assembly, deleting the words "and dumb" from the phrase "deaf and dumb" and substituting the word "deaf" for the word "mute", and to amend and reenact section 25-07-04 of the North Dakota Century Code, relating to the age at which deaf children shall be allowed to attend the school for the deaf.

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

Reps. Olienyk and Gengler introduced:

House Bill No. 1480. A Bill for an Act to amend and reenact subsections 1 and 2 of section 39-24-09 of the North Dakota Century Code, relating to operation of snowmobiles and prohibiting unauthorized snowmobiles from railroad right of way.

Was read the first time and referred to the committee on Transportation.

Rep. Olienyk introduced:

House Bill No. 1481. A Bill for an Act to authorize the state board of higher education to transfer the custody and control of certain land presently under the custody and control of the Dickinson substation of the North Dakota state agricultural experiment station to Dickinson state college for use by said college, and providing an appropriation.

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

Rep. Olienyk introduced:

House Bill No. 1482. A Bill for an Act to amend and reenact section 53-04-02; section 53-04-03; section 53-04-04; and section 53-04-06 of the North Dakota Century Code, relating to licensing of amusement games and devices.

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

Reps. Gronneberg and Rocheleau introduced:

House Bill No. 1483. A Bill for an Act to amend and reenact sections 24-17-03, 24-17-04, 24-17-05, 24-17-06, 24-17-09, 24-17-10, 24-17-11 and 24-17-12 of the 1969 Supplement to the North Dakota Century Code and to create and enact subsection 7 of section 24-17-02, relating to the membership on and jurisdiction of the highway corridor board and to prescribe an effective date.

Was read the first time and referred to the committee on Transportation.

Reps. Hoffner and Streibel introduced:

House Bill No. 1484. A Bill for an Act to amend and reenact section 9 of chapter 462 of the 1969 Session Laws of the state of North Dakota, relating to the periods during which the constitutional convention can meet in plenary session.

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

Rep. Knudson introduced:

House Bill No. 1485. A Bill for an Act to amend and reenact subsections 4 and 5 of section 15-38.1-02, sections 15-38.1-08, 15-38.1-10, subsection 3 of section 15-38.1-11, subsection 2 of section 15-38.1-13, and subsection 2, of section 15-38.1-14 of the North Dakota Century Code, relating to teachers representation and negotiation.

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

Reps. Henry and Hilleboe introduced:

House Bill No. 1486. A Bill for an Act to amend and reenact section 12-01-13 of the North Dakota Century Code, relating to the disposition of fines, forfeitures, pecuniary penalties and bail forfeitures.

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

Reps. Hentges and Wagner introduced:

House Bill No. 1487. A Bill for an Act to create and enact subsection 3 of section 18-11-15 of the North Dakota Century Code, and to amend and reenact subsection 2 of section 18-11-15 and sections 18-11-18 and 18-11-23 of the North Dakota Century Code, relating to the alternate firemen's relief association plan.

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

Rep. Metzger introduced:

House Bill No. 1488. A Bill for an Act to amend and reenact subsection 21 of section 11-15-07 of the North Dakota Century Code, relating to sheriff's fees.

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

Rep. R. Peterson introduced:

House Bill No. 1489. A Bill for an Act to amend and reenact subsection 6 of section 21-03-07 of the North Dakota Century Code, relating to authorization for school districts.

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

Reps. Fleming, Grant and K. Erickson introduced:

House Bill No. 1490. A Bill for an Act to create and enact a new section to chapter 16-07 of the North Dakota Century Code, relating to forms of special election ballot; and to amend and reenact sections 16-03-01, 16-11-05 and 16-11-06 of the North Dakota Century Code, relating to nominations of candidates, form of general election ballot, and arrangement of names on ballots.

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

Reps. Hildebrand and Mertens introduced:

House Bill No. 1491. A Bill for an Act to amend and reenact sections 15-18-03 and 15-18-04.1 of the North Dakota Century Code, relating to tuition and fees at junior colleges and off-campus educational centers, and to amend and reenact section 15-55-18 of the North Dakota Century Code, relating to bond issues for junior colleges and off-campus educational centers.

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

Rep. Dornacker introduced:

House Bill No. 1492. A Bill for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code to provide for the imposition of a surtax on the income of every individual, estate, trust and corporation required to file a North Dakota income tax return; to allocate the proceeds of such tax to payment of bonds issued to pay adjusted compensation to North Dakota veterans of the Viet Nam conflict; and to provide an effective date and a termination date for such tax.

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

Rep. Backes introduced:

House Bill No. 1493. A Bill for an Act to create and enact subsection 4 to section 29-09-09 of the North Dakota Century Code, relating to when a grand jury may be called and to create and enact section 29-10-28.1 of the North Dakota Century Code, relating to the employment of an attorney to assist the states attorney.

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

Rep. Winge introduced:

House Bill No. 1494. A Bill for an Act to provide that every owner or operator of a commercial mobile home park shall offer an option

to lease or rent on a month-to-month basis to each prospective tenant, and providing a penalty.

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

Reps. Bunker, Backes, Boustead and R. Peterson introduced:

House Bill No. 1495. A Bill for an Act to create and enact sections 15-65-05, 15-65-06, 15-65-07, 15-65-08, 15-65-09, 15-65-10, and 15-65-11 of the North Dakota Century Code, providing for a tax on all television sets in the state of North Dakota; to create and enact subsections 10, 11, 12, and 13 of section 15-65-03 of the North Dakota Century Code, relating to the owning and operation of educational broadcasting stations; and to amend and reenact section 15-65-04 of the North Dakota Century Code, relating to prohibitions of the educational broadcasting council; and providing a penalty.

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

Rep. Atkinson introduced:

House Bill No. 1496. A Bill for an Act to amend and reenact section 10-31-04 of the North Dakota Century Code, relating to the professional incorporation of architects and engineers.

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

Reps. R. Peterson and Hildebrand introduced:

House Bill No. 1497. A Bill for an Act to amend and reenact section 15-40.1-06 of the North Dakota Century Code, as contained in section 7 of House Bill No. 1045, relating to foundation program payments.

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

Reps. Raymond, Wilkie and Giffey introduced:

House Bill No. 1498. A Bill for an Act to amend and reenact sections 15-63-01 and 15-63-05 of the North Dakota Century Code relating to the state board of Indian scholarships and scholarship payments.

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

Rep. L. Larson introduced:

House Bill No. 1499. A Bill for an Act to amend and reenact Section 49-18-02 of the North Dakota Century Code by creating a new subsection relating to exemption from regulation under the provisions of Chapter 49-18 of the transportation of agricultural commodities from the farm to the processing plant.

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

Reps. Eagles and Stone introduced:

House Bill No. 1500. A Bill for an Act to define "justified medical termination of pregnancy"; to amend and reenact sections 12-25-01, 12-25-02, and 12-25-04 of the North Dakota Century Code, relating to abortion; to set a residency requirement therefor; and providing a penalty.

Was read the first time and referred to the committee on Social Welfare.

Reps. Knudson, Hildebrand and R. Peterson introduced:

House Bill No. 1501. A Bill for an Act to create and enact subsection 3 of section 57-15-15 of the North Dakota Century Code, relating to tax levy for school district share to be paid to teachers fund for retirement.

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

Reps. Weber, Gackle, Kingsbury, Shablow and Stoltenow introduced:

House Bill No. 1502. A Bill for an Act to create and enact subsection 3 of section 54-27-19 of the North Dakota Century Code, and to amend and reenact subsection 1 and subdivision a of subsection 2 of section 54-27-19 of the North Dakota Century Code, relating to the allocation of the highway tax distribution fund.

Was read the first time and referred to the committee on Transportation.

Reps. Metzger, Halcrow, Olienyk, DeGroot and Lundene introduced:

House Bill No. 1503. A Bill for an Act setting forth minimum wage standards for employees of the state of North Dakota.

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

Committee on Appropriations introduced:

House Bill No. 1504. A Bill for an Act to amend and reenact chapter 157 of the 1967 Session Laws of North Dakota, relating to college building fund appropriations.

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

Reps. Raymond, Wilkie and Giffey introduced:

House Bill No. 1505. A Bill for an Act to amend and reenact sections 54-36-01 and 54-36-05 of the North Dakota Century Code relating to the North Dakota Indian affairs commission and its powers and duties.

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

Reps. R. Peterson and Atkinson introduced:

House Bill No. 1506. A Bill for an Act to amend and reenact subsection 2 of section 39-08-01 of the North Dakota Century Code, relating to the penalty for driving or being in actual physical control of any vehicle upon a highway while under the influence of a narcotic drug or under the influence of intoxicating liquor.

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

Reps. Eagles and Mushik introduced:

House Bill No. 1507. A Bill for an Act to establish a division of corrections and to provide for the selection, powers and duties of the director and to repeal chapters 12-48 and 12-49 of the North Dakota Century Code relating to employment of inmates and the twine and cordage plant.

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

Rep. Miedema introduced:

House Bill No. 1508. A Bill for an Act to amend and reenact subsections 7, 8, 9, and 10 of section 20-03-12 of the North Dakota Century Code, relating to the schedule of fees for fishing licenses.

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

Reps. Stoltenow, G. Larson, Olienyk and Halcrow introduced:

House Bill No. 1509. A Bill for an Act to create and enact subsection 9 of section 15-35-02 of the North Dakota Century Code, relating to standards for the construction of school buildings.

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

Rep. Metzger introduced:

House Bill No. 1510. A Bill for an Act to amend and reenact section 12-44-42 of the North Dakota Century Code, relating to county jails and workhouses.

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

Reps. Rivinius, K. Johnson, Boyum, Meyer and Moore introduced:

House Bill No. 1511. A Bill for an Act to amend and reenact sections 16-04-15.1, 16-04-20, 16-04-26, 16-12-04, 16-13-01, 16-17-05.1, and 16-18-06, relating to separate party ballots in primary elections and separate precinct committeemen's ballots.

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

Reps. Eagles, White and Herman introduced:

House Bill No. 1512. A Bill for an Act to authorize home rule cities to levy a wheelage tax upon motor vehicles, to provide for the administration and collection of such tax by the motor vehicle registrar, and to provide for the remittance of the revenue from such tax back to the cities.

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

Reps. W. Erickson and Grant introduced:

House Bill No. 1513. A Bill for an Act to amend and reenact sections 54-03-06 and 54-35-04 of the North Dakota Century Code, providing that all hearings of the legislative assembly and its committees shall be open to the public.

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

Reps. Giffey, Raymond and Boustead introduced:

House Bill No. 1514. A Bill for an Act to amend and reenact sections 39-24-03 and 39-24-08, and subsections 3 and 6 of section 39-24-09 of the North Dakota Century Code, relating to the regulation of snowmobiles.

Was read the first time and referred to the committee on Transportation.

Reps. Gackle and Stone introduced:

House Bill No. 1515. A Bill for an Act to create and enact sections 26-03-48, 26-26-15, 26-27-15, and 26-27.1-20 of the North Dakota Century Code, permitting the use of coordinated benefit provisions in certain group health insurance policies and group nonprofit service contracts, and authorizing the commissioner of insurance to promulgate rules and regulations for their form and content.

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

Reps. Gackle, Moore and Dick introduced:

House Bill No. 1516. A Bill for an Act to amend and reenact subsection 1 of section 39-24-09 and section 39-24-10 of the North Dakota Century Code, relating to the regulation of snowmobiles.

Was read the first time and referred to the committee on Transportation.

Reps. Knudson, Hildebrand and R. Peterson introduced:

House Bill No. 1517. A Bill for an Act to create a new system of retirement benefits for teachers, providing for assessments, and creating Chapter 15-39.1 of the North Dakota Century Code; and repealing Chapter 15-39 of the North Dakota Century Code, relating to teachers' insurance and retirement fund.

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

Reps. Walsh and Brekke introduced:

House Bill No. 1518. A Bill for an Act to amend and reenact section 20-03-12 of the North Dakota Century Code, relating to the schedule of fees for hunting, fishing and trapping licenses; and to create and enact section 20-03-12.2 of the North Dakota Century Code, relating to dedication of funds for acquisition of wild-life lands and public hunting areas.

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

Reps. Boustead and Atkinson introduced:

House Bill No. 1519. A Bill for an Act to create and enact section 43-03-22 of the North Dakota Century Code, relating to the regulation of the practice of architecture; and to amend and reenact sections 43-03-01, 43-03-04, 43-03-06, 43-03-11, 43-03-13, 43-03-14, 43-03-15, 43-03-16, 43-03-18, 43-03-19, 43-03-20, and 43-03-21 of the North Dakota Century Code, relating to the membership, powers, and duties of the state board of architecture, the qualifications and examination of applicants for registration, and the regulation of the practice of architecture; and providing a penalty.

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

Rep. Dornacker introduced:

House Bill No. 1520. A Bill for an Act to amend and reenact section 57-13-01 of the North Dakota Century Code, relating to the membership of the state board of equalization.

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

Rep. Dornacker introduced:

House Bill No. 1521. A Bill for an Act to provide that county auditors shall reduce certain levies for political subdivisions for monies received for personal property tax replacement.

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

Rep. Solberg introduced:

House Bill No. 1522. A Bill for an Act to amend and reenact subsection 6 of section 25-01-01, sections 25-05-01, 25-05-02, 25-05-03, 25-05-06, 25-05-07, 25-05-10.1, 25-05-11, 25-05-16, subsection 3 of section 25-05-19, sections 25-05-33, 25-05-34, 25-09-01, subsection 1 of section 25-09-10, and section 54-23-01 of the North Dakota Century Code, relating to changing the name of the North Dakota state tuberculosis sanatorium to the San Haven state hospital, and providing the state director of institutions with authority to accept federal funds and programs on behalf of the hospital.

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

Rep. Metzger introduced:

House Bill No. 1523. A Bill for an Act to amend and reenact section 12-44-16 of the North Dakota Century Code, relating to jails and workhouses.

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

Rep. Metzger introduced:

House Bill No. 1524. A Bill for an Act to repeal chapter 4-18.1 of the North Dakota Century Code, relating to the milk stabilization board.

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

Rep. Halcrow introduced:

House Bill No. 1525. A Bill for an Act to amend and reenact Sections 6-05-08, 6-05-14 and 6-05-34 of the North Dakota Century Code, relating to trust companies and banking institutions.

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

Reps. Moore, Gackle, Dick and Glaspey introduced:

House Bill No. 1526. A Bill to amend and reenact section 20-03-39 of the North Dakota Century Code, relating to non-resident fishing license and providing that it may be divided into two segments of consecutive days.

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

Reps. K. Johnson and Murphy introduced:

House Bill No. 1527. A Bill for an Act to create and enact subsection 4 of section 20-08-01 of the North Dakota Century Code, relating to emergency closing of hunting seasons; and to amend and reenact section 20-08-04 of the North Dakota Century Code, relating to an exception in the publication of governor's orders.

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

Rep. Gackle introduced:

House Bill No. 1528. A Bill for an Act to create and enact subdivisions 1 and m of subsection 2 of section 26-03A-03 of the North Dakota Century Code; to amend and reenact subdivision c of subsection 2 of section 26-03A-03 and subsection 7 of section 26-03A-03 of the North Dakota Century Code; and to repeal subdivisions d, e, and f of subsection 2 of section 26-03A-03 of the North Dakota Century Code, pertaining to overinsurance under individual accident and sickness insurance policies.

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

Rep. Tweten introduced:

House Bill No. 1529. A Bill for an Act to allow for sentencing of public offenders to the director of institutions.

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

Rep. Fleming introduced:

House Bill No. 1530. A Bill for an Act to create and enact section 35-11-01.1 of the North Dakota Century Code, relating to farm laborers' liens.

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

Reps. Giffey, Rivinius, Livingston, Herman and Dotzenrod introduced:

House Bill No. 1531. A Bill for an Act to amend and reenact Subsection 3 of Section 4-28-02, Sections 4-28-07 and 4-28-08 of the North Dakota Century Code, relating to the definition of a first purchaser, time of assessment of state wheat tax and duties and functions of the State Wheat Commission.

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

Rep. B. Miller introduced:

House Bill No. 1532. A Bill for an Act to create and enact a new subsection to section 40-22-01 of the North Dakota Century Code, relating to the powers of municipalities; to create and enact a new subsection to section 40-35-02 of the North Dakota Century Code, relating to revenue bonds for the construction of television relay towers; and to amend and reenact sections 40-22-08 and 40-22-09 of

the North Dakota Century Code, relating to special assessment improvement districts.

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

Rep. Eagles introduced:

House Bill No. 1533. A Bill for an Act to amend and reenact sections 15-20.1-01, 15-20.1-05, 15-20.1-14, and 15-20.1-15 of the North Dakota Century Code, as contained in section 4 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to definitions, custody, and payment of vocational education and vocational rehabilitation funds, and rehabilitational services.

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

Rep. Dornacker introduced:

House Bill No. 1534. A Bill for an Act to create and enact sections 16-04-15.2 and 16-11-05.1 of the North Dakota Century Code; and to amend and reenact sections 16-01-03, 16-04-17, 16-10-12.1, 16-11-12, and subsection 2 of section 16-21-02 of the North Dakota Century Code, relating to the preparation of ballots for and the operation of voting machines by persons eighteen to twenty-one years of age in voting for elected federal officials.

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

Rep. Dornacker introduced:

House Bill No. 1535. A Bill for an Act to amend and reenact sections 15-40.1-07 and 15-40.1-08 of the North Dakota Century Code, as contained in section 7 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to high school and elementary per-pupil payments under the foundation aid program.

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

Rep. Dornacker introduced:

House Bill No. 1536. A Bill for an Act to provide for an additional tax on the income of individuals, estates, and trusts; to provide for the distribution to the counties of the revenue collected; to provide for reduction of the twenty-one mill levy; to provide an effective date; and to provide an appropriation.

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

Reps. Henning, Boyum and Lee introduced:

House Bill No. 1537. A Bill for an Act to amend and reenact sections 57-17-01, 57-17-02, 57-17-03, and 57-17-04 of the North Dakota Century Code, relating to excess levies in counties, cities, and townships, to notice of election, and to the form of election ballots.

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

Reps. Hentges and K. Johnson introduced:

House Bill No. 1538. A Bill for an Act to provide for the humane treatment of animals and to provide penalties for their inhumane treatment; to repeal sections 36-21-02, 36-21-03, 36-21-06, 36-21-07, 36-21-08, and 36-21-09 of the North Dakota Century Code; and providing penalties.

Was read the first time and referred to the committee on Social Welfare.

Reps. Solberg, Halcrow, Wagner, Linderman and Reimers introduced:

House Bill No. 1539. A Bill for an Act to create an Indian development fund under the supervision of the North Dakota business and industrial development department, and making an appropriation.

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

Rep. Rundle introduced:

House Bill No. 1540. A Bill for an Act placing supreme and district court judges under the public employees' retirement system; and to repeal chapter 27-17 of the North Dakota Century Code; relating to the judges' retirement system.

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

Reps. Hilleboe, Boyum, Welder, Giffey and Gengler introduced:

House Bill No. 1541. A Bill for an Act to amend and reenact subsection 1 of section 19-05-08 and subsection 2 of section 19-05-13 of the North Dakota Century Code, relating to the reduction and elimination of the tax imposed upon oleomargarine sold in this state.

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

Reps. Hilleboe and White introduced:

House Bill No. 1542. A Bill for an Act to amend and reenact section 40-21-02 of the North Dakota Century Code, to provide for the appointment of poll clerks for municipal elections.

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

Rep. Hoffner introduced:

House Bill No. 1543. A Bill for an Act to create and enact subsection 16 of section 50-06-06 of the North Dakota Century Code, and to amend and reenact sections 12-46-02, 12-46-03, 12-46-04, 12-46-05, 12-46-06, 12-46-07, 12-46-09, 12-46-10, 12-46-10.1, 12-46-11, 12-46-12, 12-46-13, 12-46-16, 12-46-17, 12-46-18, 12-46-21, 12-46-22, 12-46-23, 12-52-01, 12-52-02, 12-52-03, 12-52-04, 12-52-05, 12-52-06, 12-52-07, 54-23-01, and 54-23-22 of the North Dakota Century Code, transferring control of the North Dakota industrial school to the public welfare board.

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

Rep. Henry introduced:

House Bill No. 1544. A Bill for an Act to create and enact subsection 13 of section 39-03-09 of the North Dakota Century Code, relating to the powers of the highway patrol.

Was read the first time and referred to the committee on Transportation.

Committee on Education introduced:

House Bill No. 1545. A Bill for an Act to amend and reenact sections 15-53.1-05, 15-53.1-06, 15-53.1-27, 15-53.1-35, and 15-53.1-36 of the North Dakota Century Code, as contained in section 9 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to annexation hearings, continuance of elementary schools, attachments of contiguous territory to school districts, transfers of land upon reorganization or annexation, and publication of reorganization notices.

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

Rep. Hildebrand introduced:

House Bill No. 1546. A Bill for an Act to create and enact chapter 15-36.1 of the North Dakota Century Code, relating to teacher

certification and ethics and to amend and reenact section 15-38-17 of the North Dakota Century Code, relating to the establishment of a teachers' professional practices commission; and to repeal chapter 15-36 and sections 15-38-18, 15-38-19 of the North Dakota Century Code, relating to teachers' certification and professional conduct.

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

Reps. Streibel and Strinden introduced:

House Bill No. 1547. A Bill for an Act to provide for state legislative apportionment, and to repeal section 1 of chapter 338 of the North Dakota Session Laws of 1965, relating to state legislative apportionment.

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

Reps. Opedahl, Jacobson, B. Miller and Anderson introduced:

House Bill No. 1548. A Bill for an Act to provide that the governor shall have authority to appoint a majority of the members of certain boards and commissions within six months after taking office; and providing an effective date.

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

Rep. Dornacker introduced:

House Bill No. 1549. A Bill for an Act to create and enact a new section to chapter 21-02 of the North Dakota Century Code, relating to the issuance of certificates of indebtedness by a political subdivision in anticipation of the revenue it will receive as personal property tax replacement revenue pursuant to section 57-58-01 of the North Dakota Century Code.

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

Reps. Atkinson and R. Peterson introduced:

House Bill No. 1550. A Bill for an Act to authorize the use of a chemical screening test or tests of a driver's breath when the vehicle he is driving is involved in a collision which results in the death or personal injury requiring hospitalization of any person; to authorize a test of blood for screening test under certain circumstances; to limit the use of the results of screening tests to determine justification for a further test under the provisions of section 39-20-01; and to authorize the revocation of driver's license for a refusal to submit to a screening test.

Was read the first time and referred to the committee on Transportation.

Rep. Atkinson introduced:

House Bill No. 1551. A bill for an Act to allow judges to record court proceedings by electronic or mechanical means.

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

Rep. Weber introduced:

House Bill No. 1552. A Bill for an Act to amend and reenact section 39-04-44 of the 1969 supplement to the North Dakota Century Code, relating to credits on destroyed vehicles.

Was read the first time and referred to the committee on Transportation.

Rep. Giffey introduced:

House Bill No. 1553. A Bill for an Act to amend and reenact subsection 1. of section 39-04-18 of the 1969 Supplement to the North Dakota Century Code, relating to registration requirements of motor vehicles.

Was read the first time and referred to the committee on Transportation.

Reps. Tweten, J. Peterson and L. Hausauer introduced:

House Bill No. 1554. A Bill for an Act to provide for a conditional transfer of funds to the college building fund and making an appropriation from the college building fund for the construction of college buildings and repealing chapter 157 of the 1967 Session Laws of the state of North Dakota.

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

Rep. Boustead introduced:

House Bill No. 1555. A Bill for an Act to amend and reenact section 39-04-12, subsection 2 of section 39-04-19 of the 1969 Supplement to the North Dakota Century Code and section 39-04-21 of the North Dakota Century Code, relating to contents of number plates and motor vehicle registration fees.

Was read the first time and referred to the committee on Transportation.

Rep. Hensrud introduced:

House Bill No. 1556. A Bill for an Act to amend and reenact section 39-05-22 of the North Dakota Century Code, relating to surrendered certificates of title to a motor vehicle.

Was read the first time and referred to the committee on Transportation.

Rep. Metzger introduced:

House Bill No. 1557. A Bill for an Act to provide for equality of personal property sales tax and use tax taxation between sales of mobile homes and sales of homes built on the site of use, and to prevent a personal property sales tax or use tax from being applied to the approximate amount of the cost of labor contained in total sales price of mobile homes.

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

Rep. Wilkie introduced:

House Bill No. 1558. A Bill for an Act to establish a coordinated and codified system of drug control, to create a closed regulatory system for the legitimate handlers of controlled drugs, to prohibit certain activities relating to controlled drugs, to provide penalties for violations thereof, to amend and reenact section 19-02-21; subsections 15 and 16 of section 19-02.1-01; subsections 1, 2, 3, 4, 7, 9 and 13 of section 19-02.1-02; subsections 1 and 9 of section 19-02.1-05; section 19-02.1-13 section 19-02.1-14; section 19-02.1-19; section 19-02.1-20; section 19-02.1-21; section 19-02.1-22 of the North Dakota Century Code and to repeal chapter 19-03 of the North Dakota Century Code, relating to narcotics, and to repeal subsections 4, 7, 13, 14, 23, 24 and 25 of section 19-02.1-01; subsections 11, 12, 14, 15, 16, 17, 18, 19, 20, 22 and 23 of section 19-02.1-02; subsection 4 of section 19-02.1-04; subsection 5 and 6 of section 19-02.1-05; section 19-02.1-15; section 19-02.1-16 and section 19-02.1-23 of the North Dakota Century Code relating to drugs.

Was read the first time and referred to the committee on Social Welfare.

Reps. Mushik and Gerl introduced:

House Concurrent Resolution No. 3013. A Concurrent Resolution recognizing the efforts and objectives of those individuals and organizations who are memorializing the history of the U. S. 7th Cavalry during its territorial days' service in North Dakota, and to encourage the activities of those individuals and organizations, and to encourage various state departments, institutions, and agencies to give assistance.

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

The House stood adjourned, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

SIXTEENTH DAY

Bismarck, January 22, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Austin Engel, United Church of Christ, Bismarck.

Roll was called, and all members were present except Rep. Sandness.

A quorum was declared by the Speaker.

REVISIONS AND CORRECTIONS

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fourteenth Day After Recess and Fifteenth Day, and finds the same to be correct.

REP. STONE, Chairman

Rep. Lee moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Veterans' Affairs to whom was referred House Bill No. 1117 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. OLIENYK, Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1126 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1206 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. RUNDLE, Chairman

Rep. McGeehan moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1212 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, January 22, 1971

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution 4020

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, January 22, 1971

Mr. Speaker: I have the honor to return:
 House Bill No. 1045
 House Bill No. 1049
 House Bill No. 1056
 House Bill No. 1074
 House Bill No. 1082
 House Bill No. 1083
 House Bill No. 1112
 House Concurrent Resolution 3006
 Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

MOTION

Rep. Streibel moved that the House be on the Fifth Order of Business, and at the conclusion of the Fifth Order the House stand recessed subject to the call of the chair, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1070 has had the same under consideration and recommends that the same be amended as follows:

On page 6, line 16, after the word "**mailed**" insert the following: "**by certified mail, return receipt requested,**"

On page 6, line 18 after the comma delete the following: "**except that when cancellation is**" and insert in lieu thereof the following: "**provided that if the mailing receipt has not been returned to the insurer within twenty days, and the insurer, through its local agent or otherwise, has made every reasonable effort during that period to notify the insured of the forthcoming cancellation, then the insurer may cancel the policy. When cancellation is**"

On page 6, line 19, after the word "**mailed**" insert the following: "**by certified mail**"

On page 8, line 26, fill in the blank with the words "**one hundred**"

On page 9, line 14 after the word "**cancellation**" insert the following: "**for nonpayment of premium**"

On page 9, line 17 after the period insert the following: "**Proof of mailing of notice of cancellation for reasons other than nonpayment of premium shall be evidenced by the return receipt provided for in section 26-02-34, or by affidavit of mailing.**"

And renumber the pages and lines accordingly.

And when so amended recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1077 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 30 after the word "**salary**" insert the following words "**and expenses and mileage**"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1147 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 13 delete the word "**may**" and insert the word "**shall**"

On page 3, line 8 delete "**1970**" and insert "**1971**"

On page 3, line 13 delete "1970" and insert "1971"

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Giffey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1178 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1179 has had the same under consideration and recommends that the same be amended as follows:

On page 1, in line 17, after the word "producer" insert the following new language: ", terminal market"

And renumber the page and lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. William Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1180 has had the same under consideration and recommends that the same be amended as follows:

On page 1, in line 22, after the word "be" delete the word "one" and insert in lieu thereof the word "five"

On page 1, in line 22, delete the word "dollar" and insert in lieu thereof the word "dollars"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans' Affairs to whom was referred House Bill No. 1186 has had the same under consideration and recommends that the same do pass.

REP. OLIENYK, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1258 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2081 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Grant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2082 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Gengler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2088 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Herman moved that the report be adopted, which motion prevailed and the report was adopted.

House stood recessed pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

SIXTEENTH DAY AFTER RECESS,
SEVENTEENTH DAY AND EIGHTEENTH DAY

Bismarck, January 25, 1971

The House reconvened, pursuant to the call of the chair, with Speaker Bier presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1066

And find the same correctly Engrossed.

REP. MIEDEMA, Chairman

Rep. White moved that the report be adopted, which motion prevailed, and the report was adopted.

MOTIONS

Rep. Wagner moved that the House reconsider the action by which Senate Bill No. 2187 was lost, which motion was then withdrawn.

Rep. Wagner moved that the House request a return of Senate Bill No. 2187 from the Senate, which motion prevailed.

MESSAGE TO SENATE

House Chambers

Bismarck, January 25, 1971

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 2187.

ROY GILBREATH, Chief Clerk

REPORT OF A PROCEDURAL COMMITTEE

Mr. Speaker: Your Procedural Committee on Employment submits the following name for the position specified below.

Alvina Froelich, Mandan.....Bill Book Clerk

REP. BOUSTEAD, Chairman

Rep. L. Larson moved that the report be adopted, which motion prevailed and the report was adopted.

The question then was on the motion of Rep. L. Larson for the adoption of the Employment Committee Report.

ROLL CALL

The roll was called and there were ayes 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Riemers
Austin	Halcrow	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfsrud

Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dotzenrod	Hickle	Miedema	Streibel
Eagles	Hildebrand	Miller, B.	Strinden
Erickson, K.	Hilleboe	Miller, E.	Thorsgard
Erickson, W.	Hoffner	Moore	Ulvedal
Fleming	Jacobson	Murphy	Wagner
Gackle	Jenkins	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Weber
Gengler	Johnson, K.	Opedahl	Welder
Gerl	Kieffer	Patrick	White
Giffey	Kingsbury	Peterson, J.	Wilkie
Glaspey	Knudson	Peterson, R.	Winge
Grant	Lang	Raile	Mr. Speaker

Absent and not voting:

Dornacker Tweten

So the motion prevailed.

Speaker Bier then administered the oath to the employee listed above.

SECOND READING OF HOUSE BILLS

House Bill No. 1066. A Bill for an Act to amend and reenact section 39-16-05 and subsection 3 of section 39-16-07 of the North Dakota Century Code, relating to suspension of drivers' licenses after the negligence or responsibility of drivers involved in accidents has been determined, and providing for filing of evidence of nonliability or confession of judgment with the commissioner, and for suspension of license in case of default.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Reimers
Atkinson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfsrud
Boustead	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
Bunker	Hensrud	Metzger	Solberg
DeGroot	Hentges	Meyer	Stoltenow
DeKrey	Herman	Miedema	Stone
Dick	Hickle	Miller, B.	Streibel
Dotzenrod	Hildebrand	Miller, E.	Strinden
Eagles	Hilleboe	Moore	Thorsgard
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Gackle	Jenkins	Olienyk	Walsh
Ganser	Johnson, H.	Opedahl	Weber
Gengler	Johnson, K.	Patrick	Welder
Gerl	Kieffer	Peterson, J.	White
Giffey	Kingsbury	Peterson, R.	Wilkie
Glaspey	Knudson	Raile	Winge
Grant	Lang	Raymond	Mr. Speaker
Gronneberg	Larson, G.		

Those voting in the negative were:

Fleming Mertens

Absent and not voting:

Dornacker Tweten

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1005 has had the same under consideration and recommends that the same be amended as follows:

Page 1, line 17 of the bill, delete the sum \$1,393,296.00 and in lieu thereof insert the sum \$1,363,296.00.

Page 1, line 18, delete the figure \$494,914.00 and insert in lieu thereof \$464,914.00.

Page 1, line 24, delete the sum \$136,400.00 and in lieu thereof insert the sum \$106,400.00.

Page 2, line 6, delete the sum \$1,393,296.00 and in lieu thereof insert the sum \$1,363,296.00.

Page 2, line 9, delete the sum \$494,914.00 and in lieu thereof insert the sum \$464,914.00.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The appropriation was reduced by \$30,000.00 since an appropriation of \$30,000.00 for the creation of a revolving fund is called for in a separate bill.

REP. REIMERS, Chairman

Rep. Opedahl moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1010 has had the same under consideration and recommends that the same be amended as follows:

Page 1, line 10, delete the figure \$261,350.00 and insert in lieu thereof \$273,350.00.

Page 1, Line 16 of the bill, delete the sum \$319,237.00 and in lieu thereof insert the sum \$331,237.00.

Page 1, Line 24, delete the sum \$460,737.00 and in lieu thereof insert the sum \$472,737.00.

Page 2, Line 1, delete the sum \$261,350.00 and in lieu thereof insert the sum \$273,350.00.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The committee amended the bill to provide for an increase in Salaries and Wages in lieu of free meals previously given to employees and members of the home.

REP. REIMERS, Chairman

Rep. Olienyk moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1031 has had the same under consideration and recommends that the same be amended as follows:

Page 1, line 13 of the bill, delete the sum \$1,087,520.00 and in lieu thereof insert the sum \$1,017,520.00.

Page 1, line 14, delete the sum \$335,350.00 and in lieu thereof insert the sum \$347,463.00.

Page 1, line 15, delete the figure \$752,170.00 and insert in lieu thereof \$670,057.00.

Page 1, line 19, delete the sum \$1,087,520.00 and in lieu thereof insert the sum \$1,017,520.00.

Page 1, line 20, delete the sum \$1,087,520.00 and in lieu thereof insert the sum \$1,017,520.00.

Page 1, line 21, delete the sum \$335,350.00 and in lieu thereof insert the sum \$347,463.00.

Page 1, line 22, delete the sum \$752,170.00 and in lieu thereof insert the sum \$670,057.00.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The amendment to the Statewide Communications fund does the following:

- (1) Reduces local phone services by \$20,000.00
- (2) Increases income from LETS by \$16,000.00
- (3) Increased billings from colleges and universities \$6,113.00
- (4) Transfer \$40,000.00 of General Fund income from Centrex System to Communications fund.
- (5) Deleted \$50,000.00 contingent appropriations.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1042 has had the same under consideration and recommends that the same be amended as follows:

Page 1, Line 20, delete the word "management,"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

REP. REIMERS, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1157 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1170 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1185 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1187 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. McGeehan moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1188 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 14, after the word "persons" delete the following language: "who are not, and who do not intend to be, the"

On page 1, line 15, delete the following language: "ultimate consumers"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1190 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1191 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1209 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 17 after the first word "**the**" delete the following language "**legislative council, or its designee**" and insert in lieu thereof of the following language "**secretary of state and shall be approved by the attorney general**"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Dotzenrod moved that the report be adopted, which motion prevailed and the report was adopted.

RECOGNITION

Rep. Shablow announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Glen C. Goodman, and Rep Goodman was thereupon introduced to the House.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

SEVENTEENTH DAY

Bismarck, January 25, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Tommy Sands, Church of God, Bismarck.

Roll was called, and all members were present except. Rep. Reimers and Rep. Tweten.

A quorum was declared by the Speaker.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifteenth Day After Recess and Sixteenth Day and recommends that the same be corrected as follows:

On Page 311, delete lines 55 through 62.

On page 312, delete lines 2 and 3.

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Boustead moved that the amendments to House Bill No. 1070 as recommended by the Committee on Transportation as printed on page 313 of the House Journal be adopted.

Rep. Boustead moved that the House dispense with the reading of the amendments to House Bill No. 1070, which motion prevailed.

The question then was on the motion of Rep. Boustead to adopt the amendments to House Bill No. 1070, which motion prevailed.

Rep. Rundle moved that the amendments to House Bill No. 1077 as recommended by the Committee on Political Subdivisions as printed on page 313 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 1147 as recommended by the Committee on Transportation as printed on pages 313 and 314 of the House Journal be adopted, which motion prevailed.

Rep. K. Johnson moved that the amendments to House Bill No. 1179 as recommended by the Committee on Agriculture as printed on page 314 of the House Journal be adopted, which motion prevailed.

Rep. K. Johnson moved that the amendments to House Bill No. 1180 as recommended by the Committee on Agriculture as printed on page 314 of the House Journal be adopted, which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1211 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Sandness moved that the report be adopted.

MOTIONS

Rep. Halcrow moved a substitute motion that House Bill No. 1211 be returned to the Committee on Industry, Business and Labor for the purpose of amendment, which motion prevailed.

Rep. Dornacker moved that House Bill No. 1495 be returned to the House from the Committee on Finance and Taxation, which motion prevailed.

Rep. Dornacker requested that House Bill No. 1495 be re-referred to the Committee on Education. There being no objections, it was so ordered by the Speaker.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1216 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1222 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Raile moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1267 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1281 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1348 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 16 delete the word "twenty" and insert in lieu thereof the word "fourteen"

On page 2, line 3 delete the word "twenty" and insert in lieu thereof the word "fourteen"

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2083 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2098 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. A. Hausauer moved that the report be adopted, which motion prevailed and the report was adopted.

RECOGNITION

Speaker Bier introduced to the House the Hon. J. E. Snedker, Speaker of the Saskatchewan Legislative Assembly.

Rep. Streibel moved that the chair select a committee to escort the Hon. Snedker to the rostrum, which motion prevailed.

Speaker Bier appointed Reps. Streibel and Hoffner to escort Mr. Snedker to the rostrum.

Rep. Streibel moved that the remarks of the Hon. J. E. Snedker be printed in the House Journal, which motion prevailed.

Hon. Speaker Snedker:

"Mr. Speaker, members of the House of Representatives:

"When I arrived here last night and read one of your daily papers and looked at your calendar and estimated the workload of this Legislature, I wondered if I should even take one minute of your time because it was obvious that time was at a premium in this Assembly. However, after being taken through your Legislature this morning by one of the most wonderful men I could have in the person of your Speaker, and seeing the dispatch with which your Legislature deals with business, you will make the grade by the deadline. So with the promise to take just a few minutes, I wish to extend the very sincere greetings from the Legislature and all the peo-

ple of Saskatchewan to the House of Representatives and all the people of the State of North Dakota — our neighboring state with whom we have so much in common.

"When I received the invitation to interview your Legislature, I was reminded of a farm boy from Saskatchewan who kept company with a girl for ten years without the proposal of matrimony. The reason for delaying the proposal so long was that he was a sound and serious fellow who had certain things in mind he should achieve before he proposed. These objectives were: he should have clear title to a section of land, a line of machinery and car paid for, cattle debt free and \$1,000 in the bank. This was quite an objective to set. However, in the tenth year of striving to achieve these objectives, he sold some cattle and suddenly he had the \$1,000, the last of the objectives to achieve. He raced to the phone, called his girl, and said, 'I have clear title to a section of land, a good herd of cattle, machinery and car paid for and \$1,000 in the bank. Will you marry me?' She said, 'You're darned right I will. Who's speaking?'"

"When invited to visit your Legislature, I accepted with alacrity, and to have what I thought was a good reason to get a first-hand look at the Session at work. I am pleased to see so many students in the gallery. We have an ever-increasing student load in our gallery. In 1966, I mingled very often with the students and answered many of their questions, and as a result, I decided to take another step and give a lecture program on parliamentary procedure. I conducted these lectures — fifteen minutes for lecture and fifteen minutes for questions and answers. Naturally, I find these young people very intelligent, sincere, precocious, and serious, and you are going to have to be smart on your feet to field the questions they throw at you. Very often I was asked to describe to these students the Congressional System practiced in the United States. I have no problem explaining the Parliamentary System, but when I got to the point of orally explaining the Congressional System, I found myself at a loss. While I read a good many books on this subject, I found my answers as dead and dry as the books from which I had gotten the answers. I wanted to not only give the rule but the reason for the rule, and I wanted the answer to sparkle with the warmth of human feeling which is necessary if we are to describe the Congressional System. I wanted to be able to give them a real factual explanation of both systems that are in use in our two great countries. For this reason I was extremely happy to accept the invitation of your Speaker to come to the Legislature of your state.

"I cannot speak too highly for the time and trouble that have gone into my visit to show me the manner in which you practice this system. I appreciate the manner in which my understanding has been increased, so I can give better lectures and do a better job so those young people can take their proper places in our free self-governing country. Thank you very much for your courtesy and for the wonderful welcome you have given me in the State of North Dakota."

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk
EIGHTEENTH DAY

Bismarck, January 25, 1971

The House convened at 2 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Tommy Sands, Church of God, Bismarck.

Roll was called, and all members were present except Rep. Tweten.

A quorum was declared by Speaker Bier.

MESSAGES FROM THE SENATE
Senate Chamber

Bismarck, January 25, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1100

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary
Senate Chamber

Bismarck, January 25, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2025

Senate Bill No. 2026

Senate Bill No. 2035

Senate Bill No. 2060

Senate Bill No. 2117

Senate Bill No. 2120

Senate Bill No. 2148

Senate Bill No. 2149

Senate Bill No. 2151

Senate Bill No. 2170

Senate Bill No. 2195

Senate Bill No. 2203

Senate Bill No. 2209

Senate Bill No. 2213

Senate Bill No. 2216

Senate Concurrent Resolution No. 4004

Senate Concurrent Resolution No. 4008

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

SECOND READING OF A HOUSE BILL

House Bill No. 1178. A Bill for an Act to amend and reenact Section 36-04-03 of the North Dakota Century Code, relating to agents of livestock, poultry and wool dealers use of checks or other commercial paper other than in the name of their principals.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Larson, L.	Riemers
Atkinson	Gronneberg	Laughlin	Rice
Austin	Gunderson	Lee	Rivinius
Backes	Halcrow	Linderman	Rocheleau
Berg	Haman	Livingston	Rolfsrud
Boustead	Haugland	Lundene	Rundle
Boyum	Hausauer, A.	McGauvran	Sandness
Brekke	Hausauer, R.	McGeehan	Shablow
Bunker	Henning	Mertens	Solberg
DeGroot	Henry	Metzger	Stoltenow
DeKrey	Hensrud	Meyer	Stone
Dick	Hentges	Miedema	Streibel
Dornacker	Herman	Miller, B.	Strinden
Dotzenrod	Hickie	Miller, E.	Thorsgard
Eagles	Hildebrand	Moore	Ulvedal
Erickson, K.	Hoffner	Murphy	Wagner
Erickson, W.	Jacobson	Mushik	Walsh
Fleming	Jenkins	Olienyk	Weber
Gackle	Johnson, H.	Opedahl	Welder
Ganser	Johnson, K.	Patrick	White

Gengler	Kingsbury	Peterson, J.	Wilkie
Gerl	Knudson	Peterson, R.	Winge
Giffey	Lang	Raile	Mr. Speaker
Glaspey	Larson, G.	Raymond	

Absent and not voting:

Hilleboe	Kieffer	Tweten
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So the bill passed and the title was agreed to.

Rep. Halcrow requested that the record show that a large delegation from the Drayton School was in attendance today, having traveled over 300 miles to get here, and particularly mentioned that members of the undefeated basketball team from Drayton are included in that delegation.

SECOND READING OF HOUSE BILLS

House Bill No. 1186. A Bill for an Act to amend and reenact section 37-01-03 of the North Dakota Century Code, relating to not having to charge a person under the code of military justice before turning the person over to civil authorities.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raile
Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Riemers
Backes	Halcrow	Laughlin	Rice
Berg	Haman	Lee	Rivinius
Boustead	Haugland	Linderman	Rocheleau
Boyum	Hausauer, A.	Livingston	Rolfstrud
Brekke	Hausauer, R.	Lundene	Rundle
Bunker	Henning	McGauvran	Sandness
DeGroot	Henry	McGeehan	Shablow
DeKrey	Hensrud	Mertens	Solberg
Dick	Hentges	Metzger	Stoltenow
Dornacker	Herman	Meyer	Stone
Dotzenrod	Hickle	Miedema	Streibel
Eagles	Hildebrand	Miller, B.	Thorsgard
Erickson, K.	Hilleboe	Miller, E.	Ulvedal
Erickson, W.	Hoffner	Moore	Wagner
Fleming	Jacobson	Murphy	Walsh
Gackle	Jenkins	Mushik	Weber
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Johnson, K.	Opedahl	White
Gerl	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, J.	Winge
Glaspey	Knudson	Peterson, R.	Mr. Speaker

Absent and not voting:

Strinden	Tweten
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So the bill passed and the title was agreed to.

House Bill No. 1258. A Bill for an Act to amend and reenact section 20-05-03 of the North Dakota Century Code, allowing horses and mules to be used in hunting big game.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 61; nays, 35; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Glaspey	Laughlin	Rice
Atkinson	Gronneberg	Linderman	Rocheleau
Backes	Haugland	Livingston	Rolfstrud

Brekke	Hausauer, R.	Lundene	Rundle
Bunker	Henning	McGauvran	Shablow
DeGroot	Henry	McGeehan	Stoltenow
DeKrey	Hentges	Mertens	Stone
Dick	Herman	Metzger	Streibel
Dornacker	Hilleboe	Moore	Strinden
Dotzenrod	Hoffner	Murphy	Ulvedal
Erickson, K.	Jacobson	Mushik	Walsh
Fleming	Johnson, H.	Opedahl	Weber
Gackle	Kieffer	Patrick	Wilkie
Gengler	Lang	Peterson, J.	Winge
Gerl	Larson, L.	Raymond	Mr. Speaker
Giffey			

Those voting in the negative were:

Austin	Haman	Larson, G.	Riemers
Berg	Hausauer, A.	Lee	Rivinius
Boustead	Hensrud	Meyer	Sandness
Boyum	Hickle	Miedema	Solberg
Eagles	Hildebrand	Miller, B.	Thorsgard
Erickson, W.	Jenkins	Miller, E.	Wagner
Ganser	Johnson, K.	Olienyk	Welder
Gunderson	Kingsbury	Peterson, R.	White
Halcrow	Knudson	Raile	

Absent and not voting:

Grant Tweten

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 2081. A Bill for an Act to amend and reenact sections 39-03-03 and 39-03-13 of the North Dakota Century Code, relating to the appointment of highway patrolmen and powers of the superintendent of the highway patrol; and to repeal section 39-03-14 of the North Dakota Century Code, relating to the state highway patrol hearing board.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Riemers
Austin	Gunderson	Laughlin	Rice
Backes	Halcrow	Lee	Rivinius
Berg	Haman	Linderman	Rocheleau
Boustead	Haugland	Livingston	Rolfstrud
Boyum	Hausauer, A.	Lundene	Rundle
Brekke	Hausauer, R.	McGauvran	Sandness
Bunker	Henning	McGeehan	Shablow
DeGroot	Henry	Mertens	Solberg
DeKrey	Hensrud	Metzger	Stoltenow
Dick	Hentges	Meyer	Stone
Dornacker	Herman	Miedema	Streibel
Dotzenrod	Hickle	Miller, B.	Strinden
Eagles	Hildebrand	Miller, E.	Thorsgard
Erickson, K.	Hilleboe	Moore	Ulvedal
Erickson, W.	Hoffner	Murphy	Wagner
Fleming	Jacobson	Mushik	Walsh
Gackle	Jenkins	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	

Absent and not voting:

Johnson, H. Tweten Mr. Speaker

So the bill passed and the title was agreed to.

Senate Bill No. 2082. A Bill for an Act to create and enact sections 24-02-03.1, 24-02-03.2, and 54-07-01.1 of the North Dakota Century Code, relating to the authority of the highway commissioner in matters of national defense and damages to public roads, and emergency powers of the governor; and to repeal chapter 24-13 of the North Dakota Century Code, relating to the highway traffic advisory committee.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Reimers
Austin	Gunderson	Laughlin	Rice
Backes	Halcrow	Lee	Rivinius
Berg	Haman	Linderman	Rocheleau
Boustead	Haugland	Livingston	Rolfsrud
Boyum	Hausauer, A.	Lundene	Rundle
Brekke	Hausauer, R.	McGauvran	Sandness
Bunker	Henning	McGeehan	Shablow
DeGroot	Henry	Mertens	Solberg
DeKrey	Hensrud	Metzger	Stoltenow
Dick	Hentges	Meyer	Stone
Dornacker	Herman	Miedema	Streibel
Dotzenrod	Hickle	Miller, B.	Strinden
Eagles	Hildebrand	Miller, E.	Thorsgard
Erickson, K.	Hilleboe	Moore	Ulvedal
Erickson, W.	Hoffner	Murphy	Wagner
Fleming	Jacobson	Mushik	Walsh
Gackle	Jenkins	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	Wilkie
Gerl	Kingsbury	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker
Glaspey	Lang	Raile	

Absent and not voting:

Johnson, H. Tweten White

So the bill passed and the title was agreed to.

Senate Bill No. 2088. A Bill for an Act to create and enact subsection 12 of section 57-01-02 of the North Dakota Century Code; to amend and reenact sections 39-19-01 and 39-19-03 of the North Dakota Century Code; and to repeal section 39-19-02 of the North Dakota Century Code; relating to the reciprocity commission.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Reimers
Austin	Halcrow	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfsrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow

DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant			

Absent and not voting:

Tweten

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, January 25, 1971

Mr. Speaker: I have the honor to return:

Senate Bill No. 2187

Which the House has requested.

LEO LEIDHOLM, Secretary

MOTION

Rep. Wagner moved that the House reconsider the action by which Senate Bill No. 2187 was lost.

Rep. Rundle requested that Rep. Kingsbury's remarks in regard to this motion be included in the Journal.

Rep. Kingsbury:

"Mr. Speaker, I question that Senate Bill No. 2187 is properly before the House at this time.

"Rule No. 9 of the Joint Rules, in the last sentence its states 'In case action has been had, then it shall require a two-thirds vote of the House asked to return a bill or resolution called for.' The Senate had already acted on Senate Bill No. 2187, and they should not have returned it when they did not have the two-thirds majority called for."

The question then was on the motion of Rep. Wagner to reconsider the action by which Senate Bill No. 2187 was lost, which motion failed on a division vote.

MESSAGES TO THE SENATE

House Chamber

Bismarck, January 25, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1009

House Bill No. 1029

House Bill No. 1038

House Bill No. 1079

House Bill No. 1111

House Bill No. 1131

House Bill No. 1156

House Bill No. 1165

House Bill No. 1173

House Bill No. 1174

House Bill No. 1196

House Bill No. 1197

House Bill No 1198

House Bill No. 1223
 House Bill No. 1245
 House Concurrent Resolution No. 3001

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, January 25, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2037
 Senate Bill No. 2071
 Senate Bill No. 2077
 Senate Bill No. 2078
 Senate Bill No. 2079
 Senate Bill No. 2086
 Senate Bill No. 2096

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, January 25, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2112

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

FIRST READING OF SENATE BILLS
 AND A SENATE CONCURRENT RESOLUTION

Senate Bill No. 2022. A Bill for an Act making an appropriation for salaries and expenses of the division of supervised correspondence study.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2111. A Bill for an Act to amend and reenact section 57-58-01 of the North Dakota Century Code, relating to the dates for distribution of personal property tax replacement moneys to counties; and declaring an emergency.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2127. A Bill for an Act to amend and reenact sections 15-01-02, 15-03-04, 15-03-15, and 15-03-18 of the North Dakota Century Code, relating to the investment of various permanent funds under the control of the board of university and school lands.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2146. A Bill for an Act to amend and reenact section 18-09-02 of the North Dakota Century Code, relating to rulemaking power of the state fire marshal.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2153. A Bill for an Act to authorize domestic life insurance companies to invest in subsidiaries.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2155. A Bill for an Act to amend and reenact section 26-03-12 of the North Dakota Century Code, relating to the transfer of policies of life and health insurance.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2156. A Bill for an Act to protect shareholders of North Dakota corporations by requiring public announcement and

fair, full and effective disclosure to shareholders in regard to take-over bids and to declare an emergency.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2157. A Bill for an Act to amend and reenact subsection 3 of section 26-03-36 of the North Dakota Century Code, relating to provisions prohibited in a life insurance policy.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2161. A Bill for an Act to amend and reenact section 40-18-18 of the North Dakota Century Code relating to the fees of jurors in municipal court and declaring an emergency.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2167. A Bill for an Act to amend and reenact section 14-05-19 of the North Dakota Century Code relating to transcription of testimony in default divorce cases.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2168. A Bill for an Act to amend and reenact sections 28-20-34 and 28-26-13 of the North Dakota Century Code relating to interest on judgments and verdicts.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2177. A Bill for an Act authorizing the State Historical Society of North Dakota to sell a tract of land in Billings County, North Dakota, and declaring an emergency.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2199. A Bill for an Act to amend and reenact section 27-08-08 of the North Dakota Century Code, relating to the salaries of judges of county courts of increased jurisdiction.

Which was read the first time and referred to the committee on Judiciary.

Senate Concurrent Resolution No. 4020. A Concurrent Resolution urging the Minnesota Legislature to pass the necessary enabling legislation to allow the construction, in cooperation with this State, of a north bypass bridge over the Red River in the vicinity of Breckenridge, Minnesota and Wahpeton, North Dakota.

Which was read the first time and referred to the committee on Transportation.

RECOGNITION

Speaker Bier announced that a former Representative was in the Chambers, and requested that the House recognize former Rep. Gordon Emerson, and Rep. Emerson was thereupon introduced to the House.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, January 25, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2020

Senate Bill No. 2021

Senate Bill No. 2173

Senate Bill No. 2184

Senate Bill No. 2185

Senate Bill No. 2200

Senate Bill No. 2214

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber

Bismarck, January 25, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1058

House Bill No. 1099

House Bill No. 1119

House Bill No. 1155

House Bill No. 1159

House Bill No. 1162

House Bill No. 1163

House Bill No. 1195

House Bill No. 1227

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, January 25, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2080

Senate Bill No. 2084

Senate Concurrent Resolution No. 4009

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, January 25, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2187

Which the House has failed to reconsider.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed to 1:00 p.m., Tuesday, January 26, 1971, which motion prevailed.

ROY GILBREATH, Chief Clerk

**EIGHTEENTH DAY AFTER RECESS
AND NINETEENTH DAY**

Bismarck, January 26, 1971

The House convened at 1:00 p.m., pursuant to recess taken, with Speaker Bier presiding.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1070

House Bill No. 1147

House Bill No. 1179

House Bill No. 1180

And find the same correctly Engrossed.

REP. MIEDEMA, Chairman

Rep. DeKrey moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1077

And find the same correctly Re-Engrossed.

REP. MIEDEMA, Chairman

Rep. DeKrey moved that the report be adopted, which motion prevailed, and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the amendments to House Bill No. 1005 as recommended by the Committee on Appropriations as printed on page 317 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to House Bill No. 1010 as recommended by the Committee on Appropriations as printed on page 317 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to House Bill No. 1031 as recommended by the Committee on Appropriations as printed on pages 317 and 318 of the House Journal be adopted.

Rep. Reimers moved that the House dispense with the reading of the amendments to House Bill No. 1031, which motion prevailed.

The question then was on the motion of Rep. Reimers to adopt the amendments to House Bill No. 1031, which motion prevailed.

Rep. Reimers moved that the amendments to House Bill No. 1042 as recommended by the Committee on Appropriations as printed on page 318 of the House Journal be adopted, which motion prevailed.

Rep. Bunker moved that the amendments to House Bill No. 1188 as recommended by the Committee on Industry, Business and Labor as printed on page 318 of the House Journal be adopted, which motion prevailed.

Rep. Atkinson moved that the amendments to House Bill No. 1209

as recommended by the Committee on Judiciary as printed on page 319 of the House Journal be adopted, which motion prevailed.

Rep. Atkinson moved that the amendments to House Bill No. 1348 as recommended by the Committee on Judiciary as printed on page 321 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1007 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1019 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Solberg moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1026 has had the same under consideration and recommends that the same be amended as follows:

In line 9 on page 2, after the period insert the following section:

“SECTION 3. CONTINGENT.) The expenditure of moneys pursuant to the appropriation provided in section 1 of this Act shall require prior approval from the committee on budget of the Legislative Council. The Committee on Budget may approve the expenditure of funds on the basis of projects proposed or on a basis of the general type or classification of proposed expenditures. Before approving a request for approval, the committee on budget shall consider the impact the expenditure of the federal funds portion of such proposed expenditures may have on future expenditures required of the state and its political subdivisions.”

And when so amended recommends the same do pass.

REP. REIMERS, Chairman

Rep. Kingsbury moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1033 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Olienyk moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1034 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Kingsbury moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1285 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KNUDSON, Chairman

Rep. Raymond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2044 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Fleming moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your committee on Education to whom was referred Senate Bill No. 2043 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 12 of the engrossed bill, place triple parentheses before and after the word "five" and insert in lieu thereof the word "ten"

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Giffey moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF A HOUSE BILL

House Bill No. 1070. A Bill for an Act to create and enact sections 26-02-37, 26-02-38, 26-02-39, 26-02-40, and 26-02-41 of the North Dakota Century Code, and to amend and reenact sections 26-02-32, 26-02-33, 26-02-34, 26-02-35, and 26-02-36 of the North Dakota Century Code, relating to the cancellation and nonrenewal of automobile liability insurance policies, and the furnishing of reasons for cancellation and nonrenewal, providing a penalty, and providing an effective date.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rice
Atkinson	Haman	Lee	Rivinius
Austin	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Lundene	Rundle
Boustead	Hausauer, R.	McGauvran	Sandness
Boyum	Henning	McGeehan	Shablow
Brekke	Henry	Mertens	Stoltenow
Bunker	Hensrud	Metzger	Stone
DeGroot	Hentges	Meyer	Streibel
Dick	Herman	Miedema	Strinden
Dornacker	Hildebrand	Miller, B.	Tweten
Dotzenrod	Hilleboe	Miller, E.	Ulvedal
Eagles	Hoffner	Mushik	Wagner
Erickson, K.	Jacobson	Olienyk	Walsh
Ganser	Jenkins	Opedahl	Weber
Gengler	Johnson, H.	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker
Gronneberg	Larson, L.	Reimers	

Those voting in the negative were:

DeKrey	Gackle	Kieffer	Rolfsrud
Erickson, W.	Halcrow	Moore	Thorsgard
Fleming	Hickle	Murphy	

Absent and not voting:

Backes	Johnson, K.	Livingston	Solberg
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So the bill passed and the title was agreed to.

RECOGNITION

Speaker Bier announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Lynn W. Aas, and Rep. Aas was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1077. A Bill for an Act to amend and reenact subsection 3 of section 11-10-10 of the North Dakota Century Code, relating to salary and expenses of county commissioners.

Which was read.

Rep. McGeehan requested he be excused from voting because of personal interest.

Rep. Weber moved that Rep. McGeehan be allowed to vote, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 65; nays, 30; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Larson, L.	Rice
Atkinson	Halcrow	Lee	Rocheleau
Austin	Haman	Linderman	Rundle
Berg	Haugland	McGauvran	Sandness
Boustead	Hausauer, A.	Mertens	Shablow
Boyum	Hausauer, R.	Metzger	Stoltenow
Brekke	Hensrud	Miedema	Stone
Bunker	Hentges	Miller, B.	Streibel
DeGroot	Herman	Miller, E.	Strinden
Dick	Hildebrand	Moore	Ulvedal
Dornacker	Hilleboe	Mushik	Wagner
Eagles	Hoffner	Olienyk	Walsh
Erickson, K.	Jenkins	Peterson, J.	Weber
Fleming	Knudson	Peterson, R.	White
Gackle	Lang	Raymond	Winge
Gengler	Larson, G.	Reimers	Mr. Speaker
Gerl			

Those voting in the negative were:

Backes	Gunderson	Laughlin	Raile
DeKrey	Henning	Lundene	Rivinius
Dotzenrod	Henry	McGeehan	Rolfstrud
Erickson, W.	Hickle	Meyer	Solberg
Ganser	Jacobson	Murphy	Tweten
Giffey	Johnson, H.	Opedahl	Welder
Glaspay	Kieffer	Patrick	Wilkie
Gronneberg	Kingsbury		

Absent and not voting:

Johnson, K. Livingston Thorsgard

So the bill was lost for want of a two-thirds majority vote.

House Bill No. 1147. A Bill for an Act to provide for a uniform standard code of construction, for methods of inspection of construction for mobile homes, and for remedies and penalties for violation of the construction code.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Rivinius
Austin	Gunderson	Lee	Rocheleau
Berg	Halcrow	Linderman	Rolfstrud
Boustead	Haman	Lundene	Rundle
Boyum	Haugland	McGauvran	Sandness
Brekke	Hausauer, A.	McGeehan	Shablow

Bunker	Hausauer, R.	Mertens	Solberg
DeGroot	Henning	Metzger	Stoltenow
DeKrey	Henry	Meyer	Stone
Dick	Hensrud	Miedema	Streibel
Dornacker	Hentges	Miller, B.	Strinden
Dotzenrod	Herman	Miller, E.	Thorsgard
Eagles	Hickle	Moore	Tweten
Erickson, K.	Hildebrand	Mushik	Ulvedal
Erickson, W.	Hilleboe	Olienyk	Wagner
Fleming	Hoffner	Opedahl	Walsh
Gackle	Jacobson	Patrick	Weber
Ganser	Jenkins	Peterson, J.	Welder
Gengler	Johnson, H.	Peterson, R.	White
Gerl	Knudson	Raile	Wilkie
Giffey	Lang	Raymond	Winge
Glaspey	Larson, G.	Reimers	Mr. Speaker
Grant	Larson, L.	Rice	

Those voting in the negative were:

Backes	Kieffer	Kingsbury	Murphy
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Absent and not voting:

Atkinson	Johnson, K.	Livingston
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So the bill passed and the title was agreed to.

MOTIONS

Rep. Strinden moved that House Bill No. 1459 be returned to the House from the Committee on State and Federal Government, which motion prevailed.

Rep. Strinden moved that House Bill No. 1459 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

House Bill No. 1170. A Bill for an Act to amend and reenact section 52-09-09 and subdivision (3) of subsection D of section 52-09-20 of the North Dakota Century Code, relating to contributions and primary insurance benefit under North Dakota old age and survivor insurance system.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Rice
Atkinson	Gunderson	Laughlin	Rivinius
Austin	Halcrow	Lee	Rocheleau
Backes	Haman	Linderman	Rofsrud
Berg	Haugland	Lundene	Rundle
Boustead	Hausauer, A.	McGauvran	Sandness
Boyum	Hausauer, R.	McGeehan	Shablow
Brekke	Henning	Mertens	Solberg
Bunker	Henry	Metzger	Stoltenow
DeGroot	Hensrud	Meyer	Stone
DeKrey	Hentges	Miedema	Streibel
Dornacker	Herman	Miller, B.	Strinden
Dotzenrod	Hickle	Miller, E.	Thorsgard
Eagles	Hildebrand	Moore	Tweten
Erickson, K.	Hilleboe	Murphy	Ulvedal
Erickson, W.	Hoffner	Mushik	Wagner
Fleming	Jacobson	Olienyk	Walsh
Gackle	Jenkins	Opedahl	Weber
Ganser	Johnson, H.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Gerl	Kingsbury	Peterson, R.	Wilkie

Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker
Grant	Larson, G.	Reimers	

Absent and not voting:

Dick	Johnson, K.	Livingston
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So the bill passed and the title was agreed to.

House Bill No. 1179. A Bill for an Act to amend and reenact section 36-04-01 of the North Dakota Century Code, relating to the definition of livestock and wool dealers.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Reimers
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haman	Linderman	Rolfstrud
Boustead	Haugland	Lundene	Rundle
Boyum	Hausauer, A.	McGauvran	Sandness
Brekke	Hausauer, R.	McGeehan	Shablow
Bunker	Henning	Mertens	Stoltenow
DeGroot	Henry	Metzger	Stone
DeKrey	Hensrud	Meyer	Streibel
Dick	Hentges	Miedema	Strinden
Dornacker	Herman	Miller, B.	Thorsgard
Dotzenrod	Hickle	Miller, E.	Tweten
Eagles	Hildebrand	Moore	Ulvedal
Erickson, K.	Hilleboe	Murphy	Wagner
Erickson, W.	Hoffner	Mushik	Walsh
Fleming	Jacobson	Olienyk	Weber
Gackle	Jenkins	Opedahl	Welder
Ganser	Johnson, H.	Patrick	White
Gengler	Kieffer	Peterson, J.	Wilkie
Gerl	Kingsbury	Peterson, R.	Winge
Giffey	Knudson	Raile	Mr. Speaker
Glaspey	Lang		

Those voting in the negative were:

Rice

Absent and not voting:

Johnson, K.	Livingston	Solberg
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So the bill passed and the title was agreed to.

House Bill No. 1180. A Bill for an Act to amend and reenact section 36-04-07 of the North Dakota Century Code, relating to livestock, poultry and wool dealer's licensure, penalty fees and transferability of licenses.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were, ayes, 93; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Atkinson	Gunderson	Laughlin	Rivinius
Austin	Halcrow	Lee	Rocheleau
Backes	Haman	Linderman	Rolfstrud

Berg	Haugland	Lundene	Rundle
Boustead	Hausauer, A.	McGauvran	Sandness
Boyum	Hausauer, R.	McGeehan	Shablow
Brekke	Henning	Mertens	Solberg
Bunker	Henry	Metzger	Stoltenow
DeGroot	Hensrud	Meyer	Stone
DeKrey	Hentges	Miedema	Streibel
Dick	Herman	Miller, B.	Strinden
Dornacker	Hickle	Miller, E.	Thorsgard
Dotzenrod	Hildebrand	Moore	Tweten
Eagles	Hilleboe	Murphy	Ulvedal
Erickson, K.	Hoffner	Mushik	Wagner
Erickson, W.	Jacobson	Olienyk	Walsh
Fleming	Jenkins	Opedahl	Weber
Gackle	Johnson, H.	Patrick	Welder
Ganser	Kieffer	Peterson, J.	White
Gengler	Knudson	Peterson, R.	Wilkie
Gerl	Lang	Raile	Winge
Giffey	Larson, G.	Raymond	Mr. Speaker
Glaspey			

Those voting in the negative were:

Rice

Absent and not voting:

Grant Johnson, K. Kingsbury Livingston

So the bill passed and the title was agreed to.

MOTIONS

Rep. Streibel moved the absent members be excused, which prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

NINETEENTH DAY

Bismarck, January 27, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Richard Hagestuen, First Lutheran Church, Mandan.

Roll was called and all members were present except Reps. Henning, K. Johnson and Livingston.

A quorum was declared by the Speaker.

REVISION AND CORRECTIONS

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Sixteenth Day after Recess, the Seventeenth Day and Eighteenth Day and recommends that the same be corrected as follows:

On page 330, line 30, delete the word "pass" and substitute "re-consider" in lieu thereof.

Page 317, after line 12, insert the following: "Page 1, line 18, delete the figure \$494,914.00 and insert in lieu thereof "\$464,914.00."

Page 317, after line 29, insert the following: "Page 1, line 10, delete the figure \$261,350.00 and insert in lieu thereof \$273,350.00."

Page 317, after line 50, insert the following: "Page 1, line 15, delete the figure \$752,170.00 and insert in lieu thereof \$670,057.00."

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was

referred House Bill No. 1004 has had the same under consideration and recommends that the same be amended as follows:

Page 1, line 17 of the bill, delete the sum \$195,301.00 and in lieu thereof insert the sum \$201,957.00.

Page 1, line 19, delete the sum \$28,000.00 and in lieu thereof insert the sum \$23,000.00.

Page 1, line 24, delete the words "Medora interpretive center and parking" and in lieu thereof insert the words "Fort Totten Renovation and Repairs" and delete the sum \$50,000.00 and in lieu thereof insert the sum \$44,000.00.

Page 2, line 10, delete the sum \$472,640.00 and in lieu thereof insert the sum \$473,496.00.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The purpose of the amendment is to correct an error in the original budget, to reduce the maximum salary for the biennium, and to change the priorities from Medora to Fort Totten.

REP. REIMERS, Chairman

Rep. Mertens moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1015 has had the same under consideration and recommends that the same be amended as follows:

Page 1, line 12 of the bill, delete the sum \$1,287,785.00 and in lieu thereof insert the sum \$1,284,785.00.

Page 1, line 16, delete the sum \$806,723.00 and in lieu thereof insert the sum \$803,723.00.

Page 1, line 24, delete the sum \$1,287,785.00 and in lieu thereof insert the sum \$1,284,785.00.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The purpose of the amendment is to reduce the maximum salary of members of the bureau.

REP. REIMERS, Chairman

Rep. Miller moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1055 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1133 has had the same under consideration and recommends that the same be amended as follows:

On page 1 delete all of lines 20 and 21 and insert in lieu thereof the following language: **"the exemption granted under this chapter shall apply only to the valuation over and above the assessed valuation placed upon the property for the last assessment period immediately preceding the date of application for exemption"**

On page 1 line 22, delete everything before the period

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor

to whom was referred House Bill No. 1158 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 24, delete the period and insert in lieu thereof a comma and the following language: **"and except that anyone who operates a restaurant in conjunction with his license under this chapter, may serve food in the licensed premises."**

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1207 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1208 has had the same under consideration and recommends that the same be amended as follows:

On page 2, in line 1, after the word and comma **"funds,"** insert the following: **"or excess reserves,"**

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1264 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1295 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Patrick moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Dornacker requested that his remarks in regard to the Committee Report on House Bill No. 1295 be included in the Journal.

Rep. Dornacker: "This bill was intended to call attention to the members of the assembly that we, as trustees for the buildings at State Institutions, are carrying a goodly share of the replacement value insurance. Replacement value at 90% is 125 million — we carry 107 million, thus the 18 million we carry without insurance is an amount we could owe in time. Our estimated cost to carry this replacement is \$178,000.00 per biennium.

"When we find various buildings being insured at about replacement, and others at 50%, we then, as trustees of this building, should in case of fire be willing and ready to appropriate the difference — as we knowingly have made this decision."

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1304 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Hickle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1305 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1307 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Patrick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1309 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Atkinson moved that the committee report on House Bill No. 1372 be laid over one legislative day, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2068 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2135 has had the same under consideration and recommends that the same be amended as follows:

On page 1, in line 14 of the engrossed bill, delete the word "eleven" and insert in lieu thereof the word "twelve"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. William Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2146 has had the same under consideration and recommends that the same be amended as follows:

On page 1, in line 24, delete the words "latest current" and insert in lieu thereof the numbers "1969"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. McGeehan moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1185. A Bill for an Act to amend and reenact subsection 25 of section 57-02-08 of the North Dakota Century Code, relating to personal property tax exemptions; subsection 3 of section 57-37-02 and subsection 2 of section 57-37-07 of the North Dakota Century Code, relating to the gross estate for estate tax purposes, adoption of internal revenue definition of powers of appointment for estate tax purposes and declaring an emergency; subsection 2

of section 57-39.2-18 of the North Dakota Century Code, relating to penalties for sales tax purposes; section 57-39.2-23 of the North Dakota Century Code, relating to confidential information for sales tax purposes; section 57-46-01.1 of the North Dakota Century Code, relating to extension of time for filing income tax returns and payment of income tax by certain members of the armed forces and merchant marine; section 57-52-10 of the North Dakota Century Code, relating to special fuels tax returns; subsection 8 of section 57-54.1-03 of the North Dakota Century Code, relating to the definition of "Importer for use" for importers for use tax purposes and section 57-54.1-15 of the North Dakota Century Code, relating to refunds of importers for use tax.

Rep. Streibel moved that the House dispense with the reading of House Bill No. 1185, which motion prevailed.

Rep. Rice requested he be excused from voting on House Bill No. 1185 because of a personal interest.

Rep. Strinden moved that Rep. Rice be allowed to vote on House Bill No. 1185, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Glaspey	Lang	Raile
Atkinson	Grant	Larson, G.	Raymond
Austin	Gronneberg	Larson, L.	Reimers
Backes	Gunderson	Laughlin	Rivinius
Berg	Halcrow	Lee	Rocheleau
Boustead	Haman	Linderman	Rolfsrud
Boyum	Haugland	Lundene	Rundle
Brekke	Hausauer, R.	McGauvran	Shablow
Bunker	Henning	McGeehan	Solberg
DeGroot	Henry	Mertens	Stoltenow
DeKrey	Hensrud	Metzger	Stone
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miedema	Strinden
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hilleboe	Moore	Ulvedal
Erickson, W.	Hoffner	Murphy	Wagner
Fleming	Jacobson	Mushik	Walsh
Gackle	Jenkins	Olienyk	Weber
Ganser	Johnson, H.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge

Those voting in the negative were:

Hausauer, A. Rice

Absent and not voting:

Johnson, K. Livingston Sandness

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1187. A Bill for an Act to amend and reenact section 55-08-06 of the North Dakota Century Code, relating to permits for motor vehicles entering state parks, state recreational areas or certain reserves.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Glaspey	Kingsbury	Raymond
Atkinson	Grant	Knudson	Reimers
Austin	Gronneberg	Lang	Rice
Backes	Gunderson	Larson, G.	Rivinius
Berg	Halcrow	Larson, L.	Rocheleau
Boustead	Haman	Laughlin	Rolfsrud
Boyum	Haugland	Lee	Sandness
Brekke	Hausauer, A.	Linderman	Shablow
Bunker	Hausauer, R.	Lundene	Solberg
DeGroot	Henning	McGauvran	Stoltenow
DeKrey	Henry	McGeehan	Stone
Dick	Hensrud	Mertens	Streibel
Dornacker	Hentges	Meyer	Thorsgard
Dotzenrod	Herman	Miller, B.	Tweten
Eagles	Hickle	Miller, E.	Uvedal
Erickson, K.	Hildebrand	Olienyk	Wagner
Erickson, W.	Hilleboe	Opedahl	Walsh
Fleming	Hoffner	Patrick	Weber
Gackle	Jacobson	Peterson, J.	White
Ganser	Jenkins	Peterson, R.	Wilkie
Gengler	Johnson, H.	Raile	Winge
Giffey	Kieffer		

Those voting in the negative were:

Gerl	Miedema	Murphy	Rundle
Metzger	Moore	Mushik	Welder

Absent and not voting:

Johnson, K. Livingston Strinden

So the bill passed and the title was agreed to.

MOTIONS

Rep. Streibel moved that House Bill No. 1190 be re-referred to the Committee on Appropriations, which motion prevailed.

Rep. Atkinson moved that Senate Bill No. 2065 be returned to the House from the Committee on Judiciary, which motion prevailed.

Rep. Atkinson requested that Senate Bill No. 2065 be re-referred to the Committee on Political Subdivisions. There being no objection, it was so ordered by the Speaker.

SECOND READING OF HOUSE BILLS

House Bill No. 1191. A Bill for an Act to amend and reenact section 6-03-47 of the North Dakota Century Code, relating to the investment in loans and obligations secured by federal or state government.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Reimers
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haman	Linderman	Rolfsrud
Boustead	Haugland	Lundene	Rundle
Boyum	Hausauer, A.	McGauvran	Sandness
Brekke	Hausauer, R.	McGeehan	Shablow
Bunker	Henning	Mertens	Solberg
DeGroot	Henry	Metzger	Stoltenow
DeKrey	Hensrud	Meyer	Stone
Dick	Hentges	Miedema	Streibel
Dornacker	Herman	Miller, B.	Strinden

Dotzenrod	Hickle	Miller, E.	Thorsgard
Eagles	Hildebrand	Moore	Tweten
Erickson, K.	Hilleboe	Murphy	Ulvedal
Erickson, W.	Hoffner	Mushik	Wagner
Fleming	Jacobson	Olienyk	Walsh
Gackle	Jenkins	Opedahl	Weber
Ganser	Johnson, H.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Gerl	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	

Absent and not voting:

Johnson, K. Livingston

So the bill passed and the title was agreed to.

House Bill No. 1216. A Bill for an act to amend and reenact section 57-37-22 of the North Dakota Century Code, relating to estate tax reports, inventories, applications and supplements.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Backes	Haman	Linderman	Rocheleau
Berg	Haugland	Lundene	Rolfsrud
Boustead	Hausauer, A.	McGauvran	Rundle
Boyum	Hausauer, R.	McGeehan	Sandness
Brekke	Henning	Mertens	Shablow
Bunker	Henry	Metzger	Solberg
DeGroot	Hensrud	Meyer	Stoltenow
DeKrey	Hentges	Miedema	Stone
Dick	Herman	Miller, B.	Streibel
Dotzenrod	Hickle	Miller, E.	Strinden
Eagles	Hildebrand	Moore	Thorsgard
Erickson, K.	Hilleboe	Murphy	Tweten
Erickson, W.	Hoffner	Mushik	Ulvedal
Fleming	Jacobson	Olienyk	Wagner
Gackle	Jenkins	Opedahl	Walsh
Ganser	Johnson, H.	Patrick	Weber
Gengler	Kieffer	Peterson, J.	Welder
Gerl	Kingsbury	Peterson, R.	White
Giffey	Knudson	Raile	Wilkie
Glaspey	Lang	Raymond	Winge
Grant	Larson, G.		

Absent and not voting:

Dornacker Johnson, K. Livingston

So the bill passed and the title was agreed to.

House Bill No. 1222. A Bill for an Act to amend and reenact section 40-21-07 of the North Dakota Century Code, relating to the time for filing petition for nomination of elective official in cities.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Rice

Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haman	Linderman	Rolfstrud
Boustead	Haugland	Lundene	Rundle
Boyum	Hausauer, A.	McGauvran	Sandness
Brekke	Hausauer, R.	McGeehan	Shablow
Bunker	Henning	Mertens	Solberg
DeGroot	Henry	Metzger	Stoltenow
DeKrey	Hensrud	Meyer	Stone
Dick	Hentges	Miedema	Streibel
Dornacker	Herman	Miller, B.	Strinden
Dotzenrod	Hickle	Miller, E.	Thorsgard
Eagles	Hildebrand	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Kieffer	Patrick	Welder
Gengler	Kingsbury	Peterson, J.	White
Gerl	Knudson	Peterson, R.	Wilkie
Giffey	Lang	Raile	Winge
Glaspey			

Absent and not voting:

Hilleboe	Johnson, K.	Livingston	Reimers
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So the bill passed and the title was agreed to.

House Bill No. 1281. A Bill for an Act to amend and reenact section 57-50-11.1 of the North Dakota Century Code, relating to assignment of motor fuel tax by persons holding designated permits.

Which was read.

Rep. Rice requested that he be excused from voting on House Bill No. 1281 because of personal interest.

Rep. Strinden moved that Rep. Rice be allowed to vote on House Bill No. 1281, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Reimers
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haman	Linderman	Rolfstrud
Boustead	Haugland	Lundene	Rundle
Boyum	Hausauer, A.	McGauvran	Sandness
Brekke	Hausauer, R.	McGeehan	Shablow
Bunker	Henning	Mertens	Solberg
DeGroot	Henry	Metzger	Stoltenow
DeKrey	Hensrud	Meyer	Stone
Dick	Hentges	Miedema	Streibel
Dornacker	Herman	Miller, B.	Strinden
Dotzenrod	Hickle	Miller, E.	Thorsgard
Eagles	Hildebrand	Moore	Tweten
Erickson, K.	Hilleboe	Murphy	Ulvedal
Erickson, W.	Hoffner	Mushik	Wagner
Fleming	Jacobson	Olienyk	Walsh
Gackle	Jenkins	Opedahl	Weber
Ganser	Johnson, H.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Gerl	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	

Absent and not voting:

Johnson, K. Livingston

So the bill passed and the title was agreed to.

MOTION

Rep. Thorsgard moved that the House reconsider the action by which House Bill No. 1077 lost, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1077. A Bill for an Act to amend and reenact subsection 3 of section 11-10-10 of the North Dakota Century Code, relating to salary and expenses of county commissioners.

Which has been read.

Rep. Gackle moved that House Bill No. 1077 be laid over one legislative day, which motion failed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 74; nays, 22; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Halcrow	Lee	Rivinius
Atkinson	Haman	Linderman	Rocheleau
Austin	Haugland	Lundene	Rundle
Berg	Hausauer, A.	McGauvran	Sandness
Boustead	Hausauer, R.	Mertens	Shablow
Boyum	Henning	Metzger	Stoltenow
Brekke	Henry	Meyer	Stone
Bunker	Hensrud	Miedema	Streibel
DeGroot	Hentges	Miller, B.	Strinden
Dick	Herman	Miller, E.	Thorsgard
Dornacker	Hildebrand	Moore	Tweten
Dotzenrod	Hilleboe	Mushik	Ulvedal
Eagles	Hoffner	Olienyk	Wagner
Erickson, K.	Jenkins	Peterson, J.	Walsh
Fleming	Kieffer	Peterson, R.	Weber
Gengler	Knudson	Raymond	White
Gerl	Lang	Riemers	Winge
Grant	Larson, G.	Rice	Mr. Speaker
Gunderson	Larson, L.		

Those voting in the negative were:

Backes	Glaspey	Laughlin	Raile
DeKrey	Gronneberg	McGeehan	Rolfsrud
Erickson, W.	Hickle	Murphy	Solberg
Gackle	Jacobson	Opdahl	Welder
Ganser	Johnson, H.	Patrick	Wilkie
Giffey	Kingsbury		

Absent and not voting:

Johnson, K. Livingston

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 2083. A Bill for an Act to amend and reenact sections 15-52-10, 15-52-15, subsection 3 of section 15-52-16, sections 15-52-17, 15-52-18, 15-52-19, 15-52-20, 15-52-21, 15-52-22, 15-52-23, 15-52-24, 15-52-25, 15-52-26, and 15-52-28 of the North Dakota Century Code; and to repeal sections 15-52-11, 15-52-12, 15-52-13, and 15-52-14 of the North Dakota Century Code, to provide for the abrogation of the medical center loan fund board and for the transfer of the functions of such board to the university of North Dakota.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Riemers
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haman	Linderman	Rolfstrud
Boustead	Haugland	Lundene	Rundle
Boyum	Hausauer, A.	McGauvran	Sandness
Brekke	Hausauer, R.	McGeehan	Shablow
Bunker	Henning	Mertens	Solberg
DeGroot	Henry	Metzger	Stoltenow
DeKrey	Hensrud	Meyer	Stone
Dick	Hentges	Miedema	Streibel
Dornacker	Herman	Miller, B.	Strinden
Dotzenrod	Hickle	Miller, E.	Thorsgard
Eagles	Hildebrand	Moore	Tweten
Erickson, K.	Hilleboe	Murphy	Ulvedal
Erickson, W.	Hoffner	Mushik	Wagner
Fleming	Jacobson	Olienyk	Walsh
Gackle	Jenkins	Opedahl	Weber
Ganser	Johnson, H.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Gerl	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Gaspey	Lang	Raymond	Mr. Speaker

Absent and not voting:

Johnson, K. Livingston

So the bill passed and the title was agreed to.

Senate Bill No. 2098. A Bill for an Act to amend and reenact section 46-04-02 of the North Dakota Century Code, relating to distribution of North Dakota printed laws to state-supported junior colleges.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Riemers
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haman	Linderman	Rolfstrud
Boustead	Haugland	Lundene	Rundle
Boyum	Hausauer, A.	McGauvran	Sandness
Brekke	Hausauer, R.	McGeehan	Shablow
Bunker	Henning	Mertens	Solberg
DeGroot	Henry	Metzger	Stoltenow
DeKrey	Hensrud	Meyer	Stone
Dick	Hentges	Miedema	Streibel
Dornacker	Herman	Miller, B.	Strinden
Dotzenrod	Hickle	Miller, E.	Thorsgard
Eagles	Hildebrand	Moore	Tweten
Erickson, K.	Hilleboe	Murphy	Ulvedal
Erickson, W.	Hoffner	Mushik	Wagner
Fleming	Jacobson	Olienyk	Walsh
Gackle	Jenkins	Opedahl	Weber
Ganser	Johnson, H.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Gerl	Kingsbury	Peterson, R.	Wilkie

Giffey
Glaspey

Knudson
Lang

Raile
Raymond

Winge
Mr. Speaker

Absent and not voting:

Johnson, K. Livingston

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, January 26, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1069

House Bill No. 1090

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, January 26, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2139

Senate Bill No. 2164

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House be on the Thirteenth Order, and at the conclusion of the Thirteenth Order, the House stand recessed until 1:00 p.m., Wednesday, January 27, 1971, which motion prevailed.

FIRST READING OF SENATE BILLS AND SENATE CONCURRENT RESOLUTIONS

Senate Bill No. 2020. A Bill for an Act making an appropriation for salaries and expenses of the division of vocational rehabilitation for rehabilitating disabled persons.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2021. A Bill for an Act making an appropriation to the department of public instruction for the purpose of paying salaries and other expense of the director of surplus property.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2025. A Bill for an Act making an appropriation for paying salaries and other expenses of the state tax commissioner.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2026. A Bill for an Act making an appropriation for salaries and expenses of the state library commission.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2035. A Bill for an Act making an appropriation for the purposes of defraying the expenses of the maintenance and operation of the North Dakota national guard and the adjutant general.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2060. A Bill for an Act to create and enact section 50-01-25 of the North Dakota Century Code; to amend and reenact section 50-01-01 of the North Dakota Century Code, concerning the transfer of property to become eligible for welfare aid and defining fraud in obtaining such aid; and providing a penalty.

Which was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 2117. A Bill for an Act to amend and reenact section 35-01-05.1 of the North Dakota Century Code, relating to security interests in motor vehicles and to define "motor vehicle" for purposes of security interests.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2120. A Bill for an Act to create and enact section 54-44-12; to amend and reenact sections 27-11-17, 27-11-23, 27-12-04, 27-12-06, 43-01-04, 43-04-07, subsections 6 and 8 of section 43-12-07, sections 43-13-07, 43-15-05, 43-19.1-09, 43-23-04, 43-26-05, and subsection 4 of section 43-27-04; and to repeal sections 43-02-07, 43-03-07, 43-04-08, subsection 2 of section 43-05-07, sections 43-06-06, 43-09-08, 43-10-09, 43-11-09, 43-15-11, 43-17-15, 43-18-07, 43-21-07, 43-25-15, 43-28-07, 43-32-15, and 43-34-06, all of the North Dakota Century Code, relating to the deposit and disbursement of the moneys received by all occupational and professional boards, associations, and commissions.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2148. A Bill for an Act to create and enact subsection 4 of section 54-52-02.1 of the North Dakota Century Code, relating to the authority for city, county, and school district employees to join the public employees' retirement system.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2149. A Bill for an Act to amend and reenact subsection 23 of section 57-02-08 of the North Dakota Century Code, relating to property exempt from taxation as pertains to parking structures.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2151. A Bill for an Act to amend and reenact subsection 13 of section 26-08-11 of the North Dakota Century Code, relating to authorized investment of funds of insurance companies.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2170. A Bill for an Act to provide funds for the surplus property division of the state department of public instruction to obtain property declared surplus by the United States Government, making an appropriation and declaring an emergency.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2173. A Bill for an Act to amend and reenact sections 23-17.1-01, 23-17.1-02, 23-17.1-03, 23-17.1-04, 23-17.1-05, 23-17.1-06, and 23-17.1-07 of the North Dakota Century Code, relating to the licensing of addiction hospitals and declaring an emergency.

Which was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 2184. A Bill for an Act to amend and reenact section 61-24-04 of the North Dakota Century Code, providing that the board of directors of the Garrison Diversion Conservancy District receive the same compensation as legislative council members.

Which was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 2185. A Bill for an Act to amend chapter 57-55 of the 1969 Supplement to the North Dakota Century Code by creating and enacting thereto a new section to provide a discount for payment of taxes on mobile homes or trailer houses and their contents; and to amend and reenact section 57-55-11 of the 1969 Supplement.

ment to the North Dakota Century Code, relating to collection of taxes on mobile homes or trailer houses.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2195. A Bill for an Act to amend and reenact section 26-23-09 of the North Dakota Century Code, relating to limiting the state bonding fund to only surety or fidelity bonds.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2200. A Bill for an Act to amend and reenact sections 40-14-01, 40-14-02, 40-14-04, 40-15-01, 40-15-02, 40-15-05, and 40-18-03 of the North Dakota Century Code, relating to the offices of city treasurer and municipal judge and providing that they be appointive offices in all cities; and to repeal sections 40-15-03 and 40-17-14 of the North Dakota Century Code.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2203. A Bill for an Act to amend and reenact section 11-15-09 of the North Dakota Century Code, relating to sheriff's allowances when plaintiff bids in property at sale.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2209. A Bill for an Act to authorize the North Dakota director of institutions to grant to northwestern bell telephone company an easement over certain tracts of state land.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2213. A Bill for an Act to amend and reenact subsection 2 of section 40-51.2-07 of the North Dakota Century Code, relating to annexation of territory to cities and protests thereto.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2214. A Bill for an Act to amend and reenact section 40-23-22 of the North Dakota Century Code, relating to payment of special assessments on state property.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2216. A Bill for an Act to amend and reenact section 16-20-08 of the North Dakota Century Code, relating to the influencing of legislation by a corporation.

Which was read the first time and referred to the committee on Judiciary.

Senate Concurrent Resolution No. 4004. A Concurrent Resolution for the amendment of section 25 of the Constitution of the State of North Dakota, relating to the protection of the people's rights of initiative and referendum from fraud; to provide the Secretary of State with a thirty-five day period in which to pass upon the sufficiency of initiative and referendum petitions; to authorize a district court review of the sufficiency of petitions; to provide that initiative and referendum petitions shall be circulated by qualified electors; and relating to the time during which measures approved by referendum or initiative can only be amended or repealed by an extraordinary majority of the legislative assembly.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Concurrent Resolution No. 4008. A Concurrent Resolution relating to personnel policies for all state agencies, departments, and institutions including those under control of the Board of

Higher Education in regard to additional employment by public employees.

Which was read the first time and referred to the committee on State and Federal Government.

The House stood recessed, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

NINETEENTH DAY AFTER RECESS
AND TWENTIETH DAY

Bismarck, January 27, 1971

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bier presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1005

House Bill No. 1010

House Bill No. 1031

House Bill No. 1042

House Bill No. 1188

House Bill No. 1209

House Bill No. 1348

And find the same correctly Engrossed.

REP. MIEDEMA, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed, and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the amendments to House Bill No. 1026 as recommended by the Committee on Appropriations as printed on page 332 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to Senate Bill No. 2043 as recommended by the Committee on Education as printed on page 333 of the House Journal be adopted, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1154 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2, delete the numerals "43-15-33" and the comma following

On page 1, line 6, delete the word "and"

On page 1, line 8, before the period insert the following: "; and to repeal subsection 3 of section 43-15-02 and section 43-15-33 of the North Dakota Century Code"

On page 3, delete lines 1 through 35

On page 4, delete lines 1 and 2

On page 4, after line 24, add the following new language: "SECTION 5. REPEAL.) Subsection 3 of section 43-15-02 and section 43-15-33 of the North Dakota Century Code are hereby repealed."

And renumber the lines, pages, and sections accordingly.

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

MOTIONS

Rep. Reimers moved that the House reconsider the action by which the committee report on House Bill No. 1004 was adopted, which motion prevailed.

Rep. Reimers moved that the House reconsider the action by which the committee report on House Bill No. 1015 was adopted, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1211 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Sandness moved that the report be adopted.

Rep. Halcrow moved a substitute motion that House Bill No. 1211 be placed on the calendar, which motion prevailed.

MOTIONS

Rep. Olienyk moved that House Bill No. 1334 be returned to the House from the Committee on Appropriations, which motion prevailed.

Rep. Olienyk requested that House Bill No. 1334 be re-referred to the Committee on Social Welfare and Veterans' Affairs. There being no objections, it was so ordered by the Speaker.

Rep. Hilleboe moved that House Bill No. 1410 be returned to the House from the Committee on State and Federal Government, which motion prevailed.

Rep. Hilleboe requested that House Bill No. 1410 be re-referred to the Committee on Appropriations. There being no objections, it was so ordered by the Speaker.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1225 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1256 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1283 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Raile moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1302 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1372 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Dick moved that the report be adopted.

Rep. Hilleboe moved a substitute motion that House Bill No. 1372 be placed on the calendar, which motion failed.

The question then was on the motion of Rep. Dick for the adoption of committee report on House Bill No. 1372, which motion prevailed. House Bill No. 1372 was indefinitely postponed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2147 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

RECOGNITIONS

Rep. Giffey announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Henry Mautz, and Rep. Mautz was thereupon introduced to the House.

Rep. H. Johnson announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Art Sortland, and Rep. Sortland was thereupon introduced to the House.

Rep. Halcrow announced that former Senator Grant Trenbeath was in the chambers, and the House recognized former Senator Trenbeath.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1004 has had the same under consideration and recommends that the same be amended as follows:

On Page 1, line 12 of the bill, delete the sum \$472,640.00 and in lieu thereof insert the sum \$473,296.00.

Page 1, line 17, delete the sum \$195,301.00 and in lieu thereof insert the sum \$201,957.00.

Page 1, line 19, delete the sum \$28,000.00 and in lieu thereof insert the sum \$23,000.00.

Page 1, line 24, delete the words "Medora interpretive center and parking" and in lieu thereof insert the words "Fort Totten Renovation and Repairs" and delete the sum \$50,000.00 and in lieu thereof insert the sum \$44,000.00.

Page 2, line 3, delete the sum \$343,601.00 and in lieu thereof insert the sum \$344,257.00.

Page 2, line 5, delete the sum \$338,640.00 and in lieu thereof insert the sum \$339,296.00.

Page 2, line 10, delete the sum \$472,640.00 and in lieu thereof insert the sum \$473,296.00.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The purpose of the amendment is to correct an error in the original budget, to reduce the maximum salary for the biennium, and to change the priorities from Medora to Fort Totten.

REP. REIMERS, Chairman

Rep. Mertens moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1213 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, delete the comma following the numerals "11-11-37"

On page 1, line 2, delete the numerals "15-28-11" and the comma following

On page 1, line 3, delete the following: "city, county, and school"

On page 1, line 4, delete the word "board"

On page 1, line 17, delete the word "**within**" and insert in lieu thereof the words "**no later than**"

On page 1, delete line 24

On page 2, delete lines 1 through 18

On page 2, line 24, delete the word "**within**" and insert in lieu thereof the words "**no later than**"

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Stoltenow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1236 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Giffey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1255 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, delete the word "proceedings" and insert in lieu thereof the words "proceedings, and declaring an emergency"

On page 1, line 13, delete the number "1972" and insert in lieu thereof the number "1971"

On page 1, line 22, insert triple parentheses before the word "as"

On page 1, line 23, delete the triple parentheses before the word "for"

On page 1, line 24, following the triple parentheses and before the period, insert the following: "**not later than thirty days after the meeting at which the records are approved**"

On page 2, line 1, delete the numerals "1972" and insert in lieu thereof the numerals "1971"; and following the word "school" insert the word "board"

On page 2, line 3, following the word "district" insert the following: ", as determined by the county superintendent of schools,"

On page 2, line 4, following the word "published" insert the words "or continue to be published"

On page 2, line 6, following the period and before the word "If" insert the following: "**In the event the electors, upon consideration of the question of publication of a record of the proceedings of the school district in a newspaper of general circulation in the district, have failed to approve such question, the same may be submitted to the electors of the district upon the resolution of the board.**"; and after the word "If" insert the following: ", after the year 1971,"

On page 2, line 11, delete the words "as soon as available after each school board meeting" and insert in lieu thereof the words "**not later than thirty days after the meeting at which the records are approved**"; and following the period insert the following: "**The question of the publication of minutes shall, in each case when submitted to the electors, be submitted at the annual election.**"

SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the pages accordingly.

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. G. Larson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1182 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 13 delete "1969" and insert in lieu thereof the words "immediately preceding"

On page 2, line 16 delete "1969" and insert in lieu thereof the words "immediately preceding"

On page 2, line 18 delete "1969" and insert in lieu thereof the words "immediately preceding"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1257 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1312 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1316 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1347 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. McGeehan moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1364 has had the same under consideration and recommends that the same do pass. And be referred to the Committee on Appropriations.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1484 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1522 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Berg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2039 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTIETH DAY

Bismarck, January 27, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Gerhart Harms, Bethel Lutheran Church, Bismarck.

Roll was called, and all members were present except Reps. Boyum, Glaspey, E. Miller and Rolfsrud.

Rep. Rolfsrud was absent because he was attending a Legislative Meeting in the Highway Department building.

A quorum was declared by the Speaker.

REVISIONS AND CORRECTIONS

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Eighteenth Day after Recess and Nineteenth Day, and finds the same to be correct.

REP. STONE, Chairman

Rep. Walsh moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Dornacker moved that the amendments to House Bill No. 1133 as recommended by the Committee on Finance and Taxation as printed on page 338 of the House Journal be adopted, which motion prevailed.

Rep. Bunker moved that the amendments to House Bill No. 1158 as recommended by the Committee on Industry, Business and Labor as printed on page 339 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to House Bill No. 1208 as recommended by the Committee on State and Federal Government as printed on page 339 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Bill No. 2135 as recommended by the Committee on State and Federal Government as printed on page 340 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Bill No. 2146 as recommended by the Committee on State and Federal Government as printed on page 340 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1329 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. McGeehan moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1381 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Lee moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1005. A Bill for an Act making an appropriation to the North Dakota park service for administration, operation, maintenance and development of state parks.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Reimers
Austin	Halcrow	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, W.	Hoffner	Moore	Ulvedal
Fleming	Jacobson	Mushik	Wagner
Gackle	Jenkins	Olienyk	Walsh
Ganser	Johnson, H.	Opedahl	Welder
Gengler	Johnson, K.	Patrick	White
Gerl	Kieffer	Peterson, J.	Wilkie
Giffey	Kingsbury	Peterson, R.	Winge
Glaspay	Knudson	Raile	Mr. Speaker
Grant	Lang		

Those voting in the negative were:

Murphy

Absent and not voting:

Erickson, K. Rolfsrud Weber

So the bill passed and the title was agreed to.

House Bill No. 1007. A Bill for an Act making an appropriation to the unemployment compensation division for the purpose of administering the provisions of Chapters 52-09 and 52-10 of the North Dakota Century Code.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Reimers
Atkinson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, W.	Hoffner	Moore	Ulvedal
Fleming	Jacobson	Murphy	Wagner
Gackle	Jenkins	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Weber
Gengler	Johnson, K.	Opedahl	Welder
Gerl	Kieffer	Patrick	White
Giffey	Kingsbury	Peterson, J.	Wilkie
Glaspey	Knudson	Peterson, R.	Winge
Grant	Lang	Raile	Mr. Speaker
Gronneberg	Larson, G.	Raymond	

Absent and not voting:

Backes	Erickson, K.	Rolfsrud
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So the bill passed and the title was agreed to.

House Bill No. 1010. A Bill for an Act making an appropriation for the maintenance and operation of the North Dakota soldiers' home at Lisbon.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Reimers
Austin	Halcrow	Laughlin	Rice
Berg	Haman	Lee	Rivinius
Boustead	Haugland	Linderman	Rocheleau
Boyum	Hausauer, A.	Livingston	Rundle
Brekke	Hausauer, R.	Lundene	Sandness
Bunker	Henning	McGauvran	Shablow
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hensrud	Mertens	Stoltenow
Dick	Hentges	Metzger	Stone
Dornacker	Herman	Meyer	Streibel
Dotzenrod	Hickle	Miedema	Strinden
Eagles	Hildebrand	Miller, B.	Thorsgard
Erickson, K.	Hilleboe	Miller, E.	Tweten
Erickson, W.	Hoffner	Moore	Ulvedal
Fleming	Jacobson	Murphy	Wagner
Gackle	Jenkins	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Weber
Gengler	Johnson, K.	Opedahl	Welder

Gerl	Kieffer	Patrick	White
Giffey	Kingsbury	Peterson, J.	Wilkie
Glaspey	Knudson	Peterson, R.	Winge
Grant	Lang	Raile	Mr. Speaker

Absent and not voting:
 Backes Rolfsrud

So the bill passed and the title was agreed to.

House Bill No. 1019. A Bill for an Act making an appropriation for the operation, maintenance and miscellaneous expenses of the Poultry Improvement Board.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Raymond
Atkinson	Gunderson	Larson, G.	Reimers
Austin	Halcrow	Larson, L.	Rice
Berg	Haman	Laughlin	Rivinius
Boyum	Haugland	Lee	Sandness
Brekke	Hausauer, A.	Linderman	Shablow
Bunker	Hausauer, R.	Livingston	Solberg
DeGroot	Henning	Lundene	Stoltenow
DeKrey	Henry	McGauvran	Stone
Dick	Hensrud	McGeehan	Streibel
Dornacker	Hentges	Mertens	Strinden
Dotzenrod	Herman	Metzger	Thorsgard
Eagles	Hickle	Meyer	Tweten
Erickson, K.	Hildebrand	Miedema	Ulvedal
Erickson, W.	Hilleboe	Miller, B.	Wagner
Fleming	Hoffner	Miller, E.	Walsh
Gackle	Jacobson	Moore	Weber
Ganser	Jenkins	Murphy	Welder
Gengler	Johnson, H.	Mushik	White
Gerl	Johnson, K.	Olienyk	Wilkie
Giffey	Kieffer	Opedahl	Winge
Glaspey	Kingsbury	Patrick	Mr. Speaker
Grant	Knudson	Peterson, J.	

Those voting in the negative were:

Boustead	Raile	Rocheleau	Rundle
Peterson, R.			

Absent and not voting:
 Backes Rolfsrud

So the bill passed and the title was agreed to.

House Bill No. 1031. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the services of the state-wide communications fund in the office of the director of institutions.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Reimers
Austin	Gunderson	Laughlin	Rice
Backes	Halcrow	Lee	Rivinius
Berg	Haman	Linderman	Rocheleau
Boustead	Haugland	Livingston	Rundle

Boyum	Hausauer, A.	Lundene	Sandness
Brekke	Hausauer, R.	McGauvran	Shablow
Bunker	Henning	McGeehan	Solberg
DeGroot	Henry	Mertens	Stoltenow
DeKrey	Hensrud	Metzger	Stone
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miedema	Strinden
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hilleboe	Moore	Ulvedal
Erickson, W.	Hoffner	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker

Absent and not voting:

Jacobson Rolfsrud

So the bill passed and the title was agreed to.

House Bill No. 1033. A Bill for an Act making an appropriation for salaries and expenses of the constitutional convention and declaring an emergency.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Riemers
Austin	Halcrow	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant			

Absent and not voting:

Rolfsrud

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1034. A Bill for an Act making an appropriation for paying the salaries and other expenses of the state potato council.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Knudson	Raile
Atkinson	Gronneberg	Lang	Raymond
Austin	Gunderson	Larson, G.	Riemers
Backes	Halcrow	Larson, L.	Rice
Berg	Haman	Laughlin	Rivinius
Boustead	Haugland	Lee	Rocheleau
Boyum	Hausauer, A.	Linderman	Rundle
Bunker	Hausauer, R.	Livingston	Shablow
DeGroot	Henning	Lundene	Solberg
DeKrey	Henry	McGauvran	Stoltenow
Dick	Hensrud	McGeehan	Stone
Dornacker	Hentges	Mertens	Streibel
Dotzenrod	Herman	Meyer	Strinden
Eagles	Hickle	Miedema	Thorsgard
Erickson, K.	Hildebrand	Miller, B.	Tweten
Erickson, W.	Hilleboe	Moore	Ulvedal
Fleming	Hoffner	Murphy	Walsh
Gackle	Jacobson	Mushik	Weber
Ganser	Jenkins	Olienyk	Welder
Gengler	Johnson, H.	Opedahl	White
Gerl	Johnson, K.	Patrick	Wilkie
Giffey	Kieffer	Peterson, J.	Winge
Glaspey	Kingsbury	Peterson, R.	Mr. Speaker

Absent and not voting:

Brekke	Miller, E.	Sandness	Wagner
Metzger	Rolfsrud		

So the bill passed and the title was agreed to.

House Bill No. 1042. A Bill for an Act to create and enact sections 15-55-20 and 15-55-21 of the North Dakota Century Code, relating to the maintaining of financial records and expenses of revenue producing buildings or other revenue producing campus improvements.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Riemers
Austin	Halcrow	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber

Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Giffey	Kingsbury	Peterson, J.	Wilkie
Glaspey	Knudson	Peterson, R.	Winge
Grant	Lang	Raile	Mr. Speaker

Absent and not voting:

Gerl	Rolfstrud
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So the bill passed and the title was agreed to.

House Bill No. 1188. A Bill for an Act to create and enact section 51-07-14 of the North Dakota Century Code, to allow wholesalers and manufacturers to charge a one and one-half percent service charge per month on all accounts which are overdue.

Which was read.

Rep. Rice requested that he be excused from voting on House Bill No. 1188 because of personal interest.

Rep. Strinden moved that Rep. Rice be allowed to vote on House Bill No. 1188, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 56; nays, 40; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Kingsbury	Rice
Atkinson	Gunderson	Knudson	Rochelleau
Austin	Halcrow	Lang	Sandness
Berg	Haugland	Larson, G.	Stone
Boustead	Hausauer, R.	Larson, L.	Streibel
Brekke	Henning	Lee	Strinden
Bunker	Hentges	Livingston	Thorsgard
DeGroot	Herman	Metzger	Tweten
Dornacker	Hildebrand	Miedema	Ulvedal
Eagles	Hilleboe	Moore	Wagner
Gackle	Hoffner	Olienyk	Walsh
Ganser	Jacobson	Peterson, J.	Weber
Gengler	Jenkins	Peterson, R.	White
Grant	Johnson, K.	Riemers	Mr. Speaker

Those voting in the negative were:

Backes	Haman	McGauvran	Raile
Boyum	Hausauer, A.	McGeehan	Raymond
DeKrey	Henry	Mertens	Rivinius
Dick	Hensrud	Meyer	Rundle
Dotzenrod	Hickle	Miller, B.	Shablow
Erickson, K.	Johnson, H.	Miller, E.	Solberg
Erickson, W.	Kieffer	Murphy	Stoltenow
Fleming	Laughlin	Mushik	Welder
Giffey	Linderman	Opedahl	Wilkie
Glaspey	Lundene	Patrick	Winge

Absent and not voting:

Gerl	Rolfstrud
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So the bill passed and the title was agreed to.

House Bill No. 1209. A Bill for an Act to amend and reenact section 16-11-07 of the North Dakota Century Code, to provide for placement of an explanatory statement on the ballot for constitutional amendments and initiated and referred measures explaining the effect of both negative and affirmative votes on a particular measure.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Rice
Austin	Halcrow	Laughlin	Rivinius
Berg	Haman	Lee	Rocheleau
Boustead	Haugland	Linderman	Rundle
Boyum	Hausauer, A.	Livingston	Sandness
Brekke	Hausauer, R.	Lundene	Shablow
Bunker	Henning	McGauvran	Solberg
DeGroot	Henry	McGeehan	Stoltenow
DeKrey	Hensrud	Mertens	Stone
Dick	Hentges	Metzger	Streibel
Dornacker	Herman	Meyer	Strinden
Dotzenrod	Hickle	Miedema	Thorsgard
Eagles	Hildebrand	Miller, B.	Tweten
Erickson, K.	Hilleboe	Miller, E.	Ulvedal
Erickson, W.	Hoffner	Moore	Wagner
Fleming	Jacobson	Murphy	Walsh
Gackle	Jenkins	Mushik	Weber
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Johnson, K.	Opedahl	White
Gerl	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, R.	Winge
Glaspey	Knudson	Raile	Mr. Speaker
Grant	Lang		

Absent and not voting:

Backes	Peterson, J.	Riemers	Rolfsrud
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So the bill passed and the title was agreed to.

House Bill No. 1348. A Bill for an Act to amend and reenact sections 27-06-09 and 27-08-19 of the North Dakota Century Code, relating to the salaries of bailiffs of the district courts and county courts of increased jurisdiction.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Larson, L.	Riemers
Atkinson	Gronneberg	Laughlin	Rice
Austin	Gunderson	Lee	Rivinius
Berg	Halcrow	Linderman	Rocheleau
Boustead	Haman	Livingston	Rundle
Boyum	Haugland	Lundene	Sandness
Brekke	Hausauer, A.	McGauvran	Shablow
Bunker	Henning	McGeehan	Solberg
DeGroot	Henry	Mertens	Stoltenow
DeKrey	Hensrud	Metzger	Stone
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder

Gengler	Kingsbury	Patrick	White
Gerl	Knudson	Peterson, R.	Wilkie
Giffey	Lang	Raile	Winge
Glaspey	Larson, G.	Raymond	Mr. Speaker

Absent and not voting:

Backes	Hickle	Peterson, J.	Rolfstrud
Hausauer, R.	Kieffer		

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE BILL

Senate Bill No. 2044. A Bill for an Act to amend and reenact section 15-29-01 of the North Dakota Century Code, relating to school board meetings.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Riemers
Atkinson	Halcrow	Lee	Rice
Austin	Haman	Linderman	Rivinius
Backes	Haugland	Livingston	Rocheleau
Berg	Hausauer, A.	Lundene	Rundle
Boustead	Hausauer, R.	McGauvran	Sandness
Boyum	Henning	McGeehan	Shablowl
Brekke	Henry	Mertens	Solberg
Bunker	Hensrud	Metzger	Stoltenow
DeGroot	Hentges	Meyer	Stone
DeKrey	Herman	Miedema	Streibel
Dick	Hickle	Miller, B.	Strinden
Dornacker	Hildebrand	Miller, E.	Thorsgard
Dotzenrod	Hilleboe	Moore	Tweten
Eagles	Hoffner	Murphy	Ulvedal
Erickson, K.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Ganser	Johnson, H.	Opedahl	Weber
Gengler	Johnson, K.	Patrick	Weider
Gerl	Knudson	Peterson, R.	White
Giffey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker
Gronneberg	Larson, L.		

Those voting in the negative were:

Erickson, W.	Gackle	Glaspey	Wilkie
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Absent and not voting:

Kieffer	Kingsbury	Peterson, J.	Rolfstrud
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So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

House Bill No. 1055. A Bill for an Act to amend and reenact section 15-11-26 of the North Dakota Century Code, relating to the exemption from the property tax of the alumni building at the University of North Dakota.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Riemers
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau

Berg	Haman	Linderman	Rundle
Boustead	Haugland	Livingston	Sandness
Boyum	Hausauer, A.	Lundene	Shablow
Brekke	Hausauer, R.	McGeehan	Solberg
Bunker	Henning	Mertens	Stoltenow
DeGroot	Henry	Metzger	Stone
DeKrey	Hensrud	Meyer	Streibel
Dick	Hentges	Miedema	Strinden
Dornacker	Herman	Miller, B.	Thorsgard
Dotzenrod	Hickle	Miller, E.	Tweten
Eagles	Hildebrand	Moore	Ulvedal
Erickson, K.	Hilleboe	Murphy	Wagner
Erickson, W.	Hoffner	Mushik	Walsh
Fleming	Jacobson	Olienyk	Weber
Gackle	Jenkins	Opedahl	Welder
Ganser	Johnson, H.	Patrick	White
Gengler	Johnson, K.	Peterson, R.	Wilkie
Gerl	Knudson	Raile	Winge
Giffey	Lang	Raymond	Mr. Speaker
Glaspey			

Absent and not voting:

Kieffer	McGauvran	Peterson, J.	Rolfstrud
Kingsbury			

So the bill passed and the title was agreed to.

House Bill No. 1207. A Bill for an Act to provide a method for the Bank of North Dakota to invest in certain government agency stocks.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Riemers
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Berg	Halcrow	Lee	Rocheleau
Boustead	Haman	Linderman	Rundle
Boyum	Haugland	Livingston	Sandness
Brekke	Hausauer, A.	Lundene	Shablow
Bunker	Hausauer, R.	McGauvran	Solberg
DeGroot	Henning	McGeehan	Stoltenow
DeKrey	Henry	Mertens	Stone
Dick	Hensrud	Metzger	Streibel
Dornacker	Hentges	Meyer	Strinden
Dotzenrod	Herman	Miedema	Thorsgard
Eagles	Hickle	Miller, B.	Tweten
Erickson, K.	Hildebrand	Miller, E.	Ulvedal
Erickson, W.	Hilleboe	Moore	Wagner
Fleming	Hoffner	Mushik	Walsh
Gackle	Jacobson	Olienyk	Weber
Ganser	Jenkins	Opedahl	White
Gengler	Johnson, H.	Patrick	Wilkie
Gerl	Johnson, K.	Peterson, R.	Winge
Giffey	Knudson	Raile	Mr. Speaker
Glaspey	Lang	Raymond	

Those voting in the negative were:

Kieffer	Murphy
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Absent and not voting:

Backes	Peterson, J.	Rolfstrud	Welder
Kingsbury			

So the bill passed and the title was agreed to.

House Bill No. 1264. A Bill for an Act to amend and reenact section 24-02-39 of the North Dakota Century Code, relating to a limitation on building cost incurred by the state highway department.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 9; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Austin	Gronneberg	Larson, L.	Riemers
Berg	Gunderson	Laughlin	Rivinius
Boustead	Halcrow	Lee	Rocheleau
Boyum	Haman	Linderman	Sandness
Brekke	Haugland	Livingston	Shablow
Bunker	Hausauer, R.	Lundene	Solberg
DeGroot	Henning	McGauvran	Stoltenow
DeKrey	Henry	McGeehan	Stone
Dick	Hensrud	Mertens	Streibel
Dornacker	Hentges	Metzger	Strinden
Dotzenrod	Herman	Meyer	Thorsgard
Eagles	Hickle	Miedema	Tweten
Erickson, K.	Hildebrand	Miller, B.	Ulvedal
Erickson, W.	Hilleboe	Miller, E.	Wagner
Fleming	Hoffner	Mushik	Walsh
Ganser	Jacobson	Olienyk	Weber
Gengler	Jenkins	Opedahl	White
Gerl	Johnson, H.	Patrick	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker

Those voting in the negative were:

Atkinson	Johnson, K.	Moore	Rice
Gackle	Kieffer	Murphy	Rundle
Hausauer, A.			

Absent and not voting:

Backes	Peterson, J.	Rolfsrud	Welder
Kingsbury			

So the bill passed and the title was agreed to.

House Bill No. 1304. A Bill for an Act to amend and reenact section 12-51-04 of the North Dakota Century Code, relating to housing and feeding of inmates at the state farm.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Riemers
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Backes	Haman	Linderman	Rocheleau
Berg	Haugland	Livingston	Rolfsrud
Boustead	Hausauer, A.	Lundene	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Hensrud	Mertens	Solberg
DeGroot	Hentges	Metzger	Stoltenow
DeKrey	Herman	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dornacker	Hildebrand	Miller, B.	Strinden
Dotzenrod	Hilleboe	Miller, E.	Thorsgard

Erickson, K.	Hoffner	Moore	Tweten
Erickson, W.	Jacobson	Murphy	Ulvedal
Fleming	Jenkins	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Weber
Gengler	Johnson, K.	Opedahl	White
Gerl	Kieffer	Patrick	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant	Larson, G.	Raymond	

Those voting in the negative were:

Eagles	Gackle	Henry
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Absent and not voting:

Kingsbury	Peterson, J.	Wagner	Welder
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So the bill passed and the title was agreed to.

House Bill No. 1305. A Bill for an Act to amend and reenact section 54-03-04 of the North Dakota Century Code, relating to the officers of the senate and of the house of representatives, and to the maintenance of legislative organization in the event a special legislative session is called.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Rice
Austin	Halcrow	Laughlin	Rivinius
Backes	Haman	Lee	Rocheleau
Berg	Haugland	Linderman	Rolfsrud
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dotzenrod	Hickle	Miedema	Strinden
Eagles	Hildebrand	Miller, B.	Thorsgard
Erickson, K.	Hilleboe	Miller, E.	Tweten
Erickson, W.	Hoffner	Moore	Ulvedal
Fleming	Jacobson	Murphy	Wagner
Gackle	Jenkins	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Weber
Gengler	Johnson, K.	Opedahl	White
Gerl	Kieffer	Patrick	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant			

Absent and not voting:

Dornacker	Peterson, J.	Riemers	Welder
Kingsbury			

So the bill passed and the title was agreed to.

House Bill No. 1307. A Bill for an Act to create and enact subdivision c of subsection 5 of section 19-02.1-10 of the North Dakota Century Code relating to the misbranding of foods.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Riemers
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haman	Linderman	Rolfstrud
Boustead	Haugland	Livingston	Rundle
Boyum	Hausauer, A.	Lundene	Sandness
Brekke	Hausauer, R.	McGauvran	Shablow
Bunker	Henning	McGeehan	Solberg
DeGroot	Henry	Mertens	Stoltenow
DeKrey	Hensrud	Metzger	Stone
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miedema	Strinden
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hilleboe	Moore	Ulvedal
Erickson, W.	Hoffner	Murphy	Wagner
Fleming	Jacobson	Mushik	Walsh
Gackle	Jenkins	Olienyk	Weber
Ganser	Johnson, H.	Opedahl	White
Gengler	Johnson, K.	Patrick	Wilkie
Gerl	Kieffer	Peterson, R.	Winge
Giffey	Knudson	Raile	Mr. Speaker
Glaspey	Lang	Raymond	

Absent and not voting:

Kingsbury	Peterson, J.	Welder
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So the bill passed and the title was agreed to.

SECOND READING OF A SENATE BILL

Senate Bill No. 2068. A Bill for an Act to create and enact section 54-21-25 of the North Dakota Century Code, providing the authorization for the director of institutions to contract with other governmental agencies for the custody and treatment of persons lawfully committed to his control.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; ayes, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Riemers
Atkinson	Gunderson	Larson, L.	Rice
Austin	Halcrow	Laughlin	Rivinius
Backes	Haman	Lee	Rocheleau
Berg	Haugland	Linderman	Rolfstrud
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dotzenrod	Hickle	Miller, B.	Strinden
Eagles	Hildebrand	Miller, E.	Thorsgard
Erickson, K.	Hilleboe	Moore	Tweten
Erickson, W.	Hoffner	Murphy	Ulvedal
Fleming	Jacobson	Mushik	Wagner
Gackle	Jenkins	Olienyk	Walsh
Ganser	Johnson, H.	Opedahl	Weber
Gengler	Johnson, K.	Patrick	White
Gerl	Kieffer	Peterson, R.	Wilkie

Giffey	Kingsbury	Raile	Winge
Glaspey	Knudson	Raymond	Mr. Speaker
Grant	Lang		

Absent and not voting:

Dornacker	Miedema	Peterson, J.	Welder
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So the bill passed and the title was agreed to.

FIRST READING OF SENATE BILLS

Senate Bill No. 2139. A Bill for an Act to create and enact section 11-07-03.1 of the North Dakota Century Code, and to amend and reenact sections 11-07-03 and 11-11-02 of the North Dakota Century Code, to provide an additional method of redistricting counties and electing county commissioners.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2164. A Bill for an Act to amend and reenact section 4-30-02 of the 1969 Supplement to the North Dakota Century Code, relating to the license required for persons manufacturing, processing, distributing or dealing in milk or milk products, fees and terms of licensure.

Which was read the first time and referred to the committee on Agriculture.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, January 27, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1072

House Bill No. 1073

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, January 27, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2002

Senate Bill No. 2009

Senate Bill No. 2015

Senate Bill No. 2016

Senate Bill No. 2023

Senate Bill No. 2123

Senate Bill No. 2176

Senate Bill No. 2207

Senate Bill No. 2208

Senate Bill No. 2212

Senate Bill No. 2218

Senate Bill No. 2219

Senate Bill No. 2220

Senate Bill No. 2238

Senate Bill No. 2245

Senate Bill No. 2278

Senate Concurrent Resolution No. 4013

Senate Concurrent Resolution No. 4015

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

JOURNAL OF THE HOUSE

MESSAGES TO THE SENATE

House Chamber

Bismarck, January 27, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1066

House Bill No. 1178

House Bill No. 1186

House Bill No. 1258

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, January 27, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2081

Senate Bill No. 2082

Senate Bill No. 2088

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

MOTION

Rep. Metzger moved that House Bill No. 1524 be returned to the House from the Committee on Agriculture, which motion prevailed.

Rep. Metzger requested permission to withdraw House Bill No. 1524. There being no objections, it was so ordered by the Speaker.

Rep. Streibel moved that the House stand recessed to 1:00 p.m., Thursday, January 28, 1971, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTIETH DAY AFTER RECESS
AND TWENTY-FIRST DAY

Bismarck, January 28, 1971

The House convened at 1:00 p.m., pursuant to recess taken, with Speaker Bier presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1026

House Bill No. 1133

House Bill No. 1158

House Bill No. 1208

And find the same correctly engrossed.

REP. MEDIEMA, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the amendments to House Bill No. 1004 as recommended by the Committee on Appropriations as printed on page 353 of the House Journal be adopted.

Rep. Reimers moved to dispense with the reading of the amendments to House Bill No. 1004, which motion prevailed.

The question then was on the motion of Rep. Reimers to adopt the committee report on House Bill No. 1004, which motion prevailed.

Rep. Bunker moved that the amendments to House Bill No. 1154 as recommended by the Committee on Industry, Business and Labor as printed on page 351 of the House Journal be adopted.

Rep. Bunker moved to dispense with the reading of the amendments to House Bill No. 1154, which motion prevailed.

The question then was on the motion of Rep. Bunker to adopt the committee report on House Bill No. 1154, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 1182 as recommended by the Committee on Finance and Taxation as printed on page 355 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1213 as recommended by the Committee on Education as printed on page 354 of the House Journal be adopted.

Rep. Knudson moved that the House dispense with the reading of the amendments to House Bill No. 1213, which motion prevailed.

The question then was on the motion of Rep. Knudson to adopt the committee report on House Bill No. 1213, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1255 as recommended by the Committee on Education as printed on pages 354 and 355 of the House Journal be adopted.

Rep. Knudson moved that the House dispense with the reading of the amendments to House Bill No. 1255, which motion prevailed.

The question then was on the motion of Rep. Knudson to adopt the committee report on House Bill No. 1255, which motion prevailed.

MOTIONS

Rep. Haugland moved that House Bill No. 1430 be returned to the House from the Committee on Social Welfare, which motion prevailed.

Rep. Haugland moved that House Bill No. 1430 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

RECOGNITION

Rep. Dick announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Vernon Dagman, and Rep. Dagman was thereupon introduced to the House.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1003 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 4, after the word "center" insert the words ", and declaring an emergency."

On page 1, line 13, delete the sum \$2,555,108.00 and in lieu thereof insert the sum \$2,675,358.00.

On page 1, line 19, delete the sum \$1,838,614.00 and in lieu thereof insert the sum \$1,837,614.00.

On page 1, line 24, delete the sum \$161,300.00 and in lieu thereof insert the sum \$232,900.00.

On page 1, after line 24, insert the following lines: "Equipment \$49,650.00" and "(The above line item of this Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval)"

On page 2, line 1, delete the numerals \$2,545,108.00 and in lieu thereof insert the sum \$2,665,358.00.

On page 2, line 9, after the word "total" insert the words "highway fund transfer and appropriation" and delete the sum \$2,645,108.00 and in lieu thereof insert the sum \$2,675,358.00.

On page 2, after line 17, insert the following new section:

"SECTION 3. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval on such items or subdivisions as are designated to be made available immediately on passage and approval."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The equipment line of \$161,300.00 is increased to \$232,900.00 to allow the Highway Patrol to purchase the 80 new patrol cars authorized in its budget. The increase is necessary because of an estimated increase in the cost per car since the time the budget was prepared because substantial discounts to States and Political subdivisions have been discontinued. Also included in this increase in the equipment line is an amount to provide for air conditioning in each car. The emergency measure of \$50,000.00 is to cover the additional cost of the 42 cars to be purchased in February 1971 which cost shall also include air conditioning. The estimated cost of air conditioning per unit, taking into consideration trade-in value, is estimated at \$125.00 per unit. However, because the patrol cars constitute a place of work, the legislative assembly believes air conditioning is justified. This

amendment is not to be construed as agreeing to the need for air conditioning in all other state owned vehicles.

REP. REIMERS, Chairman

Rep. Kingsbury moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1006 has had the same² under consideration and recommends that the same be amended as follows:

On page 1, line 2, delete the word "commission" and in lieu thereof insert the word "department".

On page 1, line 13, delete the word "commission" and in lieu thereof insert the word "department".

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The purpose of the amendment is to comply with the statutes of the North Dakota Century Code.

REP. REIMERS, Chairman

Rep. Rolfsrud moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1012 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 11 of the bill, delete the sum \$112,720.00 and in lieu thereof insert the sum \$113,320.00.

On page 1, line 12, delete the sum \$112,720.00 and in lieu thereof insert the sum \$113,320.00.

On page 1, line 20, delete the sum \$4,000.00 and in lieu thereof insert the sum \$5,200.00.

On page 1, line 21, delete the sum \$225,440.00 and in lieu thereof insert the sum \$226,640.00.

On page 1, line 22, delete the sum \$112,720.00 and in lieu thereof insert the sum \$113,320.00.

On page 1, line 23, delete the sum \$112,720.00 and in lieu thereof insert the sum \$113,320.00.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The purpose of the amendment is to provide additional funds needed for miscellaneous administrative expenses.

REP. REIMERS, Chairman

Rep. Opedahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1015 has had the same under consideration and recommends that the same be amended as follows:

Page 1, line 12 of the bill, delete the sum \$1,287,785.00 and in lieu thereof insert the sum \$1,284,785.00.

Page 1, line 16, delete the sum \$806,723.00 and in lieu thereof insert the sum \$803,723.00.

Page 1, line 18, delete the sum \$24,000.00 and in lieu thereof insert the sum \$23,000.00.

Page 1, line 24, delete the sum \$1,287,785.00 and in lieu thereof insert the sum \$1,284,785.00.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The purpose of the amendment is to reduce the maximum salary of members of the bureau.

REP. REIMERS, Chairman

Rep. B. Miller moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1025 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Solberg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1032 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Miedema moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1081 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, delete everything after the word "sections" and insert in lieu thereof the following: "54-14-01 and 54-14-02 of the North Dakota Century Code, relating to the state auditing board.

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

SECTION 1. AMENDMENT.) Section 54-14-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-14-01. STATE AUDITING BOARD — MEMBERS — SECRETARY — DUTIES — QUORUM.) The secretary of state, attorney general, and the (((director of the department of accounts and purchases))) **state treasurer** shall constitute the state auditing board. The director of the department of accounts and purchases shall act as secretary (((of))) **for** the board, and shall receive and file for the consideration of the board, all accounts, claims, or demands against the state, except those of state-owned utilities, enterprises, and business projects, and such others as are specifically exempt by law. Any two members of the board shall constitute a quorum for the transaction of business.

SECTION 2. AMENDMENT.) Section 54-14-02 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-14-02. MEETINGS OF BOARD.) The state auditing board shall hold its meetings at the office of the director of the department of accounts and purchases or at such other place as the board may decide. Meetings shall be (((had))) **called** at least monthly (((and))) **or** at such other time as the **secretary or two members of the board** may deem necessary or advisable. Each member **and secretary** of the auditing board may appoint a deputy or substitute to serve in his stead at such meetings as he may be unable to attend."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1106 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Raile moved that the report be adopted.

Rep. Atkinson moved a substitute motion that House Bill No. 1106 be placed on the calendar, which motion failed on a recorded roll call vote, requested by Rep. Atkinson.

ROLL CALL

Roll was called and there were ayes, 31; nays, 65; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Halcrow	Larson, L.	Strinden
Boustead	Hausauer, A.	Metzger	Tweten
Boyum	Henning	Moore	Ulvedal
Brekke	Hentges	Murphy	Wagner
Bunker	Herman	Olienyk	Welder
Eagles	Hilleboe	Peterson, R.	White
Gackle	Jenkins	Raymond	Mr. Speaker
Gerl	Lang	Streibel	

Those voting in the negative were:

Anderson	Gronneberg	Lee	Riemers
Austin	Gundersen	Linderman	Rice
Backes	Haugland	Livingston	Rivinius
Berg	Hausauer, R.	Lundene	Rocheleau
DeGroot	Henry	McGauvran	Rolfstrud
DeKrey	Hensrud	McGeehan	Rundle
Dick	Hickle	Mertens	Sandness
Dornacker	Hildebrand	Meyer	Shablow
Dotzenrod	Hoffner	Miedema	Solberg
Erickson, K.	Jacobson	Miller, B.	Stoltenow
Erickson, W.	Johnson, H.	Miller, E.	Stone
Fleming	Johnson, K.	Mushik	Thorsgard
Ganser	Kingsbury	Opedahl	Walsh
Gengler	Knudson	Patrick	Weber
Giffey	Larson, G.	Peterson, J.	Wilkie
Glaspey	Laughlin	Raile	Winge
Grant			

Absent and not voting:

Haman Kieffer

The question then was on the motion of Rep. Raile to adopt the committee report on House Bill No. 1106, which motion prevailed. House Bill No. 1106 was indefinitely postponed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1181 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 10 delete the word "tax" and insert in lieu thereof the word "certification"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1221 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1230 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Fleming moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1231 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1241 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Knudson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1265 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1269 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1273 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1287 has had the same under consideration and recommends that the same be amended as follows:

On line 8 delete the word "No" and insert in lieu thereof the following language **"In addition to all other rights of self defense no"**

And on line 8 after the word "state" insert the following language **"or any person responding to a request or call of any peace officer of this state"**

On line 9 after the word "jeopardy" insert the following language **"nor be subject to civil damages"**

On line 11 delete the word "in"

On line 12 delete the words "eminent danger of or" and insert in lieu thereof the word **"being"**

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Dotzenrod moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1303 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Rivinius moved that the report be adopted.

Rep. Gackle moved a substitute motion to place House Bill No. 1303 on the calendar, which motion failed on a recorded roll call vote requested by Rep. Gackle.

ROLL CALL

Roll was called and there were ayes, 27; nays, 65; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Eagles	Hoffner	Rocheleau
Atkinson	Erickson, K.	Lang	Solberg
Boustead	Gackle	Larson, L.	Stoltenow
Boyum	Hausauer, R.	Linderman	Strinden
Brekke	Hentges	Metzger	Weber
Bunker	Herman	Raile	Welder
Dotzenrod	Hilleboe	Rice	

Those voting in the negative were:

Austin	Haugland	Lundene	Rivinius
Backes	Hausauer, A.	McGauvran	Rolfsrud
Berg	Henning	McGeehan	Rundle
DeGroot	Henry	Mertens	Sandness
DeKrey	Hensrud	Meyer	Shablow
Dick	Hickle	Miedema	Stone
Dornacker	Jacobson	Miller, E.	Streibel
Erickson, W.	Johnson, H.	Moore	Thorsgard
Fleming	Johnson, K.	Murphy	Tweten
Ganser	Kieffer	Mushik	Ulvedal
Gengler	Kingsbury	Olienyk	Wagner
Gerl	Knudson	Opedahl	Walsh
Giffey	Larson, G.	Patrick	White
Grant	Laughlin	Peterson, J.	Wilkie
Gronneberg	Lee	Peterson, R.	Winge
Gunderson	Livingston	Raymond	Mr. Speaker
Halcrow			

Absent and not voting:

Glaspey	Hildebrand	Miller, B.	Reimers
Haman	Jenkins		

Question then was on the motion of Rep. Rivinius to adopt the committee report on House Bill No. 1303, which motion prevailed. House Bill No. 1303 was indefinitely postponed.

MOTIONS

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-FIRST DAY

Bismarck, January 28, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Roger Hedberg, Mandan Baptist Church, Mandan.

Roll was called and all members were present except Reps. Haman and B. Miller.

Rep. B. Miller was absent attending a funeral for a member of his family.

A quorum was declared by the Speaker.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Nineteenth Day after Recess and Twentieth Day, and finds the same to be correct.

REP. STONE, Chairman

Rep. Lee moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1366 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Raile moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution 4010 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2041 has had the same under consideration and recommends that the same be amended as follows:

On page 1, in line 2, after 19-20.1-06, insert the word "and"

Also in line 2 of page 1, after the numeral 23-09-17 delete the following: ", and 23-10-05"

On page 5, in line 20, place triple parentheses around the word "laboratories" and insert in lieu thereof the word "health"

Delete lines 7 through 35 on page 6

Delete lines 1 and 2 on page 7

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Concurrent Resolution No. 3002 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Solberg moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1062 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, delete all of the words following "A BILL" and insert in lieu thereof the following: "for an Act to create and enact chapter 15-20.2 and sections 50-06-15, 50-06-16, 50-06-17, 50-06-18, 50-06-19, 50-06-20, 50-06-21, 50-06-22, 50-06-23, 50-06-24, 50-06-25, and 50-06-26 of the North Dakota Century Code, relating to vocational education and vocational rehabilitation; to amend and reenact section 50-06-13 of the North Dakota Century Code, relating to the biennial report of the state social service board; and to repeal section 4 of House Bill No. 1045 as approved by the forty-second legislative assembly, relating to vocational education and vocational rehabilitation.

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

SECTION 1.) Chapter 15-20.2 of the North Dakota Century Code is hereby created and enacted to read as follows:

15-20.2-01. DEFINITIONS.) In this chapter, unless the context or subject matter otherwise requires:

1. "State board" shall mean the state board of vocational education which is the state board of public school education.

2. "Director" shall mean the director of vocational education.
3. "Regulations" shall mean regulations made by the director with the approval of the state board.

15-20.2-02. STATE BOARD OF VOCATIONAL EDUCATION — DIRECTOR OF VOCATIONAL EDUCATION — APPOINTMENT, QUALIFICATIONS, ASSISTANTS, DUTIES.) The state board of public school education shall be the state board for vocational education. The state board, acting through the office of the superintendent of public instruction, shall appoint a director and executive officer for vocational education who shall be charged with the administration, under the direction and supervision of the board, of the provisions of this chapter relating to vocational education. The state board, acting through the office of the superintendent of public instruction, shall designate such assistants to the director as may be necessary to carry out the provisions of this chapter. The duties, terms of office, and compensation of the director and of his assistants shall be determined by the state board. The director shall hold as a minimum a baccalaureate degree received from a recognized college or university. He shall enforce such rules and regulations as the state board may adopt and shall prepare such reports concerning vocational education as the state board may require.

15-20.2-03. POWERS AND DUTIES OF STATE BOARD RELATING TO VOCATIONAL EDUCATION.) The state board shall have all authority necessary to cooperate with the United States office of education in the department of health, education, and welfare, or other department or agency of the United States of America in the administration of acts of Congress relating to vocational education, including the following powers and duties:

1. To administer any legislation enacted by the legislative assembly of this state pursuant to or in conformity with acts of Congress relating to vocational education.
2. To administer the funds provided by the federal government and by this state for the promotion of vocational education, and to contract with:
 - a. Any public or private institution or agency, board of trustees of any agricultural and training school, or school district of this state; or
 - b. Any public or private institution or agency, or political subdivision of another state.
3. To formulate plans for the promotion of vocational education in such subjects as are an essential and integral part of the public school system of education in this state.
4. To provide for the preparation of teachers.
5. To fix the compensation of such officers and assistants as may be necessary to administer the federal acts and the provisions of this chapter relating to vocational education and to pay the same and other necessary expenses of administration from any funds appropriated for such purpose.
6. To make studies and investigations relating to vocational education.
7. To promote and aid in the establishment of schools, departments, or classes, and to cooperate with local communities in the maintenance of vocational schools, departments, or classes.
8. To prescribe the qualifications and provide for the certification of teachers, directors, and supervisors.
9. To cooperate with governing bodies of school districts and with organizations and communities in the maintenance

of classes for the preparation of teachers, directors, and supervisors of vocational education, to maintain classes for such purposes under its own direction and control, and to establish and control, by general regulations, the qualifications to be possessed by persons engaged in the training of vocational teachers.

15-20.2-04. ACCEPTANCE OF BENEFITS OF FEDERAL ACTS IN VOCATIONAL EDUCATION — COOPERATION WITH FEDERAL GOVERNMENT.) The state of North Dakota hereby accepts all of the provisions and benefits of the acts of Congress to assist states to maintain, extend, and improve existing programs and develop new programs in vocational education in accordance with state statutes and policies of the state board, and the state board shall comply with such conditions as may be necessary to secure the full benefit of such acts. The state board shall cooperate pursuant to agreement with the federal government in carrying out the purposes of any federal act pertaining to vocational education, and shall adopt such methods of administration as may be found by the federal government to be necessary for the proper and efficient operation of such agreement.

15-20.2-05. CUSTODY AND PAYMENT OF VOCATIONAL EDUCATION FUNDS.) The state board shall be charged with the duty of administering all funds that are received from federal and state sources for vocational education purposes. All such moneys received shall be placed in the custody of the state treasurer, and shall be paid by the department of accounts and purchases as directed by certificate of the state board.

15-20.2-06. REIMBURSEMENT OF SCHOOLS TEACHING SUBJECTS IN VOCATIONAL EDUCATION.) The state board shall reimburse approved public or private institutions or agencies, or political subdivisions of this state or of another state, giving instruction in vocational education from funds allocated for that purpose. The state board may prorate the sums available if funds are insufficient to reimburse at the rate established by the state board.

15-20.2-07. COOPERATION OF SCHOOL BOARDS IN VOCATIONAL EDUCATION.) The governing body of any school district and the board of trustees of any county agricultural and training school may cooperate with the state board in the establishment and maintenance of schools, departments, or classes giving instruction in vocational education as approved by the state board, and may use any moneys raised by public taxation for such purposes in the same manner as the moneys for other school purposes are used for the maintenance and support of public schools. When any school, department, or class giving instruction in vocational education has been approved by the state board, it shall be entitled to share in any federal and state funds available for vocational education.

15-20.2-08. VOCATIONAL SCHOOLS AUTHORIZED — MILL LEVY.) Any county or counties within this state may, upon resolution of the board or boards of county commissioners of such county or counties, establish and maintain a school for the purpose of providing vocational education. For the purpose of maintaining such vocational school, the county or counties may levy a tax of not to exceed three mills upon all taxable property within such county or counties. Such levy shall be in addition to any other mill levies authorized by law, if approved by a majority of those voting on the question at a countywide special, primary, or general election, and after a public hearing has been held thereon.

15-20.2-09. BOARD MEMBERSHIP — POWERS AND DUTIES.) The school board of a vocational school district shall consist of not to exceed seven members, elected from geographical districts which shall be as nearly equal in population as is practicable at the same time and for the same terms as are other county officials. The boun-

daries of the geographical districts shall be determined by the board of county commissioners or, in the case of several counties combining to form a district, by the boards of county commissioners sitting jointly. The board or boards of county commissioners, as the case may be, shall also appoint the members of the original school board who shall serve until the next regular election of county officials. The provisions of section 15-28-02 shall not apply to a school board elected or appointed in accordance with this section. Such school board shall be governed by title 15 of this Code and shall possess all of the powers granted to a public school board by section 15-29-08 or any other provision of law, insofar as such powers are consistent with the provisions of sections 15-20.2-08 through 15-20.2-11.

15-20.2-10. SPECIFIC POWERS — TUITION PAYMENTS — BOND ISSUES.) The school board of a vocational school district is specifically authorized to accept on behalf of the district any real or personal property available for distribution by the United States or any of its departments or agencies, and also, to accept any federal grants which may be made available in the field of vocational education. It may accept enrollments and set the amount of tuition for students residing outside of the district, provided that the amount of tuition so set shall not exceed the difference between the average cost per student for educating a student in the district and the payment, if any, received by the district from a county equalization fund on behalf of such student. Payments from the county equalization fund of the student's county of residence on behalf of each student attending a vocational school shall be made to the vocational school of attendance at the same rate as paid for high school students. A vocational school district shall be deemed a municipality within the meaning of section 21-03-01.

15-20.2-11. CURRICULUM — GENERAL POWERS AND DUTIES.) The curriculum offered students by a vocational school shall be as determined by the school board, provided that such curriculum shall be submitted annually to the state board for approval, and only an approved curriculum shall be offered.

15-20.2-12. REPORT OF STATE BOARD TO GOVERNOR AND SECRETARY OF STATE.) The state board shall make a biennial report to the governor and the secretary of state on or before the first day of October of each even-numbered year as prescribed by section 54-06-03 and subsection 6 of section 54-06-04. The state board in its report shall set forth the condition of vocational education in the state, a list of the schools to which federal and state aid for vocational education has been given, and a detailed statement of the expenditures of federal and state funds for that purpose.

SECTION 2. AMENDMENT.) Section 50-06-13 of the 1969 supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

50-06-13. BIENNIAL REPORT TO GOVERNOR AND SECRETARY OF STATE.) The ((public welfare)) **social service** board biennially shall prepare and submit to the governor and the secretary of state a complete and full report as prescribed by section 54-06-04 which shall show:

1. Its activities during the preceding two years (((;))).
2. Such suggestions as it may deem necessary (((; and))).
3. **The condition of vocational rehabilitation in the state.**
4. Such other matters as it may think are for the benefit of the people of the state.

SECTION 3.) Section 50-06-15 of the North Dakota Century Code is hereby created and enacted to read as follows:

50-06-15. DEFINITIONS.) In the following sections of this chapter relating to vocational rehabilitation, unless the context or subject matter otherwise requires:

1. "State board" shall mean the social service board of North Dakota.
2. "Division" shall mean the division of vocational rehabilitation established by this chapter.
3. "Executive Director" shall mean the executive director of the division of vocational rehabilitation.
4. "Regulations" shall mean regulations made by the executive director with the approval of the state board.

SECTION 4. Section 50-06-16 of the North Dakota Century Code is hereby created and enacted to read as follows:

50-06-16. EXECUTIVE DIRECTOR OF DIVISION OF VOCATIONAL REHABILITATION — DUTIES — RELATIONSHIP OF DIVISION TO STATE BOARD.) The social service board shall be responsible for separate divisions of social service and of vocational rehabilitation services. The board shall name an executive director of each division. The executive director of the division of vocational rehabilitation shall be appointed in accordance with established personnel standards and on the basis of his education, training, experience, and demonstrated ability. In carrying out his duties under this chapter, the executive director of vocational rehabilitation with the approval of the state board:

1. Shall make regulations governing personnel standards, the protection of records and confidential information, the manner and form of filing applications, eligibility, and investigation and determination thereof, for vocational rehabilitation services, procedures for fair hearings, and other regulations as he finds necessary to carry out the purposes of this chapter relating to vocational rehabilitation.
2. Shall establish appropriate subordinate administrative units within the division.
3. Shall appoint personnel he deems necessary for the efficient performance of the functions of the division.
4. Shall prepare and submit to the state board annual reports of activities and expenditures and, prior to each regular session of the legislature, estimates of sums required for vocational rehabilitation, and estimates of the amounts to be made available for this purpose from all sources.
5. Shall make certification for disbursement, in accordance with regulations, of funds available for vocational rehabilitation purposes.
6. Shall take other action as he deems necessary or appropriate to carry out the provisions of this chapter relating to vocational rehabilitation.

SECTION 5.) Section 50-06-17 of the North Dakota Century Code is hereby created and enacted to read as follows:

50-06-17. ADMINISTRATION OF VOCATIONAL REHABILITATION.) Except as otherwise provided by law, the state board shall provide vocational rehabilitation services to disabled individuals determined by the executive director to be eligible therefor. In carrying out the purposes of this chapter, the division, among other things, may:

1. Cooperate with other departments, agencies, and institutions, both public and private, in providing for the vocational rehabilitation of disabled individuals, in studying the problems involved therein, and in establishing, developing, and providing, in conformity with the purposes of this chapter relating to vocational rehabilitation, such programs, facilities, and services as may be necessary or desirable.
2. Enter into reciprocal agreements with other states to provide

for the vocational rehabilitation of residents of the states concerned.

3. Conduct research and compile statistics relating to the vocational rehabilitation of disabled individuals.

SECTION 6.) Section 50-06-18 of the North Dakota Century Code is hereby created and enacted to read as follows:

50-06-18. REHABILITATION SERVICES PROVIDED TO ANY DISABLED INDIVIDUAL — ELIGIBILITY.) Vocational rehabilitation services shall be provided to any disabled individual whose vocational rehabilitation the executive director determines, after full investigation, can be satisfactorily achieved, or who is eligible under the terms of an agreement with another state or with the federal government.

SECTION 7.) Section 50-06-19 of the North Dakota Century Code is hereby created and enacted to read as follows:

50-06-19. REHABILITATION SERVICES PROVIDED TO DISABLED INDIVIDUALS REQUIRING FINANCIAL ASSISTANCE.) Except as may be otherwise provided by law or as may be specified in any agreement with another state or with the federal government, rehabilitation services shall be provided at public cost to disabled individuals found to require financial assistance.

SECTION 8.) Section 50-06-20 of the North Dakota Century Code is hereby created and enacted to read as follows:

50-06-20. COOPERATION WITH FEDERAL GOVERNMENT.) The state board acting through the division shall cooperate, pursuant to agreements, with the federal government in carrying out the purposes of any federal statutes pertaining to vocational rehabilitation and may adopt such methods of administration as are found by the federal government to be necessary for the proper and efficient operation of such agreements or plans for vocational rehabilitation and comply with such conditions as may be necessary to secure the full benefits of such federal statutes.

SECTION 9.) Section 50-06-21 of the North Dakota Century Code is hereby created and enacted to read as follows:

50-06-21. RECEIPT AND DISBURSEMENT OF VOCATIONAL REHABILITATION FUNDS.) The state treasurer shall be the custodian of all funds received from the federal government for the purpose of carrying out any federal statutes pertaining to vocational rehabilitation. The state treasurer shall make disbursements from such funds and from all state funds available for vocational rehabilitation purposes upon the requisition of the state board upon the state auditor who shall draw his warrant upon the state treasurer for the amount for which requisition is made.

SECTION 10.) Section 50-06-22 of the North Dakota Century Code is hereby created and enacted to read as follows:

50-06-22. GIFTS — AUTHORIZATION TO ACCEPT AND USE.) The executive director with the approval of the state board, may accept and use gifts made unconditionally by will or otherwise for carrying out the purposes of this chapter. Gifts made under such conditions as in the judgment of the state board are proper and consistent with the provisions of the chapter may be so accepted and shall be held, invested and reinvested, and used in accordance with the conditions of the gift.

SECTION 11.) Section 50-06-23 of the North Dakota Century Code is hereby created and enacted to read as follows:

50-06-23. MAINTENANCE NOT ASSIGNABLE.) The right of a disabled individual to vocational rehabilitation maintenance under this chapter shall not be transferable or assignable at law or in equity.

SECTION 12.) Section 50-06-24 of the North Dakota Century Code is hereby created and enacted to read as follows:

50-06-24. HEARINGS ALLOWED TO AGGRIEVED PERSONS.) Any individual applying for or receiving vocational rehabilitation who is aggrieved by any action or inaction of the division shall be entitled, in accordance with regulations, to a fair hearing by the state board.

SECTION 13.) Section 50-06-25 of the North Dakota Century Code is hereby created and enacted to read as follows:

50-06-25. MISUSE OF VOCATIONAL REHABILITATION LISTS AND RECORDS.) It shall be unlawful, except for purposes directly connected with the administration of the vocational rehabilitation program, and in accordance with regulations prescribed by the state board, for any person or persons to solicit, disclose, receive, or make use of, or authorize, knowingly permit, participate in, or acquiesce in the use of any list of, or names of, or any information concerning persons applying or receiving vocational rehabilitation, directly or indirectly derived from the records, papers, files, or communications of the state or subdivisions or agencies thereof, or acquired in the course of the performance of official duties.

SECTION 14.) Section 50-06-26 of the North Dakota Century Code is hereby created and enacted to read as follows:

50-06-26. LIMITATION OF POLITICAL ACTIVITY.) No officer or employee engaged in the administration of the vocational rehabilitation program shall use his official authority or influence, or permit the use of the vocational rehabilitation program, for the purposes of interfering with an election or affecting the results thereof, or for any partisan political purposes. No such officer or employee shall take any active part in the management of political campaigns or participate in any political activity, except that he shall retain the right to vote as he may please and to express his opinion as a citizen on all subjects. No such officer or employee shall solicit or receive, nor shall any such officer or employee be obliged to contribute or render any service, assistance, subscription, assessment, or contribution for any political purpose. Any officer or employee violating this provision shall be subject to discharge or suspension.

SECTION 15. REPEAL.) Section 4 of House Bill No. 1045 as approved by the forty-second legislative assembly is hereby repealed."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Patrick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1189 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1259 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1261 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Weber moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1296 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Raymond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1300 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1326 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Kieffer moved that the report be adopted, which motion prevailed and the report was adopted.

MOTIONS

Rep. Thorsgard moved that House Bill No. 1142 be returned to the House from the Committee on Political Subdivisions, which motion prevailed.

Rep. Thorsgard requested permission to withdraw House Bill No. 1142. There being no objections, it was so ordered by the Speaker.

SECOND READING OF HOUSE BILLS

House Bill No. 1026. A Bill for an Act making an appropriation for the purpose of administering the provisions of Chapter 12-61 of the North Dakota Century Code.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Reimers
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Berg	Haugland	Lee	Rocheleau
Boustead	Hausauer, A.	Linderman	Rolfsrud
Boyum	Hausauer, R.	Livingston	Sandness
Brekke	Henning	Lundene	Shablow
Bunker	Henry	McGauvran	Solberg
DeGroot	Hensrud	McGeehan	Stoltenow
DeKrey	Hentges	Mertens	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, E.	Tweten
Eagles	Hoffner	Moore	Ulvedal
Erickson, K.	Jacobson	Mushik	Wagner
Erickson, W.	Jenkins	Olienyk	Walsh
Fleming	Johnson, H.	Opedahl	Weber
Gackle	Johnson, K.	Patrick	Welder
Ganser	Kieffer	Peterson, J.	White
Gengler	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker

Those voting in the negative were:

Metzger	Murphy	Rundle
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Absent and not voting:

Backes	Halcrow	Hilleboe	Thorsgard
Gerl	Haman	Miller, B.	

So the bill passed and the title was agreed to.

House Bill No. 1211. A Bill for an Act to amend and reenact section 23-13-02 of the North Dakota Century Code, providing for coin-operated gasoline pumps.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 65; nays, 29; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Raile
Austin	Gunderson	Lee	Rice
Backes	Halcrow	Linderman	Rivinius
Berg	Hausauer, R.	Lundene	Rocheleau
Boustead	Henning	McGauvran	Rolfsrud
Boyum	Henry	McGeehan	Rundle
Brekke	Hentges	Mertens	Shablow
DeKrey	Hickle	Meyer	Solberg
Dornacker	Hoffner	Miedema	Stoltenow
Dotzenrod	Jacobson	Miller, E.	Streibel
Erickson, K.	Jenkins	Moore	Walsh
Erickson, W.	Johnson, H.	Murphy	Weber
Fleming	Kieffer	Opedahl	Welder
Gackle	Kingsbury	Patrick	Wilkie
Giffey	Knudson	Peterson, J.	Winge
Glaspey	Larson, L.	Peterson, R.	Mr. Speaker
Grant			

Those voting in the negative were:

Atkinson	Haugland	Larson, G.	Sandness
Bunker	Hausauer, A.	Livingston	Stone
DeGroot	Hensrud	Metzger	Strinden
Dick	Herman	Mushik	Tweten
Eagles	Hildebrand	Olienyk	Ulvedal
Ganser	Johnson, K.	Raymond	Wagner
Gengler	Lang	Reimers	White
Gerl			

Absent and not voting:

Haman	Hilleboe	Miller, B.	Thorsgard
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So the bill passed and the title was agreed to.

RECOGNITION

Rep. Livingston announced that a former Representative and Senator was in the chambers, and requested that the House recognize former Senator Ernest C. Livingston, and Senator Livingston was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1236. A Bill for an Act to provide for the discontinuance of county agricultural and training schools; to repeal section 15-42-29 of the North Dakota Century Code and declaring an emergency.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Laughlin	Rice
Atkinson	Gronneberg	Lee	Rivinius

Austin	Gunderson	Linderman	Rocheleau
Backes	Halcrow	Livingston	Rolfsrud
Berg	Haugland	Lundene	Rundle
Boustead	Hausauer, A.	McGauvran	Sandness
Boyum	Hausauer, R.	McGeehan	Shablow
Brekke	Henning	Mertens	Solberg
Bunker	Henry	Metzger	Stoltenow
DeGroot	Hensrud	Meyer	Stone
DeKrey	Hentges	Miedema	Streibel
Dick	Herman	Miller, E.	Strinden
Dornacker	Hickle	Moore	Thorsgard
Dotzenrod	Hildebrand	Murphy	Tweten
Eagles	Hoffner	Mushik	Ulvedal
Erickson, K.	Jacobson	Olienyk	Wagner
Erickson, W.	Jenkins	Opedahl	Walsh
Fleming	Johnson, H.	Patrick	Weber
Gackle	Johnson, K.	Peterson, J.	Welder
Ganser	Kieffer	Peterson, R.	White
Gengler	Kingsbury	Raile	Wilkie
Gerl	Knudson	Raymond	Winge
Giffey	Lang	Reimers	Mr. Speaker
Glaspey	Larson, G.		

Absent and not voting:

Haman	Hilleboe	Larson, L.	Miller, B.
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1257. A Bill for an Act to amend and reenact subsection 2 of section 57-37-11 of the North Dakota Century Code, relating to the exemption of a surviving spouse for estate tax purposes; to amend and reenact section 57-37-13 of the North Dakota Century Code, relating to the rate of tax for estate tax purposes; and providing an effective date.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes. 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Reimers
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haugland	Linderman	Rolfsrud
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Gerl	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker

Absent and not voting:

Haman Miller, B.

So the bill passed and the title was agreed to.

House Bill No. 1283. A Bill for an Act to amend and reenact sections 29-06-15 and 29-06-16 of the North Dakota Century Code, relating to arrest without a warrant and arrest at night without a warrant.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 10; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Raymond
Atkinson	Gunderson	Larson, G.	Rice
Austin	Halcrow	Larson, L.	Rivinius
Berg	Haugland	Laughlin	Rolfstrud
Boustead	Hausauer, A.	Lee	Rundle
Brekke	Hausauer, R.	Linderman	Sandness
Bunker	Henning	Livingston	Shablow
DeGroot	Henry	Lundene	Stoltenow
DeKrey	Hensrud	McGauvran	Stone
Dick	Hentges	McGeehan	Strinden
Dornacker	Herman	Mertens	Thorsgard
Dotzenrod	Hickle	Metzger	Tweten
Eagles	Hildebrand	Meyer	Ulvedal
Erickson, K.	Hilleboe	Miedema	Wagner
Erickson, W.	Hoffner	Moore	Walsh
Fleming	Jacobson	Opedah	Weber
Gackle	Jenkins	Olienyk	White
Ganser	Johnson, H.	Patrick	Wilkie
Giffey	Johnson, K.	Peterson, J.	Winge
Glaspey	Kieffer	Peterson, R.	Mr. Speaker
Grant	Knudson	Raile	

Those voting in the negative were:

Boyum	Miller, E.	Reimers	Streibel
Gengler	Murphy	Solberg	Welder
Gerl	Mushik		

Absent and not voting:

Backes Kingsbury Miller, B. Rocheleau
Haman

So the bill passed and the title was agreed to.

House Bill No. 1302. A Bill for an Act to create and enact a section of chapter 12-41 of the North Dakota Century Code, relating to the confiscation of property used in the commission of an act of vandalism or malicious mischief.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Glaspey	Larson, L.	Rivinius
Atkinson	Grant	Laughlin	Rice
Austin	Gronneberg	Lee	Rolfstrud
Backes	Gunderson	Linderman	Sandness
Berg	Halcrow	Livingston	Shablow
Boustead	Hausauer, A.	Lundene	Solberg
Boyum	Hausauer, R.	McGauvran	Stoltenow
Brekke	Henning	McGeehan	Stone
Bunker	Henry	Mertens	Streibel

DeGroot	Hentges	Meyer	Strinden
Dick	Herman	Miedema	Thorsgard
Dornacker	Hildebrand	Miller, E.	Tweten
Dotzenrod	Hoffner	Mushik	Ulvedal
Eagles	Jacobson	Olienyk	Walsh
Erickson, K.	Jenkins	Opedahl	Weber
Erickson, W.	Johnson, H.	Patrick	Welder
Fleming	Johnson, K.	Peterson, J.	White
Gackle	Kieffer	Peterson, R.	Wilkie
Ganser	Lang	Raile	Winge
Gerl	Knudson	Reimers	Mr. Speaker
Giffey	Larson, G.	Raymond	

Those voting in the negative were:

DeKrey	Hickle	Moore	Rundle
Gengler	Hilleboe	Murphy	Wagner
Hensrud	Metzger	Rocheleau	

Absent and not voting:

Haman	Haugland	Kingsbury	Miller, B.
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So the bill passed and the title was agreed to.

MOTIONS

Rep. Thorsgard moved that a committee of two be appointed to escort Miss North Dakota, Miss Nancy Tangen of Northwood, to the desk, which motion prevailed.

Rep. Bier appointed Reps. Thorsgard and Gunderson.

Miss North Dakota, Nancy Tangen, sang before the Assembly, accompanied by Mrs. Richard Klein of Bismarck.

SECOND READING OF HOUSE BILLS

House Bill No. 1312. A Bill for an Act to repeal sections 57-02-18, 57-02-18.1, 57-02-18.2, 57-02-18.3, 57-02-18.4, 57-02-18.5, 57-02-18.6, and 57-02-18.7 of the North Dakota Century Code, relating to the assessment and taxation of livestock.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Reimers
Austin	Gunderson	Laughlin	Rice
Backes	Halcrow	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfsrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablou
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Walsh
Fleming	Jenkins	Olienyk	Weber
Gackle	Johnson, H.	Opedahl	Welder
Ganser	Johnson, K.	Patrick	White
Gengler	Kieffer	Peterson, J.	Wilkie
Gerl	Knudson	Peterson, R.	Winge
Giffey	Lang	Raile	Mr. Speaker
Glaspey			

Absent and not voting:

Haman	Miller, B.	Stone	Wagner
Kingsbury			

So the bill passed and the title was agreed to.

House Bill No. 1316. A Bill for an Act to amend and reenact section 57-20-09 of the North Dakota Century Code, relating to the discount for early payment of property taxes.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Rice
Atkinson	Gunderson	Lee	Rivinius
Austin	Halcrow	Linderman	Rocheleau
Backes	Haugland	Livingston	Rolfsrud
Berg	Hausauer, A.	Lundene	Rundle
Boustead	Hausauer, R.	McGauvran	Sandness
Boyum	Henning	McGeehan	Shablow
Brekke	Henry	Mertens	Solberg
Bunker	Hensrud	Metzger	Stoltenow
DeGroot	Hentges	Meyer	Stone
DeKrey	Herman	Miedema	Streibel
Dick	Hickle	Miller, E.	Strinden
Dornacker	Hildebrand	Moore	Thorsgard
Dotzenrod	Hoffner	Murphy	Tweten
Eagles	Jacobson	Mushik	Ulvedal
Erickson, W.	Jenkins	Olienyk	Wagner
Fleming	Johnson, H.	Opedahl	Walsh
Gackle	Johnson, K.	Patrick	Weber
Ganser	Kieffer	Peterson, J.	Welder
Gengler	Knudson	Peterson, R.	White
Gerl	Lang	Raile	Wilkie
Giffey	Larson, G.	Raymond	Winge
Glaspey	Larson, L.	Reimers	Mr. Speaker
Grant			

Absent and not voting:

Erickson, K.	Hilleboe	Kingsbury	Miller, B.
Haman			

So the bill passed and the title was agreed to.

House Bill No. 1347. A Bill for an Act to amend and reenact section 23-02-05 of the North Dakota Century Code, relating to the fees collected by the state registrar for birth and death certificates.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Larson, L.	Reimers
Atkinson	Gronneberg	Laughlin	Rice
Austin	Gunderson	Lee	Rivinius
Backes	Halcrow	Linderman	Rocheleau
Berg	Haugland	Livingston	Rolfsrud
Boustead	Hausauer, R.	Lundene	Sandness
Boyum	Henning	McGauvran	Shablow
Brekke	Henry	McGeehan	Solberg
Bunker	Hensrud	Mertens	Stoltenow
DeGroot	Hentges	Metzger	Stone

DeKrey	Herman	Meyer	Streibel
Dick	Hickle	Miedema	Strinden
Dornacker	Hildebrand	Miller, E.	Thorsgard
Dotzenrod	Hilleboe	Moore	Tweten
Eagles	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Gerl	Knudson	Peterson, R.	Wilkie
Giffey	Lang	Raile	Winge
Glaspey	Larson, G.	Raymond	Mr. Speaker

Those voting in the negative were:

Hausauer, A. Rundle

Absent and not voting:

Erickson, K. Haman Kingsbury Miller, B.

So the bill passed and the title was agreed to.

House Bill No. 1484. A Bill for an Act to amend and reenact section 9 of chapter 462 of the 1969 Session Laws of the state of North Dakota, relating to the periods during which the constitutional convention can meet in plenary session.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Austin	Gunderson	Laughlin	Rice
Backes	Halcrow	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Roflsrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dornacker	Herman	Meyer	Stone
Dotzenrod	Hickle	Miedema	Streibel
Eagles	Hildebrand	Miller, E.	Strinden
Erickson, K.	Hilleboe	Moore	Thorsgard
Erickson, W.	Hoffner	Murphy	Tweten
Fleming	Jacobson	Mushik	Wagner
Gackle	Jenkins	Olienyk	Walsh
Ganser	Johnson, H.	Opedahl	Weber
Gengler	Johnson, K.	Patrick	Welder
Gerl	Kieffer	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker

Absent and not voting:

Atkinson Haman Miller, B. Ulvedal
 Dick Kingsbury

So the bill passed and the title was agreed to.

MOTION

Rep. Solberg moved that House Bill No. 1522 be returned to the committee on State and Federal Government, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2039. A Bill for an Act to require all state agencies, departments, and institutions which charge fees for licensing, in-

spection, or regulation of private business activities or products to make reports.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Grant	Larson, L.	Reimers
Atkinson	Gronneberg	Laughlin	Rice
Austin	Gunderson	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfsrud
Boustead	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Shablow
Brekke	Henry	McGeehan	Solberg
Bunker	Hensrud	Mertens	Stoltenow
DeGroot	Hentges	Metzger	Stone
DeKrey	Herman	Meyer	Streibel
Dick	Hickle	Miedema	Strinden
Dornacker	Hildebrand	Miller, E.	Thorsgard
Dotzenrod	Hilleboe	Moore	Tweten
Eagles	Hoffner	Murphy	Ulvedal
Erickson, K.	Jacobson	Mushik	Wagner
Erickson, W.	Jenkins	Olienyk	Walsh
Fleming	Johnson, H.	Opedahl	Weber
Gackle	Johnson, K.	Patrick	Welder
Ganser	Kieffer	Peterson, J.	White
Gengler	Knudson	Peterson, R.	Wilkie
Gerl	Lang	Raile	Winge
Giffey	Larson, G.	Raymond	Mr. Speaker
Glaspey			

Absent and not voting:

Halcrow	Miller, B.	Kingsbury	Sandness
Haman			

So the bill passed and the title was agreed to.

Senate Bill No. 2043. A Bill for an Act to amend and reenact section 15-29-05 of the North Dakota Century Code, relating to the compensation of school board members.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Glaspey	Larson, G.	Rice
Atkinson	Grant	Larson, L.	Rivinius
Austin	Gronneberg	Laughlin	Rocheleau
Backes	Gunderson	Lee	Rolfsrud
Berg	Haugland	Linderman	Rundle
Boustead	Hausauer, A.	Livingston	Sandness
Boyum	Hausauer, R.	Lundene	Shablow
Brekke	Henning	McGauvran	Solberg
Bunker	Henry	McGeehan	Stoltenow
DeGroot	Hensrud	Mertens	Stone
DeKrey	Hentges	Metzger	Streibel
Dick	Herman	Meyer	Strinden
Dornacker	Hickle	Miedema	Thorsgard
Dotzenrod	Hildebrand	Miller, E.	Tweten
Eagles	Hilleboe	Murphy	Ulvedal
Erickson, K.	Hoffner	Mushik	Wagner

Erickson, W.	Jacobson	Opedahl	Walsh
Fleming	Jenkins	Patrick	Weber
Gackle	Johnson, H.	Peterson, J.	Welder
Ganser	Johnson, K.	Peterson, R.	White
Gengler	Kieffer	Raile	Wilkie
Gerl	Knudson	Raymond	Winge
Giffey	Lang	Reimers	Mr. Speaker

Those voting in the negative were:

Moore

Absent and not voting:

Halcrow	Kingsbury	Miller, B.	Olienyk
Haman			

So the bill passed and the title was agreed to.

House Bill No. 1133. A Bill for an Act to amend and reenact section 40-57.1-03 of the North Dakota Century Code, relating to municipalities' authority to grant tax exemptions on land.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 69; nays, 26; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gengler	Laughlin	Rocheleau
Austin	Gerl	Linderman	Rundle
Backes	Giffey	Livingston	Sandness
Berg	Glaspey	McGauvran	Shablow
Boustead	Grant	McGeehan	Solberg
Boyum	Gronneberg	Mertens	Stoltenow
Bunker	Gunderson	Metzger	Stone
DeGroot	Haugland	Moore	Streibel
DeKrey	Hausauer, R.	Murphy	Strinden
Dick	Herman	Mushik	Thorsgard
Dornacker	Hildebrand	Olienyk	Tweten
Dotzenrod	Hoffner	Opedahl	Walsh
Eagles	Jacobson	Patrick	Weber
Erickson, K.	Johnson, H.	Raile	Welder
Erickson, W.	Kieffer	Raymond	Wilkie
Fleming	Knudson	Rice	Winge
Gackle	Larson, L.	Rivinius	Mr. Speaker
Ganser			

Those voting in the negative were:

Atkinson	Hentges	Lee	Peterson, R.
Brekke	Hickle	Lundene	Reimers
Halcrow	Hilleboe	Meyer	Rolfsrud
Hausauer, A.	Jenkins	Miedema	Ulvedal
Henning	Johnson, K.	Miller, E.	Wagner
Henry	Lang	Peterson, J.	White
Hensrud	Larson, G.		

Absent and not voting:

Haman	Kingsbury	Miller, B.
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So the bill passed and the title was agreed to.

House Bill No. 1158. A Bill for an Act to amend and reenact section 5-02-07 of the North Dakota Century Code, relating to the sale of items other than alcoholic beverages on licensed premises.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 79; nays, 16; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Giffey	Larson, L.	Rice
Austin	Grant	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, R.	Lundene	Shablow
Boustead	Henning	McGauvran	Solberg
Boyum	Hensrud	McGeehan	Stoltenow
Brekke	Hentges	Mertens	Stone
Bunker	Herman	Metzger	Streibel
DeGroot	Hickle	Meyer	Strinden
Dick	Hildebrand	Miller, E.	Thorsgard
Dornacker	Hilleboe	Moore	Tweten
Dotzenrod	Hoffner	Murphy	Ulvedal
Eagles	Jacobson	Mushik	Wagner
Erickson, K.	Jenkins	Olienyk	Walsh
Erickson, W.	Johnson, H.	Opedahl	Weber
Fleming	Johnson, K.	Patrick	White
Gackle	Kieffer	Peterson, J.	Wilkie
Ganser	Knudson	Peterson, R.	Winge
Gengler	Lang	Raymond	Mr. Speaker
Gerl	Larson, G.	Reimers	

Those voting in the negative were:

Anderson	Gunderson	Laughlin	Rolfsrud
DeKrey	Halcrow	Livingston	Rundle
Glaspey	Hausauer, A.	Miedema	Sandness
Gronneberg	Henry	Raile	Welder

Absent and not voting:

Haman	Kingsbury	Miller, B.
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So the bill passed and the title was agreed to.

House Bill No. 1208. A Bill for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to Bank making loans — real estate limited.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 95; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Reimers
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haugland	Linderman	Rolfsrud
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	Wilkie
Gerl	Kingsbury	Peterson, R.	Winge
Giffey	Knudson	Raile	Mr. Speaker
Glaspey	Lang	Raymond	

Those voting in the negative were:

White

Absent and not voting:

Haman Miller, B.

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 2135. A Bill for an Act to amend and reenact section 54-24-09 of the North Dakota Century Code, relating to the state library's distribution of certain publications.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Rice
Atkinson	Gronneberg	Laughlin	Rivinius
Austin	Gunderson	Lee	Rocheleau
Backes	Halcrow	Linderman	Rolfsrud
Berg	Haugland	Livingston	Rundle
Boustead	Hausauer, A.	Lundene	Sandness
Boyum	Hausauer, R.	McGauvran	Shablow
Brekke	Henning	McGeehan	Solberg
Bunker	Henry	Mertens	Stoltenow
DeGroot	Hensrud	Metzger	Stone
DeKrey	Hentges	Meyer	Streibel
Dick	Herman	Miedema	Strinden
Dornacker	Hickie	Miller, E.	Thorsgard
Dotzenrod	Hildebrand	Moore	Tweten
Eagles	Hilleboe	Murphy	Ulvedal
Erickson, K.	Hoffner	Mushik	Wagner
Erickson, W.	Jacobson	Olienyk	Walsh
Fleming	Jenkins	Opedahl	Weber
Gackle	Johnson, H.	Patrick	Welder
Ganser	Johnson, K.	Peterson, J.	White
Gengler	Kieffer	Peterson, R.	Wilkie
Gerl	Kingsbury	Raile	Winge
Giffey	Knudson	Raymond	Mr. Speaker
Glaspey	Lang	Reimers	

Absent and not voting:

Haman Larson, L. Miller, B.

So the bill passed and the title was agreed to.

Senate Bill No. 2146. A Bill for an Act to amend and reenact section 18-09-02 of the North Dakota Century Code, relating to rulemaking power of the state fire marshal.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Reimers
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haugland	Linderman	Rolfsrud
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness

Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Gerl	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker

Absent and not voting:

Haman Miller, B.

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

House Chamber

Bismarck, January 28, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1070

House Bill No. 1147

House Bill No. 1077

House Bill No. 1170

House Bill No. 1179

House Bill No. 1180

House Bill No. 1185

House Bill No. 1187

House Bill No. 1191

House Bill No. 1216

House Bill No. 1222

House Bill No. 1281

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, January 28, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2083

Senate Bill No. 2098

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, January 28, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2008

Senate Bill No. 2034

Senate Bill No. 2154

Senate Bill No. 2232

Senate Bill No. 2256

Senate Bill No. 2257

Senate Bill No. 2318

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

RECOGNITION

Speaker Bier announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Dean Miller, and Rep. Miller was thereupon introduced to the House.

MOTIONS

Rep. Streibel moved that House Bill No. 1283 as passed today not be messaged to the Senate until an opinion on the same is received from the Attorney General, which motion prevailed.

Rep. Streibel requested that the following Policy of Committee on Delayed Bills be printed in the Journal:

POLICY OF COMMITTEE ON DELAYED BILLS

Delayed bills will be accepted for introduction by the Delayed Bills Committee in the usual case only if the following circumstances exist:

1. The matter is of an emergency nature.
2. Substantial and irreparable injury to the best interests of the State or a major portion of its citizens will result if the bill is not introduced.
3. Good and valid reasons exist for the failure to introduce the bill prior to the deadline for the introduction of bills.
4. The problem presented cannot be solved in a way not requiring the introduction of the legislation.

A statement or letter must be submitted to the Delayed Bills Committee showing the above circumstances exist.

Unless a draft of the bill is in existence, a brief summary of the proposed delayed bill must be submitted to the Delayed Bills Committee before the Legislative Council office is requested to prepare the bill. If the proposed bill is approved for introduction, a request for the draft should then be submitted to the Council office.

Rep. Streibel moved that the House be on the Thirteenth Order, and at the conclusion of the Thirteenth Order the House stand recessed until 12:30 p.m., Friday, January 29, 1971.

**FIRST READING OF SENATE BILLS
AND SENATE CONCURRENT RESOLUTIONS**

Senate Bill No. 2002. A Bill for an Act to appropriate money for the expenses of the educational departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriations shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2009. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment of the school for the deaf at Devils Lake, North Dakota.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2015. A Bill for an Act making an appropriation for paying the salaries and other expenses of the milk stabilization board.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2016. A Bill for an Act making an appropriation to pay for the education of children, who are deaf as well as blind, at any school or institution, outside the state of North Dakota, for which there are no facilities in the state.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2023. A Bill for an Act making an appropriation for the operation of the North Dakota state employees' retirement system.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2123. A Bill for an Act providing a declaration of legislative intent relating to the allowance of free meals, lodging, and food supplies to officers and employees of state charitable and penal institutions, and to repeal sections 12-46-08, 12-47-09, and 25-01-09 of the North Dakota Century Code.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2176. A Bill for an Act to amend and reenact subsection 6 of section 39-12-04 of the North Dakota Century Code, relating to width, height, and length limitations on vehicles — exceptions.

Which was read the first time and referred to the committee on Transportation.

Senate Bill No. 2207. A Bill for an Act to amend and reenact section 57-23-08 of the North Dakota Century Code, relating to property tax abatements and to repeal section 57-23-10 of the North Dakota Century Code, relating to appeals from decision of the board of county commissioners abating, refunding or compromising property taxes.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2208. A Bill for an Act to amend and reenact section 57-50-02 of the North Dakota Century Code, relating to the form of claim for refund of motor fuel tax.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2212. A Bill for an Act to amend and reenact subsection 3 of section 57-39.2-01 of the North Dakota Century Code, relating to the definition of a "retail sale" for sales tax purposes.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2218. A Bill for an Act to amend and reenact section 39-16-03 of the North Dakota Century Code, relating to the fee charged for furnishing an abstract of a driver's record or accident report, and providing that a copy of each abstract requested also be sent to the driver.

Which was read the first time and referred to the committee on Transportation.

Senate Bill No. 2219. A Bill for an Act to amend and reenact section 28-05-08 of the North Dakota Century Code, relating to the cancellation of lis pendens by the entry of a final judgment.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2220. A Bill for an Act to amend and reenact section 54-23.1-07 of the North Dakota Century Code, providing for increased fees to counties for law enforcement system.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2238. A Bill for an Act to amend and reenact subsection 8 of section 57-02-08 of the North Dakota Century Code, relating to clarification as to young men christian associations and young women christian associations being institutions of public charity and thereby exempt from taxation.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2245. A Bill for an Act to amend and reenact sections 25-07-02 and 25-07-06 of the North Dakota Century Code, relating to the instruction at the school for the deaf; and to repeal section 25-07-03 of the North Dakota Century Code, relating to the duties of the matron at the school for the deaf.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2278. A Bill for an Act to accept on behalf of the state of North Dakota the conditions, purposes, and terms of Public Law 89-665 of the Eighty-ninth Congress, an Act to establish a program for the preservation of additional historic properties throughout the nation, and to designate the state historical society to act on behalf of North Dakota.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Concurrent Resolution No. 4013. A Concurrent Resolution requesting Congress to call a convention to amend the Constitution of the United States to provide for revenue sharing.

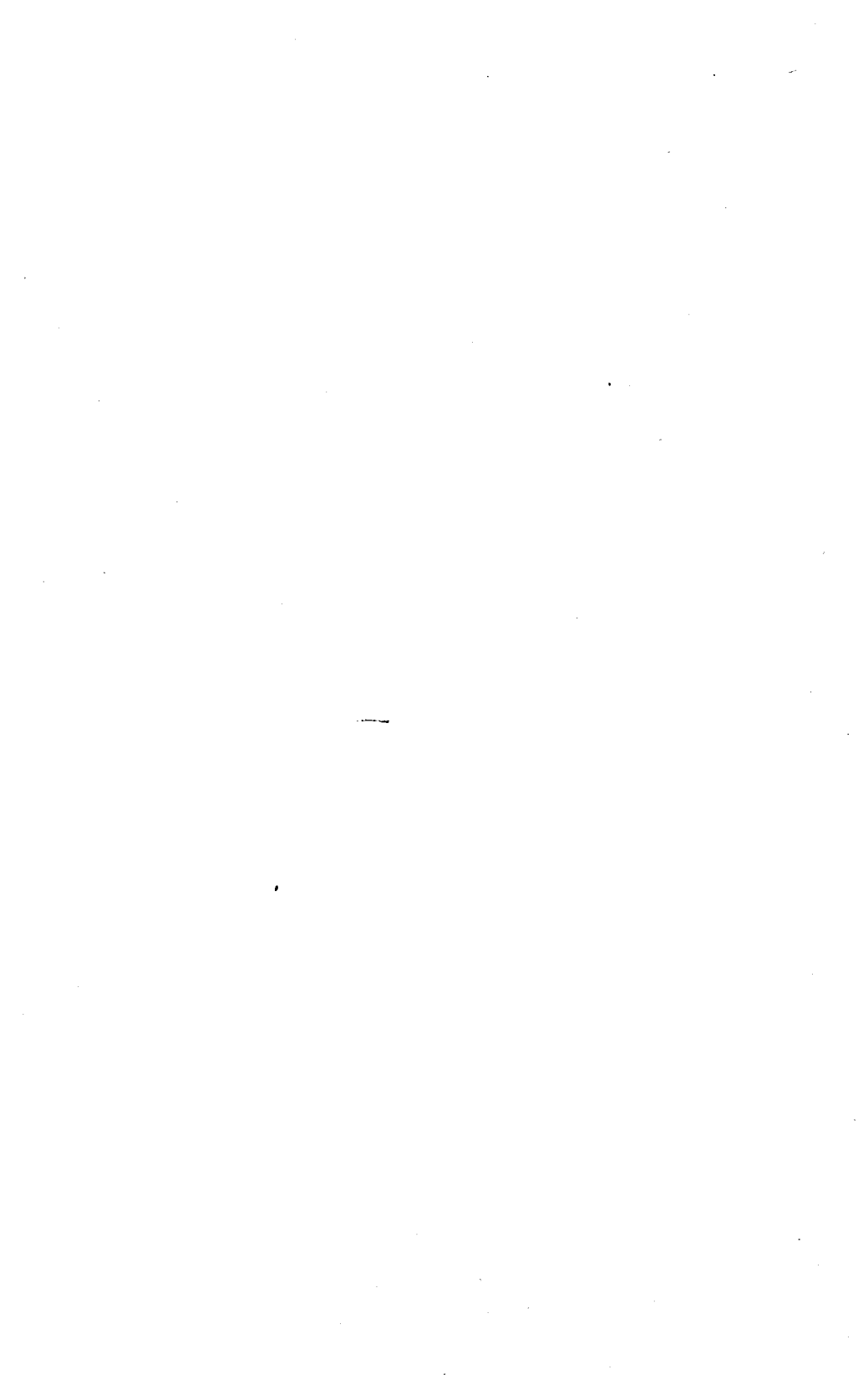
Which was read the first time and referred to the committee on Finance and Taxation.

Senate Concurrent Resolution No. 4015. A Concurrent Resolution urging Congress to enact legislation to provide for revenue sharing.

Which was read the first time and referred to the committee on Finance and Taxation.

The House stood recessed pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk



**TWENTY-FIRST DAY AFTER RECESS
AND TWENTY-SECOND DAY**

Bismarck, January 29, 1971

The House reconvened at 12:30 p.m., pursuant to recess taken, with Speaker Bier presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1004

House Bill No. 1154

House Bill No. 1182

House Bill No. 1213

House Bill No. 1255

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. White moved that the report be adopted, which motion prevailed, and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved to dispense with the reading of the amendments to House Bills Nos. 1003, 1006, 1012 and 1015, which motion prevailed.

Rep. Reimers moved that the amendments to House Bill No. 1003 as recommended by the Committee on Appropriations as printed on pages 372 and 373 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to House Bill No. 1006 as recommended by the Committee on Appropriations as printed on page 373 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to House Bill No. 1012 as recommended by the Committee on Appropriations as printed on page 373 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to House Bill No. 1015 as recommended by the Committee on Appropriations as printed on page 373 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to House Bill No. 1081 as recommended by the Committee on State and Federal Government as printed on page 374 of the House Journal be adopted.

Rep. Hilleboe moved that the House dispense with the reading of amendments to House Bill No. 1081, which motion prevailed.

The question then was on the motion of Rep. Hilleboe to adopt the amendments to House Bill No. 1081, which motion prevailed.

Rep. Rundle moved that the amendments to House Bill No. 1181 as recommended by the Committee on Political Subdivisions as printed on page 375 of the House Journal be adopted, which motion prevailed.

Rep. Atkinson moved that the amendments to House Bill No. 1287 as recommended by the Committee on Judiciary as printed on page 376 of the House Journal be adopted.

Rep. Atkinson moved the House dispense with the reading of the amendments to House Bill No. 1287, which motion prevailed.

The question then was on the motion of Rep. Atkinson to adopt the amendments to House Bill No. 1287, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1270 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 19 after the word "applicant" insert the following: "when applying for original or first license in this state"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Gengler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1365 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. L. Larson moved that the report be adopted, which motion prevailed and the report was adopted.

MOTIONS

Rep. Bunker moved that House Bill No. 1273 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

Rep. Bunker moved that House Bill No. 1370 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Jenkins requested permission to withdraw House Bill No. 1370. There being no objection, it was so ordered by the Speaker.

Rep. Boustead moved that House Bill No. 1345 be returned to the House from the Committee on Transportation, which motion prevailed.

Rep. Boustead requested permission to withdraw House Bill No. 1345. There being no objection, it was so ordered by the Speaker.

SECOND READING OF HOUSE BILLS

House Bill No. 1004. A Bill for an Act making an appropriation to the state historical board for salary, clerkhire and miscellaneous expenses and the maintenance of the state historical board.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Grant	Larson, G.	Raymond
Austin	Gronneberg	Larson, L.	Reimers
Backes	Gunderson	Laughlin	Rice
Berg	Halcrow	Lee	Rivinius
Boustead	Haugland	Linderman	Rocheleau
Boyum	Hausauer, A.	Livingston	Rolfsrud
Brekke	Hausauer, R.	Lundene	Sandness
Bunker	Henning	McGauvran	Shablow
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hentges	Mertens	Stoltenow

Dick	Herman	Metzger	Streibel
Dornacker	Hickle	Meyer	Strinden
Dotzenrod	Hildebrand	Miedema	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Kieffer	Patrick	White
Gengler	Kingsbury	Peterson, J.	Wilkie
Gerl	Knudson	Peterson, R.	Winge
Giffey	Lang	Raile	Mr. Speaker
Glasphey			

Those voting in the negative were:

Anderson	Johnson, K.	Murphy	Rundle
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Absent and not voting:

Haman	Miller, B.	Stone	Welder
Hensrud			

So the bill passed and the title was agreed to.

House Bill No. 1025. A Bill for an Act making an appropriation to the capitol grounds planning commission out of the general fund for the purposes of defraying the expenses of the commission.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Glasphey	Lang	Reimers
Atkinson	Grant	Larson, G.	Rice
Austin	Gronneberg	Larson, L.	Rivinius
Backes	Gunderson	Laughlin	Rocheleau
Berg	Halcrow	Lee	Rolfsrud
Boustead	Haugland	Livingston	Rundle
Boyum	Hausauer, A.	McGauvran	Sandness
Brekke	Hausauer, R.	McGeehan	Shablow
Bunker	Henning	Mertens	Solberg
DeGroot	Henry	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Streibel
Dick	Herman	Miedema	Strinden
Dornacker	Hickle	Miller, E.	Thorsgard
Dotzenrod	Hildebrand	Moore	Tweten
Eagles	Hilleboe	Murphy	Ulvedal
Erickson, K.	Hoffner	Mushik	Wagner
Erickson, W.	Jacobson	Olienyk	Walsh
Fleming	Jenkins	Opedahl	Weber
Gackle	Johnson, H.	Patrick	White
Ganser	Johnson, K.	Peterson, J.	Wilkie
Gengler	Kieffer	Peterson, R.	Winge
Gerl	Kingsbury	Raile	Mr. Speaker
Giffey	Knudson	Raymond	

Absent and not voting:

Haman	Linderman	Miller, B.	Welder
Hensrud	Lundene	Stone	

So the bill passed and the title was agreed to.

House Bill No. 1032. A Bill for an Act making an appropriation for the use of the state planning agency.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 7; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Giffey	Lang	Raymond
Atkinson	Glaspey	Larson, G.	Reimers
Austin	Grant	Larson, L.	Rice
Backes	Gronneberg	Laughlin	Rocheleau
Berg	Gunderson	Linderman	Rolfsrud
Boustead	Halcrow	Livingston	Sandness
Boyum	Haugland	McGauvran	Shablow
Brekke	Hausauer, A.	McGeehan	Solberg
Bunker	Hausauer, R.	Mertens	Stoltenow
DeGroot	Henning	Metzger	Streibel
DeKrey	Henry	Meyer	Strinden
Dick	Hentges	Miedema	Thorsgard
Dornacker	Herman	Miller, E.	Tweten
Dotzenrod	Hickle	Moore	Ulvedal
Eagles	Hildebrand	Mushik	Wagner
Erickson, K.	Hoffner	Olienyk	Walsh
Erickson, W.	Jacobson	Opedah	Weber
Fleming	Johnson, H.	Patrick	Wilkie
Gackle	Kieffer	Peterson, J.	Winge
Ganser	Knudson	Peterson, R.	Mr. Speaker
Gengler	Kingsbury	Raile	

Those voting in the negative were:

Hilleboe	Johnson, K.	Murphy	White
Jenkins	Lee	Rundle	

Absent and not voting:

Gerl	Hensrud	Miller, B.	Stone
Haman	Lundene	Rivinius	Welder

So the bill passed and the title was agreed to.

RECOGNITION

Rep. Rundle announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Lyle L. Dawson, and Rep. Dawson was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1154. A Bill for an Act to amend and reenact sections 43-15-25, 43-15-26, 43-15-34, and subsection 2 of section 43-15-38 of the North Dakota Century Code, relating to the practice of pharmacy; the fees charged for pharmacists' certificates, emergency medicine licenses, and pharmacy operation permits; to authorize the board of pharmacy to inspect the premises of household remedy and emergency medicine licensees; and to repeal subsection 3 of section 43-15-02 and section 43-15-33 of the North Dakota Century Code.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 80; nays, 11; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Giffey	Kingsbury	Peterson, J.
Atkinson	Glaspey	Knudson	Peterson, R.
Austin	Grant	Lang	Raile
Backes	Gronneberg	Larson, G.	Raymond
Berg	Gunderson	Larson, L.	Reimers
Boustead	Halcrow	Laughlin	Rocheleau
Boyum	Haugland	Lee	Rundle
Brekke	Hausauer, A.	Linderman	Sandness
Bunker	Hausauer, R.	Livingston	Shablow
DeGroot	Henning	McGauvran	Stoltenow
DeKrey	Henry	McGeehan	Streibel

Dick	Herman	Mertens	Strinden
Dornacker	Hickle	Metzger	Thorsgard
Dotzenrod	Hilleboe	Meyer	Tweten
Eagles	Hildebrand	Miedema	Ulvedal
Erickson, K.	Hoffner	Moore	Walsh
Erickson, W.	Jacobson	Murphy	Weber
Gackle	Johnson, H.	Mushik	White
Gengler	Johnson, K.	Opedahl	Winge
Gerl	Kieffer	Patrick	Mr. Speaker

Those voting in the negative were:

Fleming	Jenkins	Rice	Wagner
Ganser	Miller, E.	Rolfstrud	Wilkie
Hentges	Olienyk	Solberg	

Absent and not voting:

Haman	Lundene	Rivinius	Welder
Hensrud	Miller, B.	Stone	

So the bill passed and the title was agreed to.

House Bill No. 1182. A Bill for an Act to amend and reenact subsection 12 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Giffey	Larson, G.	Raymond
Atkinson	Glaspey	Larson, L.	Reimers
Austin	Grant	Laughlin	Rice
Backes	Gronneberg	Lee	Rivinius
Berg	Gunderson	Linderman	Rocheleau
Boustead	Halcrow	Livingston	Rolfstrud
Boyum	Haugland	McGauvran	Rundle
Brekke	Hausauer, A.	McGeehan	Sandness
Bunker	Hausauer, R.	Mertens	Shablow
DeGroot	Henning	Metzger	Solberg
DeKrey	Hentges	Meyer	Stoltenow
Dick	Herman	Miedema	Streibel
Dornacker	Hildebrand	Miller, E.	Strinden
Dotzenrod	Hilleboe	Moore	Thorsgard
Eagles	Hoffner	Murphy	Tweten
Erickson, K.	Jacobson	Mushik	Wagner
Erickson, W.	Jenkins	Olienyk	Walsh
Fleming	Johnson, H.	Opedahl	Weber
Gackle	Johnson, K.	Patrick	White
Ganser	Kingsbury	Peterson, J.	Wilkie
Gengler	Knudson	Peterson, R.	Winge
Gerl	Lang	Raile	Mr. Speaker

Those voting in the negative were:

Kieffer

Absent and not voting:

Haman	Hickle	Miller, B.	Ulvedal
Henry	Lundene	Stone	Welder
Hensrud			

So the bill passed and the title was agreed to.

House Bill No. 1213. A Bill for an Act to amend and reenact sections 11-11-37 and 40-08-12 of the North Dakota Century Code, relating to the publication of minutes.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raymond
Atkinson	Gronneberg	Larson, G.	Reimers
Austin	Gunderson	Larson, L.	Rice
Backes	Halcrow	Laughlin	Rivinius
Berg	Haugland	Lee	Rocheleau
Boustead	Hausauer, A.	Linderman	Rolfstrud
Boyum	Hausauer, R.	Livingston	Rundle
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hentges	Mertens	Stoltenow
DeKrey	Herman	Metzger	Streibel
Dornacker	Hickle	Meyer	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	White
Gengler	Kieffer	Peterson, J.	Wilkie
Gerl	Kingsbury	Peterson, R.	Winge
Giffey	Knudson	Raile	Mr. Speaker
Glaspay			

Those voting in the negative were:

Dick	Miedema	Sandness
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Absent and not voting:

Haman	Lundene	Stone	Welder
Hensrud	Miller, B.		

So the bill passed and the title was agreed to.

House Bill No. 1221. A Bill for an Act to amend and reenact section 40-21-05 of the North Dakota Century Code, relating to compensation of inspectors, judges, and clerks at municipal elections.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Reimers
Austin	Halcrow	Laughlin	Rice
Backes	Haugland	Lee	Rivinius
Berg	Hausauer, A.	Linderman	Rocheleau
Boustead	Hausauer, R.	Livingston	Rolfstrud
Boyum	Henning	McGauvran	Rundle
Brekke	Henry	McGeehan	Sandness
Bunker	Hentges	Mertens	Shablow
DeGroot	Herman	Metzger	Solberg
DeKrey	Hickle	Meyer	Stoltenow
Dick	Hildebrand	Miedema	Streibel
Dotzenrod	Hilleboe	Miller, E.	Strinden
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Murphy	Ulvedal
Erickson, W.	Jenkins	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahl	Weber

Gengler	Kieffer	Patrick	White
Ganser	Kingsbury	Peterson, J.	Wilkie
Gerl	Knudson	Peterson, R.	Winge
Giffey	Lang	Raile	Mr. Speaker
Grant			

Absent and not voting:

Dornacker	Hensrud	Miller, B.	Thorsgard
Glaspey	Lundene	Stone	Welder
Haman			

So the bill passed and the title was agreed to.

House Bill No. 1230. A Bill for an Act to amend and reenact section 1-03-01 of the North Dakota Century Code, relating to election days as holidays, and providing that state and political subdivision offices stay open on election days.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Giffey	Lang	Raile
Atkinson	Glaspey	Larson, G.	Raymond
Austin	Grant	Larson, L.	Rice
Backes	Gronneberg	Laughlin	Rivinius
Berg	Gunderson	Lee	Rocheleau
Boustead	Halcrow	Linderman	Rolfsrud
Boyum	Haugland	Livingston	Rundle
Brekke	Hausauer, A.	McGauvran	Sandness
Bunker	Hausauer, R.	McGeehan	Shablow
DeGroot	Henning	Mertens	Solberg
DeKrey	Henry	Metzger	Stoltenow
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miedema	Strinden
Dotzenrod	Hickle	Miller, E.	Tweten
Eagles	Hilleboe	Moore	Ulvedal
Erickson, K.	Hoffner	Murphy	Wagner
Erickson, W.	Jacobson	Mushik	Walsh
Fleming	Johnson, H.	Olienyk	Weber
Gackle	Johnson, K.	Opedahl	White
Ganser	Kieffer	Patrick	Wilkie
Gengler	Kingsbury	Peterson, J.	Winge
Gerl	Knudson	Peterson, R.	

Those voting in the negative were:

Hildebrand

Absent and not voting:

Haman	Lundene	Stone	Welder
Hensrud	Miller, B.	Thorsgard	Mr. Speaker
Jenkins	Reimers		

So the bill passed and the title was agreed to.

House Bill No. 1241. A Bill for an Act to create and enact subsection 7 of section 60-02-09 of the North Dakota Century Code relating to track buyers and public warehousemen's bonds.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 71; nays, 19; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Giffey	Kieffer	Raymond
Austin	Glaspey	Knudson	Riemers

Backes	Gronneberg	Larson, G.	Rivinius
Berg	Gunderson	Larson, L.	Rocheleau
Boyum	Halcrow	Laughlin	Rundle
Bunker	Haugland	Lee	Sandness
DeGroot	Hausauer, R.	Livingston	Shablow
DeKrey	Henning	McGeehan	Solberg
Dick	Henry	Mertens	Streibel
Dornacker	Hentges	Meyer	Tweten
Dotzenrod	Herman	Moore	Ulvedal
Eagles	Hickle	Murphy	Walsh
Erickson, W.	Hildebrand	Mushik	Weber
Fleming	Hilleboe	Olienyk	White
Gackle	Hoffner	Opedahl	Wilkie
Ganser	Jacobson	Patrick	Winge
Gengler	Jenkins	Peterson, J.	Mr. Speaker
Gerl	Johnson, K.	Peterson, R.	

Those voting in the negative were:

Atkinson	Hausauer, A.	McGauvran	Rice
Boustead	Johnson, H.	Metzger	Rolfstrud
Brekke	Kingsbury	Miedema	Stoltenow
Erickson, K.	Lang	Miller, E.	Wagner
Grant	Linderman	Raile	

Absent and not voting:

Haman	Lundene	Stone	Thorsgard
Hensrud	Miller, B.	Strinden	Welder

So the bill passed and the title was agreed to.

House Bill No. 1255. A Bill for an Act to amend and reenact section 15-28-11 of the North Dakota Century Code, relating to publication of school board proceedings, and declaring an emergency.

Which was read.

Rep. Rundle moved that House Bill No. 1255 be re-referred to the Committee on Education, which motion failed.

ROLL CALL

The question then was on the final passage of the bill, as amended, the roll was called and there were ayes, 44; nays, 47; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Hausauer, R.	McGauvran	Raymond
Austin	Henning	McGeehan	Rice
Brekke	Henry	Mertens	Rivinius
DeGroot	Hildebrand	Meyer	Rocheleau
Eagles	Hoffner	Miller, E.	Stoltenow
Fleming	Jacobson	Moore	Streibel
Gengler	Johnson, H.	Mushik	Strinden
Gerl	Knudson	Olienyk	Tweten
Giffey	Larson, G.	Opedahl	Walsh
Grant	Laughlin	Patrick	Winge
Gronneberg	Livingston	Peterson, R.	Mr. Speaker

Those voting in the negative were:

Atkinson	Gackle	Johnson, K.	Rolfstrud
Backes	Ganser	Kieffer	Rundle
Berg	Glaspey	Kingsbury	Sandness
Boustead	Gunderson	Lang	Shablow
Boyum	Halcrow	Larson, L.	Solberg
Bunker	Haugland	Lee	Thorsgard
DeKrey	Hausauer, A.	Linderman	Ulvedal
Dick	Hentges	Metzger	Wagner
Dornacker	Herman	Miedema	Weber
Dotzenrod	Hickle	Murphy	White
Erickson, K.	Hilleboe	Peterson, J.	Wilkie
Erickson, W.	Jenkins	Raile	

Absent and not voting:Haman
HensrudLundene
Miller, B.Reimers
Stone

Welder

So the bill lost.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-SECOND DAY

Bismarck, January 29, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding. Prayer was offered by Rev. Dale Heikkinen, First Lutheran Church, Bismarck.

Roll was called and all members were present except Reps. Haman, Hensrud, Lundene, B. Miller, Reimers, Stone and Welder.

A quorum was declared by the Speaker.

REVISION AND CORRECTIONS

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twentieth Day after Recess and Twenty-first Day, and finds the same to be correct.

REP. LEE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Haugland moved that the amendments to House Bill No. 1062 as recommended by the Committee on Social Welfare as printed on pages 378 through 384 of the House Journal be adopted.

Rep. R. Peterson moved that the House dispense with the reading of the amendments to House Bill No. 1062, which motion prevailed.

The question then was on the motion of Rep. Haugland to adopt the amendments to House Bill No. 1062, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Bill No. 2041 as recommended by the Committee on State and Federal Government as printed on page 378 of the House Journal be adopted.

Rep. Hilleboe moved that the House dispense with the reading of the amendments to Senate Bill No. 2041, which motion prevailed.

The question then was on the motion of Rep. Hilleboe to adopt the amendments to Senate Bill No. 2041, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1013 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 12, delete the sum \$1,324,826.00 and in lieu thereof insert the sum \$1,622,826.00.

On page 1, line 17, delete the sum \$423,276.00 and in lieu thereof insert the sum \$421,276.00.

On page 1, line 19, delete the sum \$26,000.00 and in lieu thereof insert the sum \$24,000.00.

On page 1, line 21, delete the sum \$308,000.00 and in lieu thereof insert the sum \$608,000.00.

On page 2, line 1, delete the sum \$1,324,826.00 and in lieu thereof insert the sum \$1,622,826.00.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The purpose of the amendment is to provide for the purchase of license plates for printing at the state penitentiary.

REP. REIMERS, Chairman

Rep. Mertens moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1028 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Thorsgard moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1089 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Hickle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1160 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, delete the semicolon and the words "and to provide a penalty"

On page 2, line 4, following the word "city", insert the following words: "with the approval of the governing body"

On page 2, line 12, delete the words: "and who shall serve" and insert in lieu thereof the word: "with the approval of the governing body and who shall serve at the will of the mayor and said governing body"

On page 2, line 13, delete the words: "at his will"

On page 2, line 17, following the word "mayor", insert the following words: "and the governing body"

On page 2, line 29, delete the word: "administer"

On page 2, line 30, delete the word and comma "oaths",

On page 2, line 30, delete the words "and require the pro-"

On page 2, line 31, delete the words: "duction for examination of any books or papers"

On page 3, line 2, delete the words and comma: "issue complaints,"

On page 3, line 10, delete the word "charge" and insert in lieu thereof the word "complaint"

On page 3, line 15, delete the word "charge" and insert in lieu thereof the word "complaint"

On page 3, line 18, delete the word "charge" and insert in lieu thereof the word "complaint"

On page 3, line 21, delete the word "charge" and insert in lieu thereof the word "complaint"

On page 3, line 22, delete the word "charge" and insert in lieu thereof the word "complaint"

On page 4, delete lines 13 through 25

On page 4, line 29, following the word "employees" insert the following words: "subject to the approval of the governing body"

And renumber the pages, lines and sections accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Raymond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1215 has had the same under consideration and recommends that the same be amended as follows:

On page 7, line 23, after the word "have" insert a comma and add the words "**but not limited to**"

On page 8, line 35, after the first word "**state**" delete the following words "**on the state level**"

On page 20, line 28, delete the triple parentheses before and after the words "land occupiers" and insert in lieu thereof the words "**governmental units or**"

On page 20, line 32, delete the triple parentheses before and after the words "land occupiers" and insert in lieu thereof the words "**governmental units or**"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1243 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 20 after the word and comma "**bridges,**" insert the following language "**pedestrian tunnels,**"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Jacobson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1248 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Herman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1249 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1252 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1268 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1274 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1308 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1323 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGLAND, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1325 has had the same under consideration and recommends that the same be amended as follows:

In line 2 on page 1 of the bill after "43-12-02," add the following: "43-12-03."

In line 18 on page 1 place triple parentheses around the word "state"

In line 3 on page 2 place triple parentheses around the semicolon "," and insert in lieu thereof a comma ","

On page 3 after line 4 add the following new section:

"SECTION 3. AMENDMENT.) Section 43-12-03 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

43-12-03. North Dakota (((State))) Board of Nursing — Members — Appointment — Terms of Office. The North Dakota ((state)) board of nursing shall consist of five professional nurses, appointed by the governor for terms of five years each, so arranged that one term shall expire on the thirtieth day of June in each year, and in addition, for matters pertaining to practical nursing, there shall be two licensed practical nurses appointed by the governor for terms of four years each, so arranged that one term shall expire on the 30th day of June on each odd number year.

Each member of the board shall hold office until (((her))) his successor is appointed and qualified. Persons appointed to the board shall take the oath required of civil officers. Vacancies on the board shall be filled by appointment by the governor for the remainder of the unexpired term. No appointee shall serve more than two consecutive terms."

On page 3, in line 30, put triple parentheses before the word "in" and triple parentheses after the word "capitol"

On page 5, in line 10 delete the following: "for the conduct" and place triple parentheses before the word "of"

On page 5, in line 11, place triple parentheses after the word "board"

On page 7, in line 5, after the word "agency", insert the following words: "or pass an entrance examination"

On page 11, in line 11, delete the triple parentheses after the word "LICENSURE" and insert triple parentheses after the dash "—", and after the word "LICENSE" insert a dash "—"

On page 13, in line 34, place triple parentheses around the comma "," after the word "renewal" and insert a comma "," after the word "record"

And renumber the pages, lines and sections accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1330 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 14, delete the word "quarterly" and insert in lieu thereof the word: "monthly"

On page 2, line 12, delete the word "quarterly" and insert in lieu thereof the word: "monthly"

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1339 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Rice moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1350 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1359 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Glaspey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1362 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

Rep. Metzger moved that the report be adopted.

Rep. Weber moved a substitute motion that House Bill No. 1362 be placed on the calendar, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1549 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2058 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2087 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1265. A Bill for an Act to amend and reenact section 40-21-03 of the North Dakota Century Code, relating to appointment of judges, clerks and inspectors of municipal elections in council cities.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raymond
Atkinson	Gronneberg	Larson, G.	Rice
Austin	Gunderson	Larson, L.	Rivinius
Backes	Halcrow	Laughlin	Rocheleau
Berg	Haugland	Lee	Rolfstrud
Boustead	Hausauer, A.	Linderman	Rundle
Brekke	Hausauer, R.	Livingston	Sandness
Bunker	Henning	Lundene	Shablow
DeGroot	Henry	McGauvran	Solberg
DeKrey	Hentges	McGeehan	Stoltenow
Dick	Herman	Mertens	Streibel
Dornacker	Hickle	Meyer	Strinden
Dotzenrod	Hildebrand	Miedema	Thorsgard
Erickson, K.	Hilleboe	Miller, E.	Tweten
Erickson, W.	Hoffner	Moore	Ulvedal
Fleming	Jacobson	Murphy	Wagner
Gackie	Jenkins	Olienik	Walsh
Ganser	Johnson, H.	Opedahl	Weber
Gengler	Johnson, K.	Patrick	White
Gerl	Kieffer	Peterson, J.	Wilkie
Giffey	Kingsbury	Peterson, R.	Winge
Glaspay	Knudson	Raile	Mr. Speaker

Those voting in the negative were:

Boyum Eagles

Absent and not voting:

Haman	Metzger	Mushik	Stone
Hensrud	Miller, B.	Reimers	Welder

So the bill passed and the title was agreed to.

House Bill No. 1269. A Bill for an Act to amend and reenact section 40-29-03 of the North Dakota Century Code, relating to required notice to construct, rebuild, or repair sidewalks.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 56; nays, 35; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gerl	Kieffer	Opedahl
Austin	Giffey	Knudson	Patrick
Backes	Gronneberg	Lang	Raymond
Berg	Gunderson	Larson, G.	Rivinius
Brekke	Hausauer, R.	Larson, L.	Rocheleau
Bunker	Henry	Laughlin	Rolfstrud
DeGroot	Hentges	Lee	Rundle
DeKrey	Herman	Livingston	Shablow
Dornacker	Hildebrand	Lundene	Solberg
Eagles	Hilleboe	McGeehan	Streibel
Erickson, K.	Hoffner	Mertens	Strinden
Fleming	Jacobson	Meyer	Ulvedal
Gackie	Jenkins	Murphy	Walsh
Gengler	Johnson, H.	Olienik	White

Those voting in the negative were:

Atkinson	Halcrow	Metzger	Stoltenow
Boustead	Haugland	Miedema	Thorsgard
Boyum	Hausauer, A.	Moore	Tweten
Dick	Henning	Mushik	Wagner
Dotzenrod	Hickle	Peterson, J.	Weber
Erickson, W.	Johnson, K.	Peterson, R.	Wilkie
Ganser	Kingsbury	Raile	Winge
Glaspey	Linderman	Rice	Mr. Speaker
Grant	McGauvran	Sandness	

Absent and not voting:

Haman	Miller, B.	Reimers	Welder
Hensrud	Miller, E.	Stone	

So the bill passed and the title was agreed to.

House Bill No. 1189. A Bill for an Act to amend and reenact Sections 43-17-07, 43-17-18, and 43-17-20 of the North Dakota Century Code, relating to the examination of applicants for a license to practice medicine in this state.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Glaspey	Knudson	Peterson, J.
Atkinson	Grant	Lang	Peterson, R.
Austin	Gronneberg	Larson, G.	Raile
Backes	Gunderson	Larson, L.	Raymond
Berg	Halcrow	Laughlin	Rivinius
Boustead	Haugland	Lee	Rocheleau
Boyum	Hausauer, A.	Linderman	Rolfsrud
Brekke	Hausauer, R.	Livingston	Sandness
Bunker	Henning	Lundene	Shablow
DeKrey	Henry	McGauvran	Solberg
Dick	Hentges	McGeehan	Stoltenow
Dornacker	Herman	Mertens	Streibel
Dotzenrod	Hickle	Metzger	Thorsgard
Eagles	Hildebrand	Meyer	Tweten
Erickson, K.	Hilleboe	Miedema	Ulvedal
Erickson, W.	Hoffner	Miller, E.	Wagner
Fleming	Jacobson	Moore	Walsh
Gackle	Jenkins	Murphy	Weber
Ganser	Johnson, H.	Mushik	White
Gengler	Johnson, K.	Olienyk	Wilkie
Gerl	Kieffer	Opedahl	Winge
Giffey	Kingsbury	Patrick	Mr. Speaker

Those voting in the negative were:

Rice	Rundle
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Absent and not voting:

DeGroot	Hensrud	Reimers	Strinden
Haman	Miller, B.	Stone	Welder

So the bill passed and the title was agreed to.

House Bill No. 1259. A Bill for an Act to amend and reenact subsection 2 of section 43-21-01, and sections 43-21-02, 43-21-03, 43-21-04, 43-21-08, 43-21-09, 43-21-10, 43-21-11, and 43-21-12 of the North Dakota Century Code, relating to practical nurses, and providing a penalty.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Glaspey	Lang	Raile
Atkinson	Grant	Larson, G.	Raymond
Austin	Gronneberg	Larson, L.	Rice
Backes	Gunderson	Lee	Rivinius
Berg	Halcrow	Linderman	Rocheleau
Boustead	Haugland	Livingston	Rolfsrud
Boyum	Hausauer, A.	Lundene	Rundle
Brekke	Hausauer, R.	McGauvran	Sandness
Bunker	Henning	McGeehan	Shablow
DeGroot	Henry	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltzenow
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Thorsgard
Dotzenrod	Hildebrand	Miller, E.	Tweten
Eagles	Hilleboe	Moore	Ulvedal
Erickson, K.	Hoffner	Murphy	Wagner
Erickson, W.	Jacobson	Mushik	Walsh
Fleming	Jenkins	Olienyk	Weber
Gackle	Johnson, H.	Opedahl	White
Ganser	Johnson, K.	Patrick	Wilkie
Gengler	Kieffer	Peterson, J.	Winge
Gerl	Kingsbury	Peterson, R.	Mr. Speaker
Giffey	Knudson		

Absent and not voting:

Haman	Laughlin	Reimers	Strinden
Hensrud	Miller, B.	Stone	Welder

So the bill passed and the title was agreed to.

House Bill No. 1261. A Bill for an Act to create and enact subsection 8 of section 38-03-07 of the North Dakota Century Code, relating to inspector's powers and duties relating to mine inspections; and to amend and reenact sections 38-03-03, 38-03-04, 38-03-06, subsection 5 of section 38-03-07, subsection 7 of section 38-03-07, sections 38-03-11, 38-03-17, 38-04-04, 38-05-01, 38-06-01, 38-06-02, 38-06-03, 38-07-01, 38-07-03, 38-07-04, 38-07-06, 38-07-07, and 38-07-08 of the North Dakota Century Code, relating to bond of inspector; salary of inspector; vacancy in office; inspector's powers and duties relating to mine inspections; posting inspection statement of mine and posting regulations governing carriage of men posted; inspector to order immediate compliance when provision or rule violated and failure to comply; license fee collections to workmen's compensation bureau; board of examiners for mine foreman; safety rules and regulations may be promulgated and enforced by state coal mine inspector; employment of mine foreman, inability of mine foreman to act and substitutes; map or plan of coal mine; map of seams; maps to include surface description; survey of active mines to be made annually and results of survey shown on map; refusal to furnish map, plan, or extension of mine and inspector to order survey and cost; operator of worked out, abandoned, or indefinitely closed mine to make survey and extension of maps; and to repeal sections 38-01-02, 38-01-03, 38-01-04, 38-01-05, 38-01-09, 38-03-15, 38-03-16, 38-05-02, 38-05-03, 38-05-04, 38-05-05, 38-05-06, 38-05-08, 38-05-09, 38-05-10, 38-05-11, 38-06-04, 38-06-05, 38-06-06, 38-06-07, 38-06-08, 38-06-09, 38-06-10, 38-06-11, 38-06-12, 38-06-13, 38-06-14, 38-06-15, 38-06-16, 38-06-17, 38-06-18, 38-06-19, 38-06-20, 38-06-21, 38-06-22, 38-06-23, 38-06-24, 38-06-25, 38-06-26, 38-06-27, 38-06-28, 38-06-29, 38-06-30, 38-06-31, 38-06-32, 38-06-33, 38-06-34, 38-06-35, 38-06-36, 38-06-37, 38-06-38, 38-06-39, 38-06-40, 38-06-41, 38-06-42, 38-06-43, 38-06-44, 38-06-45, 38-06-46, 38-06-47, 38-06-48, 38-06-49, 38-06-50, 38-06-51,

38-06-52, 38-05-53, 38-06-54, 38-06-58, and 38-06-59 of the North Dakota Century Code, and sections 38-03-12 and 38-05-07 of the 1969 supplement to the North Dakota Century Code are hereby repealed.

Rep. Hilleboe moved to dispense with the reading of House Bill No. 1261, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 2; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Giffey	Lang	Raile
Atkinson	Glaspey	Larson, G.	Raymond
Austin	Grant	Larson, L.	Rice
Backes	Gronneberg	Laughlin	Rivinius
Berg	Gunderson	Lee	Rocheleau
Boustead	Halcrow	Linderman	Rofsrud
Boyum	Haugland	Livingston	Rundle
Brekke	Hausauer, A.	Lundene	Sandness
Bunker	Hausauer, R.	McGauvran	Shablow
DeGroot	Henning	McGeehan	Solberg
DeKrey	Henry	Mertens	Streibel
Dick	Hentges	Metzger	Thorsgard
Dornacker	Herman	Meyer	Tweten
Dotzenrod	Hilleboe	Miedema	Ulvedal
Eagles	Hoffner	Miller, E.	Wagner
Erickson, K.	Jacobson	Moore	Walsh
Erickson, W.	Jenkins	Mushik	Weber
Fleming	Johnson, H.	Olienyk	White
Gackle	Johnson, K.	Opedahl	Willkie
Ganser	Kieffer	Patrick	Winge
Gengler	Kingsbury	Peterson, J.	Mr. Speaker
Gerl	Knudson	Peterson, R.	

Those voting in the negative were:

Hickle Murphy

Absent and not voting:

Haman	Miller, B.	Stoltenow	Strinden
Hensrud	Reimers	Stone	Welder
Hildebrand			

So the bill passed and the title was agreed to.

MOTION

Rep. Haugland moved that House Bill No. 1296 be re-referred to the Committee on Judiciary, which motion prevailed.

House Bill No. 1300. A Bill for an Act to create and enact subsection 4 of section 61-05-01 of the North Dakota Century Code, and to amend and reenact sections 61-05-13, 61-06-01, 61-06-10, 61-06-17, 61-06-18, 61-07-24, 61-07-31, 61-08-02, 61-08-03, 61-09-01, 61-09-06, 61-10-25, 61-10-28, 61-10-29, 61-10-31, 61-10-33, 61-10-36, 61-10-38, 61-11-02, and 61-11-04 of the North Dakota Century Code, relating to irrigation district procedures.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 6; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gerl	Kieffer	Patrick
Atkinson	Giffey	Kingsbury	Peterson, J.
Austin	Glaspey	Knudson	Peterson, R.
Backes	Grant	Larson, G.	Raile
Berg	Gronneberg	Larson, L.	Raymond
Boustead	Gunderson	Laughlin	Rivinius

Boyum	Halcrow	Lee	Rocheleau
Brekke	Haugland	Linderman	Rolfsrud
Bunker	Hausauer, R.	Livingston	Sandness
DeGroot	Henning	Lundene	Shablow
DeKrey	Henry	McGauvran	Solberg
Dick	Hentges	McGeehan	Stoltenow
Dornacker	Herman	Mertens	Streibel
Dotzenrod	Hickle	Meyer	Thorsgard
Eagles	Hildebrand	Miedema	Ulvedal
Erickson, K.	Hilleboe	Miller, E.	Walsh
Erickson, W.	Hoffner	Moore	Weber
Fleming	Jacobson	Murphy	White
Gackle	Jenkins	Mushik	Wilkie
Ganser	Johnson, H.	Olienyk	Winge
Gengler	Johnson, K.	Opedahl	Mr. Speaker

Those voting in the negative were:

Hausauer, A.	Rice	Tweten	Wagner
Metzger	Rundle		

Those absent and not voting:

Haman	Lang	Reimers	Strinden
Hensrud	Miller, B.	Stone	Welder

So the bill passed and the title was agreed to.

House Bill No. 1326. A Bill for an Act to provide that persons engaged in the transplantation or transfusion of human tissues and related purposes shall not be liable for damages except for their own negligence or willful misconduct.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 2; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raile
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haugland	Linderman	Rolfsrud
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hentges	Mertens	Stoltenow
Dick	Herman	Metzger	Streibel
Dornacker	Hildebrand	Meyer	Thorsgard
Dotzenrod	Hilleboe	Miedema	Tweten
Eagles	Hoffner	Miller, E.	Ulvedal
Erickson, K.	Jacobson	Moore	Wagner
Erickson, W.	Jenkins	Murphy	Walsh
Fleming	Johnson, H.	Mushik	Weber
Gackle	Johnson, K.	Olienyk	White
Ganser	Kieffer	Opedahl	Wilkie
Gengler	Kingsbury	Patrick	Winge
Giffey	Knudson	Peterson, J.	Mr. Speaker
Glaspey	Lang	Peterson, R.	

Those voting in the negative were:

Gerl	Raymond
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Absent and not voting:

DeKrey	Hickle	Reimers	Strinden
Haman	Miller, B.	Stone	Welder
Hensrud			

So the bill passed and the title was agreed to.

House Bill No. 1366. A Bill for an Act to create and enact section 36-13-03.1 of the North Dakota Century Code, relating to alternate disposition of an animal as an estray on the property of any person.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raile
Atkinson	Gronneberg	Larson, L.	Raymond
Austin	Gunderson	Laughlin	Rice
Backes	Halcrow	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfstrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow
DeGroot	Hentges	Mertens	Solberg
DeKrey	Herman	Metzger	Stoltenow
Dick	Hildebrand	Meyer	Streibel
Dornacker	Hilleboe	Miedema	Thorsgard
Dotzenrod	Hoffner	Miller, E.	Tweten
Eagles	Jacobson	Moore	Ulvedal
Erickson, K.	Jenkins	Murphy	Wagner
Erickson, W.	Johnson, H.	Mushik	Walsh
Fleming	Johnson, K.	Olienyk	Weber
Ganser	Kieffer	Opedahl	White
Gengler	Kingsbury	Patrick	Wilkie
Gerl	Knudson	Peterson, J.	Winge
Giffey	Lang	Peterson, R.	Mr. Speaker
Glaspay			

Absent and not voting:

Gackle	Hickle	Reimers	Strinden
Haman	Miller, B.	Stone	Welder
Hensrud			

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3002. A concurrent resolution directing the State Highway Department, the Aeronautics Commission, and the Game and Fish Department to establish an Aircraft Pool.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4010. A Concurrent Resolution urging the United States Department of Agriculture, the United States Department of Commerce and the United States Department of Transportation to assist and encourage further experimentation to determine the feasibility of using grain alcohol in motor vehicle fuels.

Was read the second time.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Boustead and Wagner introduced:

House Concurrent Resolution No. 3014. A Concurrent Resolution directing a study by the Legislative Council for the purpose of determining a method of removing the eyesore created by the abandonment of junk automobiles on the landscape of the state.

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

Reps. Eagles and Miedema introduced:

House Concurrent Resolution No. 3015. A Concurrent Resolution urging all state educational leaders, boards, institutions, and teachers to provide the curricula necessary for environmental education.

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

Reps. Moore, Dornacker, K. Erickson, Glaspey and K. Johnson introduced:

House Concurrent Resolution No. 3016. A Concurrent Resolution directing the State Board of Higher Education to make Ellendale Branch-UND a branch of the State School of Science at Wahpeton.

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

MESSAGES TO THE SENATE

House Chamber

Bismarck, January 29, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1005

House Bill No. 1007

House Bill No. 1010

House Bill No. 1019

House Bill No. 1031

House Bill No. 1033

House Bill No. 1034

House Bill No. 1042

House Bill No. 1055

House Bill No. 1188

House Bill No. 1207

House Bill No. 1209

House Bill No. 1264

House Bill No. 1304

House Bill No. 1305

House Bill No. 1307

House Bill No. 1348

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, January 29, 1971

Mr. President: I have the honor to transmit:

Senate Bill No. 2044

Senate Bill No. 2068

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, January 29, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2147

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, January 29, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1144

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, January 29, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2029

Senate Bill No. 2031

Senate Bill No. 2196

Senate Bill No. 2205

Senate Bill No. 2228

Senate Bill No. 2229

Senate Bill No. 2231

Senate Bill No. 2260

Senate Bill No. 2315

Senate Bill No. 2336

Senate Bill No. 2340

Senate Bill No. 2341

Senate Bill No. 2346

Senate Bill No. 2359

Senate Bill No. 2360

Senate Concurrent Resolution No. 4021

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MOTIONS

Rep. Streibel moved that House Bill No. 1283 be messaged to the Senate, which motion prevailed.

Rep. Streibel moved that the House be on the Thirteenth Order, and at the conclusion of the Thirteenth Order, the House stand recessed subject to the call of the chair, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2008. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, and miscellaneous items of the school for the blind at Grand Forks, North Dakota.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2034. A Bill for an Act making an appropriation for the purpose of paying the salaries and other expenses of the upper great plains transportation institute.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2154. A Bill for an Act to amend and reenact section 57-02-11 of the North Dakota Century Code, to provide for an annual assessment of real property.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2232. A Bill for an Act to authorize the state department of accounts and purchases to withhold funds due a political subdivision if the subdivision is delinquent in repaying overpayments made under federal natural disaster laws.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2256. A Bill for an Act to amend and reenact section 6-03-28 of the North Dakota Century Code, relating to value and transfer of shares and shareholder's obligation.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2257. A Bill for an Act to amend and reenact section 6-03-05 of the North Dakota Century Code, relating to loans on real estate.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2318. A Bill for an Act authorizing the removal or sale of a public building when it is obsolete or a fire hazard or is otherwise unsafe and is of no future use to the state where it is located, and setting out the procedures to be followed.

Which was read the first time and referred to the committee on State and Federal Government.

House stood recessed, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

TWENTY-SECOND DAY AFTER RECESS,
 TWENTY-THIRD DAY, AND TWENTY-FOURTH DAY

Bismarck, February 1, 1971

The House reconvened, pursuant to the call of the chair, with Speaker Bier presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrolment and Engrossment respectfully report that they have examined the following bills:

- House Bill No. 1003
- House Bill No. 1006
- House Bill No. 1012
- House Bill No. 1015
- House Bill No. 1062
- House Bill No. 1081
- House Bill No. 1181
- House Bill No. 1287

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. DeKrey moved that the report be adopted, which motion prevailed, and the report was adopted.

SECOND READING OF A HOUSE BILL

House Bill No. 1003. A Bill for an Act making an appropriation out of the state highway fund in the state treasury for the operation and maintenance of the highway patrol and the law enforcement training center, and declaring an emergency.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 6; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Glaspey	Kieffer	Peterson, J.
Atkinson	Grant	Kingsbury	Peterson, R.
Austin	Gronneberg	Lang	Raymond
Backes	Gunderson	Larson, G.	Rivinius
Berg	Halcrow	Larson, L.	Rocheleau
Boustead	Haman	Laughlin	Rolfstrud
Boyum	Haugland	Lee	Sandness
Brekke	Hausauer, A.	Linderman	Shablou
Bunker	Hausauer, R.	Livingston	Solberg
DeGroot	Henning	Lundene	Stoltenow
DeKrey	Henry	McGauvran	Streibel
Dick	Hentges	McGeehan	Strinden
Dotzenrod	Hensrud	Mertens	Thorsgard
Eagles	Herman	Meyer	Tweten
Erickson, K.	Hickle	Miedema	Ulvedal
Erickson, W.	Hildebrand	Miller, B.	Wagner

Fleming	Hilleboe	Miller, E.	Walsh
Gackle	Hoffner	Moore	Weber
Ganser	Jacobson	Mushik	White
Gengler	Jenkins	Olienyk	Wilkie
Gerl	Johnson, H.	Opedahl	Winge
Giffey	Johnson, K.	Patrick	Mr. Speaker

Those voting in the negative were:

Metzger	Raile	Rundle	Welder
Murphy	Rice		

Absent and not voting:

Dornacker	Knudson	Reimers	Stone
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So the bill passed and the title was agreed to and the emergency clause was declared carried.

RECOGNITIONS

Rep. Gackle announced that two former Representatives were in the chambers and requested that the House recognize former Reps. Ed N. Davis and C. G. Kee, and Reps. Davis and Kee were thereupon introduced to the House.

Rep. Lundene announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Ed Gudajtes, and Rep. Gudajtes was thereupon introduced to the House.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-THIRD DAY

Bismarck, February 1, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. A. R. Aleson, First United Methodist Church, Bismarck.

Roll was called and all members were present except Reps. Atkinson, Dornacker, Glaspey, Knudson, Reimers and Stone.

A quorum was declared by the Speaker.

REVISIONS AND CORRECTIONS

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-first Day after Recess and Twenty-second Day and finds the same to be correct.

REP. LEE, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Boustead moved that the amendments to House Bill No. 1270 as recommended by the Committee on Transportation as printed on page 402 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to House Bill No. 1013 as recommended by the Committee on Appropriations as printed on page 409 of the House Journal be adopted.

Rep. Wagner moved that the House dispense with the reading of the amendments to House Bill No. 1013, which motion prevailed.

The question then was on the motion of Rep. Reimers to adopt the amendments to House Bill No. 1013, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 1160 as recommended by the Committee on Social Welfare as printed on page 410 of the House Journal be adopted.

Rep. Raymond moved that the House dispense with the reading of the amendments to House Bill No. 1160, which motion prevailed.

The question then was on the motion of Rep. Haugland to adopt the amendments to House Bill No. 1160, which motion prevailed.

Rep. K. Johnson moved that the amendments to House Bill No. 1215 as recommended by the Committee on Agriculture as printed on page 411 of the House Journal be adopted, which motion prevailed.

Rep. Rundle moved that the amendments to House Bill No. 1243 as recommended by the Committee on Political Subdivisions as printed on page 411 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 1325 as recommended by the Committee on Social Welfare as printed on pages 412 and 413 of the House Journal be adopted.

Rep. Raymond moved that the House dispense with the reading of the amendments to House Bill No. 1325, which motion prevailed.

The question then was on the motion of Rep. Haugland to adopt the amendments to House Bill No. 1325, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 1330 as recommended by the Committee on Social Welfare as printed on page 413 of the House Journal be adopted, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Procedural Committee on Employment submits the following name for the position specified:
Janice M. Holle, New Salem.....Stenographer

REP. BOUSTEAD, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

ROLL CALL

The roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Atkinson	Grant	Larson, G.	Raymond
Austin	Gronneberg	Larson, L.	Rice
Backes	Gunderson	Laughlin	Rivinius
Berg	Halcrow	Lee	Rocheleau
Boustead	Haman	Linderman	Rolfstrud
Boyum	Haugland	Livingston	Rundle
Brekke	Hausauer, A.	Lundene	Sandness
Bunker	Hausauer, R.	McGauvran	Shablow
DeGroot	Henning	McGeehan	Stoltenow
DeKrey	Henry	Mertens	Streibel
Dick	Hensrud	Metzger	Strinden
Dotzenrod	Hentges	Meyer	Thorsgard
Eagles	Hickle	Miedema	Twetén
Erickson, K.	Hildebrand	Miller, B.	Ulvedal
Erickson, W.	Hilleboe	Miller, E.	Wagner
Fleming	Hoffner	Moore	Walsh
Gackle	Jacobson	Murphy	Weber
Ganser	Johnson, H.	Mushik	Welder
Gengler	Johnson, K.	Opedahl	White
Gerl	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, J.	Winge
Glaspey	Lang	Raile	Mr. Speaker

Absent and not voting:

Anderson	Jenkins	Peterson, R.	Solberg
Dornacker	Knudson	Reimers	Stone
Herman	Olienyk		

Speaker Bier thereupon administered the oath of office to the employee named above.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1167 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2 delete the following language "and section 6-08-16.1"

On page 1, line 22 place triple parentheses before the word "punished"

On page 2, line 4 place triple parentheses after the period and delete the following language "In addition to any punishment imposed"

On page 2 delete all of lines 5 through 9

On page 2, line 10 delete the following language "of such checks, drafts, or orders." and insert in lieu thereof the following language "guilty of a misdemeanor, and upon conviction thereof if such conviction is such person's first conviction for this offense, shall be fined not more than one hundred dollars or imprisoned for not more than thirty days or both. If such conviction is for a second offense, such person shall be imprisoned in the county jail for not more than six months nor less than thirty days and fined not more than three hundred dollars, nor less than one hundred dollars. If such conviction is for a third offense, or subsequent offense thereafter, such person shall be imprisoned in the county jail for not more than one year nor less than six months and shall be fined not more than five hundred dollars nor less than three hundred dollars."

On page 2 delete all of lines 20 through 30

On page 3 delete all of lines 1 through 6

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1200 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Hensrud moved that the report be adopted.

Rep. Gackle moved a substitute motion that House Bill No. 1200 be placed on the calendar, which motion failed.

The question then was on the motion of Rep. Hentges for the adoption of the committee report on House Bill No. 1200, which motion prevailed. House Bill No. 1200 was indefinitely postponed.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1242 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Gerl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1253 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1279 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1290 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1389 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1392 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1418 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1466 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Moore moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1468 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1557 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2199 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 14 delete the word "thirteen" and insert in lieu thereof the word "twelve"

On page 1, line 16 delete the word "sixteen" and insert in lieu thereof the word "fourteen"

On page 1, line 19 delete the word "eighteen" and insert in lieu thereof the word "sixteen"

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-FOURTH DAY

Bismarck, February 1, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. A. R. Aleson, First United Methodist Church, Bismarck.

Roll was called and all members were present except Reps. Dornacker, Knudson, E. Miller, Reimers and Stone.

A quorum was declared by the Speaker.

MESSAGE FROM SENATE

Senate Chamber

Bismarck, February 1, 1971

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4026

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 1006. A Bill for an Act making an appropriation for the use of the North Dakota business and industrial development department.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Raymond
Atkinson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfstrud
Boustead	Hausauer, R.	Lundene	Sandness
Boyum	Henning	McGauvran	Shablow
Brekke	Henry	McGeehan	Solberg
Bunker	Hensrud	Mertens	Stoltenow
DeGroot	Hentges	Metzger	Streibel
DeKrey	Herman	Meyer	Strinden
Dotzenrod	Hickle	Miedema	Thorsgard
Eagles	Hildebrand	Miller, B.	Tweten
Erickson, K.	Hilleboe	Miller, E.	Ulvedal
Erickson, W.	Hoffner	Moore	Wagner
Fleming	Jacobson	Mushik	Walsh
Gackle	Jenkins	Olienyk	Weber
Ganser	Johnson, H.	Opedahl	Welder
Gengler	Johnson, K.	Patrick	White
Giffey	Kieffer	Peterson, J.	Wilkie
Glaspey	Kingsbury	Peterson, R.	Winge
Grant	Lang	Raile	Mr. Speaker
Gronneberg	Larson, G.		

Those voting in the negative were:

Murphy Rundle

Absent and not voting:

Dick	Gerl	Reimers	Stone
Dornacker	Knudson		

So the bill passed and the title was agreed to.

House Bill No. 1012. A Bill for an Act making an appropriation to continue the operation of North Dakota civil defense as provided for by Chapter 37-17 of the North Dakota Century Code.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 79; nays, 12; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Halcrow	Laughlin	Rivinius
Atkinson	Haman	Linderman	Rocheleau
Austin	Haugland	Livingston	Rolfstrud
Backes	Hausauer, R.	Lundene	Rundle
Berg	Henry	McGauvran	Sandness
Boustead	Henning	McGeehan	Shablow
Brekke	Hensrud	Mertens	Solberg
Bunker	Herman	Metzger	Stoltenow
DeKrey	Hickle	Meyer	Streibel
Dotzenrod	Hildebrand	Miedema	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Tweten
Erickson, W.	Jacobson	Mushik	Ulvedal
Fleming	Jenkins	Olienyk	Wagner
Gackle	Johnson, H.	Opedahl	Walsh
Gengler	Kieffer	Patrick	Weber
Ganser	Kingsbury	Peterson, J.	Wilkie
Giffey	Lang	Peterson, R.	Winge
Grant	Larson, G.	Raymond	Mr. Speaker
Gunderson	Larson, L.	Rice	

Those voting in the negative were:

Boyum	Gronneberg	Johnson, K.	Raile
DeGroot	Hausauer, A.	Lee	Welder
Glaspey	Hentges	Murphy	White

Absent and not voting:

Dick	Gerl	Miller, B.	Stone
Dornacker	Knudson	Reimers	

So the bill passed and the title was agreed to.

House Bill No. 1015. A Bill for an Act making an appropriation for the purpose of paying salaries and miscellaneous expenses of the workmen's compensation bureau.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Raymond
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Backes	Haman	Linderman	Rocheleau
Berg	Haugland	Livingston	Rolfstrud
Boustead	Hausauer, A.	Lundene	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Streibel
Dick	Herman	Miedema	Strinden

Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hilleboe	Moore	Ulvedal
Erickson, W.	Hoffner	Murphy	Wagner
Fleming	Jacobson	Mushik	Walsh
Gackle	Jenkins	Olienyk	Weber
Ganser	Johnson, H.	Opedahl	Welder
Gerl	Johnson, K.	Patrick	White
Gengler	Kieffer	Peterson, J.	Wilkie
Giffey	Kingsbury	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant	Larson, G.		

Absent and not voting:

Dornacker	Knudson	Reimers	Stone
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So the bill passed and the title was agreed to.

House Bill No. 1081. A Bill for an Act to amend and reenact sections 12-47-30, 32-12-04, 37-14-08, 54-14-01, 54-14-02, 54-14-03, 54-14-03.1, 54-14-04, and 54-14-07 of the North Dakota Century Code, relating to the expense of transferring inmates to and from the state hospital, collection of judgments against the state, and the membership, powers, and duties, filing of claims, and approval or disapproval of claims by the state auditing board.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Raymond
Atkinson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfsrud
Boustead	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
Bunker	Hensrud	Mertens	Solberg
DeGroot	Hentges	Metzger	Stoltenow
DeKrey	Herman	Meyer	Streibel
Dick	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Lang	Peterson, R.	Winge
Grant	Larson, G.	Raile	Mr. Speaker
Gronneberg			

Absent and not voting:

Dornacker	Knudson	Reimers	Stone
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Glaspey

So the bill passed and the title was agreed to.

House Bill No. 1181. A Bill for an Act to provide for a certificate of full consideration prior to the recordation of certain deeds filed with the office of the county register of deeds.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 50; nays, 46; absent and not voting, 2.

Those voting in the affirmative were:

Backes	Glaspay	Laughlin	Patrick
Berg	Grant	Linderman	Raymond
Boyum	Gronneberg	Livingston	Rocheleau
Bunker	Haman	Lundene	Solberg
DeGroot	Hensrud	McGeehan	Streibel
DeKrey	Hentges	Mertens	Strinden
Eagles	Hildebrand	Meyer	Ulvedal
Erickson, K.	Hoffner	Miedema	Walsh
Erickson, W.	Jacobson	Miller, B.	White
Fleming	Johnson, H.	Miller, E.	Wilkie
Gengler	Kieffer	Mushik	Winge
Gerl	Kingsbury	Opedahl	Mr. Speaker
Giffey	Larson, L.		

Those voting in the negative were:

Anderson	Hausauer, A.	Lee	Rivinius
Atkinson	Hausauer, R.	McGauvran	Rolfstrud
Austin	Henning	Metzger	Rundle
Boustead	Henry	Moore	Sandness
Brekke	Herman	Murphy	Shablow
Dick	Hickle	Olienyk	Stoltenow
Dotzenrod	Hilleboe	Peterson, J.	Thorsgard
Gackle	Jenkins	Peterson, R.	Tweten
Ganser	Johnson, K.	Raile	Wagner
Gunderson	Knudson	Reimers	Weber
Halcrow	Lang	Rice	Welder
Haugland	Larson, G.		

Absent and not voting:

Dornacker Stone

So the bill passed and the title was agreed to.

House Bill No. 1287. A Bill for an Act relating to legal jeopardy in cases of self-defense or in aid of another in certain cases. Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Reimers
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Berg	Haman	Linderman	Rocheleau
Boustead	Haugland	Livingston	Rolfstrud
Boyum	Hausauer, A.	Lundene	Rundle
Brekke	Hausauer, R.	McGauvran	Sandness
Bunker	Henning	McGeehan	Shablow
DeGroot	Henry	Mertens	Solberg
DeKrey	Hensrud	Metzger	Stoltenow
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miedema	Strinden
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hilleboe	Moore	Ulvedal
Erickson, W.	Hoffner	Murphy	Wagner
Fleming	Jacobson	Mushik	Walsh
Gackle	Jenkins	Olienyk	Weber
Ganser	Johnson, H.	Opedahl	Welder

Gengler	Johnson, K.	Patrick	White
Gerl	Kieffer	Peterson, J.	Wilkie
Giffey	Kingsbury	Peterson, R.	Winge
Glaspey	Knudson	Raile	Mr. Speaker
Grant	Lang	Raymond	

Absent and not voting:

Backes	Larson, L.	Stone
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So the bill passed and the title was agreed to.

House Bill No. 1365. A Bill for an Act to amend and reenact section 39-05-08 of the North Dakota Century Code, relating to indexes on motor vehicles.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raile
Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Reimers
Backes	Halcrow	Laughlin	Rice
Berg	Haman	Lee	Rivinius
Boustead	Haugland	Linderman	Rocheleau
Boyum	Hausauer, A.	Livingston	Rolfstrud
Brekke	Hausauer, R.	Lundene	Rundle
Bunker	Henning	McGauvran	Sandness
DeGroot	Henry	McGeehan	Shablow
DeKrey	Hensrud	Mertens	Solberg
Dick	Hentges	Metzger	Stoltenow
Dornacker	Herman	Meyer	Streibel
Dotzenrod	Hickle	Miedema	Thorsgard
Eagles	Hildebrand	Miller, B.	Tweten
Erickson, K.	Hilleboe	Miller, E.	Ulvedal
Erickson, W.	Hoffner	Moore	Wagner
Fleming	Jacobson	Murphy	Walsh
Gackle	Jenkins	Mushik	Weber
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Johnson, K.	Opedahl	White
Gerl	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, J.	Winge
Glaspey	Knudson	Peterson, R.	Mr. Speaker

Absent and not voting:

Stone	Strinden
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So the bill passed and the title was agreed to.

House Bill No. 1028. A Bill for an Act making an appropriation to the North Dakota state fair association.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Knudson	Raile
Atkinson	Gronneberg	Lang	Raymond
Austin	Gunderson	Larson, G.	Reimers
Backes	Halcrow	Laughlin	Rice
Berg	Haman	Lee	Rivinius
Brekke	Haugland	Linderman	Rocheleau
Bunker	Hausauer, A.	Livingston	Sandness
DeGroot	Hausauer, R.	Lundene	Shablow
DeKrey	Henning	McGauvran	Solberg
Dick	Henry	McGeehan	Stoltenow

Dornacker	Hensrud	Mertens	Streibel
Dotzenrod	Hentges	Meyer	Thorsgard
Eagles	Herman	Miedema	Tweten
Erickson, K.	Hickle	Miller, B.	Ulvedal
Erickson, W.	Hildebrand	Miller, E.	Wagner
Fleming	Hilleboe	Moore	Walsh
Gackle	Hoffner	Mushik	Weber
Ganser	Jacobson	Olienyk	Welder
Gengler	Johnson, H.	Opedahl	Wilkie
Gerl	Johnson, K.	Patrick	Winge
Giffey	Kieffer	Peterson, J.	Mr. Speaker
Glaspey	Kingsbury	Peterson, R.	

Those voting in the negative were:

Boyum	Larson, L.	Murphy	Rundle
Jenkins	Metzger	Rolfsrud	White

Absent and not voting:

Boustead	Stone	Strinden
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So the bill passed and the title was agreed to.

House Bill No. 1062. A Bill for an Act to create and enact chapter 15-20.2 and sections 50-06-15, 50-06-16, 50-06-17, 50-06-18, 50-06-19, 50-06-20, 50-06-21, 50-06-22, 50-06-23, 50-06-24, 50-06-25, and 50-06-26 of the North Dakota Century Code, relating to vocational education and vocational rehabilitation; to amend and reenact section 50-06-13 of the North Dakota Century Code, relating to the biennial report of the state social service board; and to repeal section 4 of House Bill No. 1045 as approved by the Forty-second Legislative Assembly, relating to vocational education and vocational rehabilitation.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 9; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Peterson, J.
Atkinson	Gronneberg	Larson, L.	Peterson, R.
Austin	Gunderson	Laughlin	Raile
Backes	Halcrow	Lee	Raymond
Berg	Haman	Linderman	Rice
Boustead	Haugland	Livingston	Rivinius
Boyum	Hausauer, A.	Lundene	Rocheleau
Brekke	Henning	McGauvran	Rolfsrud
Bunker	Henry	McGeehan	Sandness
DeGroot	Hensrud	Mertens	Shablow
Dick	Hickle	Metzger	Solberg
Dornacker	Hildebrand	Meyer	Streibel
Dotzenrod	Hilleboe	Miedema	Thorsgard
Eagles	Hoffner	Miller, B.	Tweten
Erickson, K.	Jacobson	Miller, E.	Ulvedal
Erickson, W.	Jenkins	Moore	Walsh
Fleming	Johnson, H.	Murphy	Weber
Ganser	Johnson, K.	Mushik	White
Gengler	Kieffer	Olienyk	Wilkie
Gerl	Kingsbury	Opedahl	Winge
Giffey	Knudson	Patrick	Mr. Speaker
Glaspey	Lang		

Those voting in the negative were:

DeKrey	Hentges	Rundle	Wagner
Gackle	Riemers	Stoltenow	Welder
Hausauer, R.			

Absent and not voting:

Herman	Stone	Strinden
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So the bill passed and the title was agreed to.

House Bill No. 1089. A Bill for an Act to amend and reenact sections 4-13-04, 4-13-05, 4-13-06, and 4-13-07 of the North Dakota Century Code, relating to the appointment, qualifications, and compensation of members of the poultry improvement board.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Reimers
Berg	Halcrow	Laughlin	Rice
Boustead	Haman	Lee	Rivinius
Boyum	Hausauer, A.	Linderman	Rocheleau
Brekke	Hausauer, R.	Livingston	Rolfstrud
Bunker	Henning	Lundene	Rundle
DeGroot	Henry	McGauvran	Sandness
DeKrey	Hensrud	McGeehan	Shablow
Dick	Hentges	Mertens	Solberg
Dornacker	Hickle	Metzger	Stoltenow
Dotzenrod	Hildebrand	Meyer	Streibel
Eagles	Hilleboe	Miedema	Thorsgard
Erickson, K.	Hoffner	Miller, B.	Tweten
Erickson, W.	Jacobson	Miller, E.	Ulvedal
Fleming	Jenkins	Moore	Walsh
Gackle	Johnson, H.	Murphy	Weber
Ganser	Johnson, K.	Mushik	Welder
Gengler	Kieffer	Olienyk	White
Gerl	Kingsbury	Patrick	Wilkie
Glaspey	Knudson	Peterson, J.	Winge
Grant	Lang	Peterson, R.	Mr. Speaker

Those voting in the negative were:

Giffey	Opedahl	Raile
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Absent and not voting:

Atkinson	Haugland	Stone	Wagner
Backes	Herman	Strinden	

So the bill passed and the title was agreed to.

House Bill No. 1249. A Bill for an Act to amend and reenact subsection 8 of section 40-05-02 of the North Dakota Century Code, relating to the power of a municipality to construct and keep in repair overhead pedestrian bridges.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raile
Atkinson	Gronneberg	Larson, L.	Raymond
Austin	Gunderson	Laughlin	Reimers
Backes	Halcrow	Lee	Rice
Berg	Haman	Linderman	Rivinius
Boustead	Haugland	Livingston	Rocheleau
Boyum	Hausauer, A.	Lundene	Rolfstrud
Brekke	Hausauer, R.	McGauvran	Rundle
Bunker	Henning	McGeehan	Sandness
DeGroot	Henry	Mertens	Shablow
DeKrey	Hensrud	Metzger	Solberg
Dick	Hentges	Meyer	Stoltenow

Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Walsh
Fleming	Jenkins	Mushik	Weber
Gackle	Johnson, H.	Olienyk	Welder
Ganser	Johnson, K.	Opedahl	White
Gengler	Kieffer	Patrick	Wilkie
Gerl	Kingsbury	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker
Glaspey	Lang		

Absent and not voting:
 Herman Stone Strinden Wagner

So the bill passed and the title was agreed to.

House Bill No. 1252. A Bill for an Act to amend and reenact section 40-21-12 of the North Dakota Century Code, relating to compensation for making returns in a municipal election.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Glaspey	Lang	Peterson, R.
Atkinson	Grant	Larson, G.	Raile
Austin	Gronneberg	Larson, L.	Raymond
Backes	Gunderson	Laughlin	Reimers
Berg	Halcrow	Lee	Rice
Boustead	Haman	Linderman	Rivinius
Boyum	Haugland	Livingston	Rocheleau
Brekke	Hausauer, A.	Lundene	Rundle
Bunker	Hausauer, R.	McGauvran	Sandness
DeGroot	Henning	McGeehan	Shablow
DeKrey	Henry	Mertens	Streibel
Dick	Hentges	Metzger	Thorsgard
Dornacker	Hickle	Meyer	Tweten
Dotzenrod	Hildebrand	Miedema	Ulvedal
Eagles	Hilleboe	Miller, B.	Wagner
Erickson, K.	Hoffner	Moore	Walsh
Erickson, W.	Jacobson	Murphy	Weber
Fleming	Jenkins	Mushik	Welder
Gackle	Johnson, H.	Olienyk	White
Ganser	Johnson, K.	Opedahl	Wilkie
Gengler	Kingsbury	Patrick	Winge
Gerl	Knudson	Peterson, J.	Mr. Speaker
Giffey			

Those voting in the negative were:

Hensrud	Rolfsrud	Solberg	Stoltenow
Miller, E.			

Those absent and not voting:

Herman	Kieffer	Stone	Strinden
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So the bill passed and the title was agreed to.

House Bill No. 1268. A Bill for an Act to amend and reenact section 40-47-07 of the North Dakota Century Code, relating to appointment of an alternate member to a board of adjustment.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raile
Atkinson	Gunderson	Larson, L.	Raymond
Austin	Halcrow	Laughlin	Reimers
Backes	Haman	Lee	Rice
Berg	Haugland	Linderman	Rivinius
Boustead	Hausauer, A.	Livingston	Rochelleau
Boyum	Hausauer, R.	Lundene	Rolfsrud
Brekke	Henning	McGauvran	Rundle
Bunker	Henry	McGeehan	Sandness
DeGroot	Hensrud	Mertens	Shablow
DeKrey	Hentges	Metzger	Solberg
Dick	Hickle	Meyer	Stoltenow
Dotzenrod	Hildebrand	Miedema	Streibel
Eagles	Hilleboe	Miller, B.	Thorsgard
Erickson, K.	Hoffner	Miller, E.	Tweten
Erickson, W.	Jacobson	Moore	Ulvedal
Fleming	Jenkins	Murphy	Walsh
Gackle	Johnson, H.	Mushik	Weber
Ganser	Johnson, K.	Olienyk	Welder
Gengler	Kieffer	Opedahl	White
Gerl	Kingsbury	Patrick	Wilkie
Giffey	Knudson	Peterson, J.	Winge
Glaspey	Lang	Peterson, R.	Mr. Speaker
Grant			

Absent and not voting:

Dornacker	Stone	Strinden	Wagner
Herman			

So the bill passed and the title was agreed to.

MOTION

Rep. Streibel moved that House Bill No. 1062 be re-printed, which motion prevailed.

House Bill No. 1308. A Bill for an Act to repeal section 35-05-01 of the North Dakota Century Code, relating to security interests in crops.

Which was read.

PERSONAL PRIVILEGE

Rep. W. Erickson requested that his remarks in regard to House Bill No. 1308 be printed in the Journal.

Rep. W. Erickson: "Mr. Speaker: House Bill No. 1308 is a very simple bill. It is only two lines on the sheet. But, it repeals the Crop Mortgage Law. I do not know just when the law was put on the statute books of our state, but I believe in the early thirties. I also believe it was put there for a good purpose. The Legislators at that time saw what was happening to the farmer. He was struggling to make a living for his family, and was running into one adverse year after another. He would mortgage his crop to a lending agency. Then, when the fall came, the lending agency promptly took his crop and the farmer was worse off than before. I think we as farmers are getting in about the same circumstances as then. The lending agencies have money to lend, and at a very high rate of interest.

"We are receiving a lower price for our grain every year, our expenses are getting higher, the price of machinery and repairs are increasing by leaps and bounds.

"I believe that to allow crop mortgages now would only tend to hasten the day when our small farmers must leave the land. We had no testimony from farmers for this bill. Those testifying were lending agencies and banks.

"At the present time, crop mortgages are permitted only if held by the United States, the State of North Dakota or a county, or to

secure the purchase price, rental costs, or improvement cost of the land.

"I would ask for a no vote on this bill."

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 72; nays, 24; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gunderson	Lang	Reimers
Atkinson	Haugland	Larson, G.	Rice
Austin	Hausauer, A.	Larson, L.	Rivinius
Berg	Hausauer, R.	Lee	Rocheleau
Boustead	Henning	Linderman	Rolfsrud
Boyum	Hensrud	Lundene	Sandness
Brekke	Hentges	Mertens	Stoltenow
Bunker	Herman	Metzger	Streibel
DeGroot	Hickle	Meyer	Strinden
DeKrey	Hildebrand	Miedema	Thorsgard
Dick	Hilleboe	Moore	Tweten
Dornacker	Hoffner	Murphy	Ulvedal
Dotzenrod	Jenkins	Mushik	Wagner
Eagles	Johnson, H.	Olienyk	Weber
Erickson, K.	Johnson, K.	Peterson, J.	Welder
Fleming	Kieffer	Peterson, R.	White
Gackle	Kingsbury	Raile	Winge
Ganser	Knudson	Raymond	Mr. Speaker

Those voting in the negative were:

Backes	Grant	Livingston	Patrick
Erickson, W.	Gronneberg	McGauvran	Rundle
Gengler	Haman	McGeehan	Shablow
Gerl	Henry	Miller, B.	Solberg
Giffey	Jacobson	Miller, E.	Walsh
Glaspey	Laughlin	Opedahl	Wilkie

Absent and not voting:

Halcrow Stone

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

House Bill No. 1350. A Bill for an Act to amend and reenact section 20-08-03 of the North Dakota Century Code, relating to the issuance of big game hunting licenses, antelope and big horn sheep licenses by lottery.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 26; nays, 68; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Grant	Miedema	Strinden
Backes	Gronneberg	Miller, B.	Ulvedal
Berg	Hentges	Peterson, J.	Walsh
Dick	Hilleboe	Shablow	Weber
Dornacker	Hoffner	Solberg	Welder
Giffey	Larson, G.	Streibel	Winge
Glaspey	Lundene		

Those voting in the negative were:

Anderson	Gunderson	Kingsbury	Olienyk
Austin	Halcrow	Knudson	Opedahl
Boustead	Haman	Lang	Patrick
Boyum	Haugland	Larson, L.	Peterson, R.
Brekke	Hausauer, A.	Laughlin	Raile

Bunker	Hausauer, R.	Lee	Raymond
DeGroot	Henning	Linderman	Rice
DeKrey	Henry	Livingston	Rivinius
Dotzenrod	Hensrud	McGauvran	Rocheleau
Eagles	Herman	McGeehan	Rolfstrud
Erickson, K.	Hickle	Mertens	Rundle
Erickson, W.	Hildebrand	Metzger	Sandness
Fleming	Jacobson	Meyer	Stoltenow
Gackle	Jenkins	Miller, E.	Wagner
Ganser	Johnson, H.	Moore	White
Gengler	Johnson, K.	Murphy	Wilkie
Gerl	Kieffer	Mushik	Mr. Speaker

Absent and not voting:

Reimers	Stone	Thorsgard	Tweten
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So the bill lost.

House Bill No. 1359. A Bill for an Act to amend and reenact subsection 6 of section 20-03-11 of the North Dakota Century Code, to provide for the issuance of a locking seal as part of a big game hunting license.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raile
Atkinson	Gunderson	Larson, L.	Raymond
Austin	Halcrow	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfstrud
Boyum	Hausauer, R.	Lundene	Rundle
Bunker	Henning	McGauvran	Sandness
DeGroot	Hensrud	McGeehan	Shablow
DeKrey	Henry	Mertens	Solberg
Dick	Hentges	Metzger	Stoltenow
Dornacker	Herman	Meyer	Streibel
Dotzenrod	Hickle	Miedema	Strinden
Eagles	Hildebrand	Miller, B.	Tweten
Erickson, K.	Hilleboe	Miller, E.	Uivedal
Erickson, W.	Hoffner	Moore	Wagner
Fleming	Jacobson	Murphy	Walsh
Gackle	Jenkins	Mushik	Weber
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Johnson, K.	Opedahl	White
Gerl	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, J.	Winge
Glaspey	Knudson	Peterson, R.	Mr. Speaker
Grant	Lang		

Absent and not voting:

Brekke	Reimers	Stone	Thorsgard
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So the bill passed and the title was agreed to.

House Bill No. 1362. A Bill for an Act to amend and reenact subsection 7 of section 20-01-01 of the North Dakota Century Code, relating to definition of game animals, and to amend and reenact section 20-07-02 of the North Dakota Century Code, providing that rabbits be added to the fur-bearing list.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 48; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gerl	Lang	Patrick
Atkinson	Giffey	Larson, L.	Raile
Backes	Glaspey	Linderman	Solberg
Boustead	Grant	Livingston	Streibel
Boyum	Gronneberg	Lundene	Strinden
DeGroot	Haugland	Meyer	Thorsgard
Dick	Herman	Miedema	Tweten
Dornacker	Hilleboe	Miller, B.	Ulvedal
Dotzenrod	Hoffner	Miller, E.	Walsh
Eagles	Jacobson	Mushik	Weber
Erickson, K.	Johnson, K.	Olienyk	Wilkie
Gengler	Kieffer	Opedahl	Winge

Those voting in the negative were:

Austin	Hausauer, A.	Laughlin	Rice
Berg	Henning	Lee	Rivinius
Brekke	Henry	McGauvran	Rocheleau
Bunker	Hensrud	McGeehan	Rofsrud
DeKrey	Hentges	Mertens	Rundle
Erickson, W.	Hickle	Metzger	Sandness
Fleming	Hildebrand	Moore	Shablow
Gackle	Jenkins	Murphy	Stoltenow
Ganser	Johnson, H.	Peterson, J.	Wagner
Gunderson	Kingsbury	Peterson, R.	Welder
Halcrow	Knudson	Raymond	White
Haman	Larson, G.	Reimers	Mr. Speaker

Absent and not voting:

Hausauer, R. Stone

So the bill lost for want of a constitutional majority.

MOTIONS

Rep. Streibel requested unanimous consent to suspend the rules for the purpose of amending House Bill No. 1549. There being no objection, permission was granted by Speaker Bier.

Rep. Streibel moved that House Bill No. 1549 be amended as follows:

Page 1, Line 7, after the word "Code" insert the following: "and declaring an emergency."

Page 2, Line 17, insert the following:

"SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

Which motion prevailed.

Rep. Streibel moved that the rules be suspended and that House Bill No. 1549 be deemed properly engrossed and placed on second reading and final passage, as amended, which motion prevailed.

House Bill No. 1549. A Bill for an Act to create and enact a new section to chapter 21-02 of the North Dakota Century Code, relating to the issuance of certificates of indebtedness by a political subdivision in anticipation of the revenue it will receive as personal property tax replacement revenue pursuant to section 57-58-01 of the North Dakota Century Code.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Reimers

Austin	Gunderson	Laughlin	Rice
Backes	Halcrow	Lee	Rivinius
Berg	Haman	Linderman	Rocheleau
Boustead	Haugland	Livingston	Rolfsrud
Boyum	Hausauer, A.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker

Absent and not voting:

Hausauer, R. Stone

So the bill passed and the title was agreed to and the emergency clause was declared carried.

SECOND READING OF SENATE BILLS

Senate Bill No. 2041. A Bill for an Act to amend and reenact sections 19-07-04, 19-07-05, 19-18-04, 19-20.1-06, 23-09-17, and 23-10-05 of the North Dakota Century Code, relating to fees charged by the state laboratories department for licenses issued and services provided, and providing a penalty.

Which was read.

Rep. Henry requested that he be excused from voting on Senate Bill No. 2041 because of a personal interest.

Rep. Weber moved that Rep. Henry be allowed to vote on Senate Bill No. 2041, which motion prevailed.

Rep. Rundle requested that the record show that it is his opinion that Senate Bill No. 2041 should require a two-thirds majority to pass.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 35; nays, 61; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Ganser	Johnson, K.	Solberg
Atkinson	Gengler	Kingsbury	Streibel
Berg	Gerl	Larson, L.	Strinden
Boyum	Gunderson	Lundene	Tweten
Brekke	Hensrud	Miller, E.	Ulvedal
Bunker	Hentges	Mushik	Wagner
DeGroot	Hilleboe	Peterson, J.	Weber
Eagles	Hoffner	Raymond	White
Erickson, W.	Jenkins	Rivinius	

Those voting in the negative were:

Austin	Haugland	Linderman	Raile
Backes	Hausauer, A.	Livingston	Reimers
Boustead	Hausauer, R.	McGauvran	Rice
DeKrey	Henning	McGeehan	Rocheleau
Dick	Henry	Mertens	Rolfsrud

Dornacker	Herman	Metzger	Rundle
Dotzenrod	Hickle	Meyer	Sandness
Erickson, K.	Hildebrand	Miedema	Shablow
Fleming	Jacobson	Miller, B.	Stoltenow
Gackle	Johnson, H.	Moore	Thorsgard
Giffey	Kieffer	Murphy	Walsh
Glaspey	Knudson	Olienyk	Welder
Grant	Lang	Opedahl	Wilkie
Gronneberg	Larson, G.	Patrick	Winge
Halcrow	Laughlin	Peterson, R.	Mr. Speaker
Haman			

Absent and not voting:

Lee Stone

So the bill lost.

Senate Bill No. 2058. A Bill for an Act to create and enact sections 50-06-03.1 and 50-06-05.1 of the North Dakota Century Code, relating to terms of office of the members of the public welfare board and the powers and duties of such board; to amend and reenact sections 50-06-02, 50-06-03, 50-06-04, 50-06-09, and 50-06-14 of the North Dakota Century Code, relating to the appointment of members of the public welfare board, qualifications for the executive director, and financing of public welfare programs; and to repeal section 50-06-06 of the North Dakota Century Code, relating to powers and duties of the public welfare board.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 12; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Raile
Atkinson	Halcrow	Larson, G.	Raymond
Austin	Haman	Larson, L.	Reimers
Backes	Haugland	Laughlin	Rice
Boustead	Hausauer, A.	Lee	Rivinius
Boyum	Hausauer, R.	Linderman	Rocheleau
Brekke	Henning	Livingston	Sandness
Bunker	Henry	Lundene	Shablow
DeGroot	Hensrud	McGauvran	Solberg
Dick	Hentges	McGeehan	Stoltenow
Dornacker	Herman	Mertens	Streibel
Dotzenrod	Hickle	Metzger	Strinden
Eagles	Hildebrand	Meyer	Tweten
Erickson, K.	Hilleboe	Miedema	Ulvedal
Erickson, W.	Hoffner	Miller, B.	Wagner
Fleming	Jacobson	Miller, E.	Walsh
Ganser	Jenkins	Mushik	Weber
Gengler	Johnson, H.	Opedahl	White
Gerl	Johnson, K.	Patrick	Wilkie
Giffey	Kieffer	Peterson, J.	Winge
Grant	Kingsbury	Peterson, R.	Mr. Speaker

Those voting in the negative were:

Berg	Glaspey	Moore	Rundle
DeKrey	Gunderson	Murphy	Thorsgard
Gackle	Knudson	Rolfsrud	Welder

Absent and not voting:

Olienyk Stone

So the bill passed and the title was agreed to.

Senate Bill No. 2087. A Bill for an Act to provide that the state department of health shall be responsible for rabies control; and to repeal chapter 23-22 of the North Dakota Century Code, relating to the rabies control committee.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raymond
Atkinson	Gronneberg	Larson, G.	Reimers
Austin	Gunderson	Larson, L.	Rice
Backes	Halcrow	Laughlin	Rivinius
Berg	Haman	Lee	Rocheleau
Boustead	Haugland	Linderman	Rolfsrud
Boyum	Hausauer, A.	Livingston	Rundle
Brekke	Hausauer, R.	Lundene	Sandness
Bunker	Henning	McGauvran	Shablow
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hensrud	Mertens	Stoltenow
Dick	Hentges	Metzger	Streibel
Dornacker	Herman	Meyer	Strinden
Dotzenrod	Hickle	Miedema	Thorsgard
Eagles	Hildebrand	Miller, B.	Tweten
Erickson, K.	Hilleboe	Miller, E.	Ulvedal
Erickson, W.	Hoffner	Moore	Wagner
Fleming	Jacobson	Murphy	Walsh
Gackle	Jenkins	Mushik	Weber
Ganser	Johnson, H.	Opedahl	Welder
Gengler	Johnson, K.	Patrick	White
Gerl	Kieffer	Peterson, J.	Wilkie
Giffey	Kingsbury	Peterson, R.	Winge
Glaspey	Knudson	Raile	Mr. Speaker

Absent and not voting:

Olienyk Stone

So the bill passed and the title was agreed to.

FIRST READING OF A HOUSE BILL

Committee on Delayed Bills, Reps. Streibel, Hoffner, Strinden, Reimers and Weber introduced:

House Bill No. 1559. A Bill for an Act authorizing and directing transfer of the "Judge A. M. Christianson Project" established by resolution of the thirty-fourth session of the legislative assembly of the state of North Dakota to the Bank of North Dakota, subject to existing contracts and encumbrances.

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

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 1144

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF A BILL

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 1144

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, February 1, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2223
Senate Bill No. 2239
Senate Bill No. 2240
Senate Bill No. 2241
Senate Bill No. 2259
Senate Bill No. 2271
Senate Bill No. 2288
Senate Bill No. 2313
Senate Bill No. 2319
Senate Bill No. 2326
Senate Bill No. 2327
Senate Bill No. 2330
Senate Bill No. 2355
Senate Concurrent Resolution No. 4016

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber
Bismarck, February 1, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2039
Senate Concurrent Resolution No. 4010
Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, February 1, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1004
House Bill No. 1025
House Bill No. 1032
House Bill No. 1154
House Bill No. 1182
House Bill No. 1189
House Bill No. 1213
House Bill No. 1221
House Bill No. 1230
House Bill No. 1241
House Bill No. 1259
House Bill No. 1261
House Bill No. 1265
House Bill No. 1269
House Bill No. 1300
House Bill No. 1326
House Bill No. 1366
House Concurrent Resolution No. 3002

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, February 1, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1026
House Bill No. 1133
House Bill No. 1158
House Bill No. 1208
House Bill No. 1211
House Bill No. 1236
House Bill No. 1257

House Bill No. 1283
 House Bill No. 1302
 House Bill No. 1312
 House Bill No. 1316
 House Bill No. 1347
 House Bill No. 1484

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, February 1, 1971

Mr. President: I have the honor to transmit:
 House Bill No. 1144

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order, the House stand recessed until 1:00 p.m., Tuesday, February 2, 1971, which motion prevailed.

FIRST READING OF SENATE BILLS AND A SENATE CONCURRENT RESOLUTION

Senate Bill No. 2029. A Bill for an Act making an appropriation for salaries and expenses for predatory animal control to the commissioner of agriculture.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2031. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the department of public instruction.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2196. A Bill for an Act to amend and reenact sections 26-27-06, 26-27-07, 26-27.1-07, and 26-27.1-08 of the North Dakota Century Code, relating to the filing of annual statements by corporations and the costs of investigating the affairs of corporations, and declaring an emergency.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2205. A Bill for an Act to amend and reenact section 4-19-01 of the North Dakota Century Code, relating to the state forester.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2228. A Bill for an Act to create and enact subdivisions h and i of subsection 11 of section 52-01-01, subdivisions f, g, h, i, j, k of subsection 13 of section 52-01-01, paragraphs (10) and (11) of subdivision i of subsection 15 of section 52-01-01, subsections 28, 29, and 30 of section 52-01-11, section 52-04-18, section 52-04-19, section 52-04-20, and subsection 11 of section 52-06-02 of the North Dakota Century Code, relating to unemployment compensation definitions and benefits, and to amend and reenact subsection 4 of section 52-01-01, subdivisions a, b, c, e, f, g of subsection 11 of section 52-01-01, subdivision a of subsection 13 of section 52-01-01, subdivision a of subsection 15 of section 52-01-01, paragraphs (1) and (5) of subdivision i of subsection 15 of section 52-01-01, section 52-04-07, subdivision a of subsection 3 of section 52-06-01 and subsection 6 of section 52-06-02 of the North Dakota Century Code, subdivision e of subsection 13 of section 52-01-01 and section 52-05-03 of the 1969 Supplement to the North Dakota Century Code, relating to unemployment

compensation definitions, accounts, coverage and benefits, and to repeal subdivision c of subsection 15 of section 52-01-01 and subsection 17 of section 52-01-01 of the North Dakota Century Code, relating to unemployment compensation definitions.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2229. A Bill for an Act to amend and reenact section 24-02-42 of the North Dakota Century Code, relating to scholarships awarded by the state highway department.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2231. A Bill for an Act to create and enact chapter 52-07.1 of the North Dakota Century Code to provide a program for the payment of extended unemployment compensation benefits to workers who during periods of high unemployment in the State, or in the nation, have exhausted their rights to regular benefits under the North Dakota Unemployment Compensation Law, or under Federal law as administered by the North Dakota employment security bureau; to provide conditions of entitlement to extended benefits; to provide for the administration and carrying out of the program; and to provide an effective date.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2260. A Bill for an Act to amend and reenact subsection 1 of section 57-37-04 of the North Dakota Century Code, relating to the gross estates of decedents for estate tax purposes.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2315. A Bill for an Act to repeal section 8 of chapter 397 of the 1967 Session Laws of North Dakota, prohibiting the funding of the council on the arts and humanities from the state's general fund.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2336. A Bill for an Act to amend and reenact section 12-46-05 of the North Dakota Century Code, relating to the oath requirement by the employees of the state industrial school.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2340. A Bill for an Act to amend and reenact section 54-44-04.1 of the North Dakota Century Code, authorizing the director of the department of accounts and purchases to withhold or deduct amounts from state employees' compensation for authorized contributions to nonprofit charitable corporations.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2341. A Bill for an Act to amend and reenact sections 16-05-01 and 16-05-04 of the North Dakota Century Code, relating to the place of filing of certificates of nomination, and the duties of the county auditor regarding the certification of nominations.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2346. A Bill for an Act authorizing the state board of higher education to sell and transfer certain land and improvements, and appropriating the sale proceeds to the state board of higher education for acquiring other land.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2359. A Bill for an Act to amend and reenact section 40-22-37 of the North Dakota Century Code, relating to progress payments on public contracts, retainage, failure to pay and rate of interest.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2360. A Bill for an Act to amend and reenact section 48-02-07 and 48-02-08 of the North Dakota Century Code, relating to allowance and payment of estimates on public building construction, failure to certify and rate of interest.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Concurrent Resolution No. 4021. A Senate Concurrent Resolution directing the Director of the Budget to exercise authority provided by law for controlling the level of certain state expenditures in the event that income to the state general fund does not meet projected levels as contained in the Executive Budget or any alterations made in such income estimates by legislative action.

Which was read the first time and referred to the committee on Finance and Taxation.

The House stood recessed, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

TWENTY-FOURTH DAY AFTER RECESS
AND TWENTY-FIFTH DAY

Bismarck, February 2, 1971

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bier presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1013
House Bill No. 1160
House Bill No. 1215
House Bill No. 1243
House Bill No. 1270
House Bill No. 1325
House Bill No. 1330

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. DeKrey moved that the report be adopted, which motion prevailed, and the report was adopted.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 2, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2043
Senate Bill No. 2135
Senate Bill No. 2146

Which the House has amended.

ROY GILBREATH, Chief Clerk

RECOGNITIONS

Rep. Austin announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Herb Halverson, and Rep. Halverson was thereupon introduced to the House.

Rep. Laughlin announced that two former Representatives were in the chambers, and requested that the House recognize former Reps. Tom Brakke and Kenneth Gronhovd, and Reps. Brakke and Gronhovd were thereupon introduced to the House.

CONSIDERATION OF AMENDMENTS

Rep. Atkinson moved that the amendments to House Bill No. 1167 as recommended by the Committee on Judiciary as printed on page 426 of the House Journal be adopted.

Rep. Atkinson moved that the House dispense with the reading of the amendments to House Bill No. 1167, which motion prevailed.

The question then was on the motion of Rep. Atkinson to adopt the amendments to House Bill No. 1167, which motion prevailed.

Rep. Atkinson moved that the amendments to Senate Bill No. 2199

as recommended by the Committee on Judiciary as printed on page 427 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1016 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, before the period insert the following words: ", and to repeal section 20-02-07 of the North Dakota Century Code"

On page 1, line 12, delete the numerals "3,061,637.00" and insert in lieu thereof the numerals "3,086,637.00"

On page 1, line 16, delete the numerals "1,431,337.00" and insert in lieu thereof the numerals "1,491,337.00"

On page 1, line 18, after the word "biennium" insert a parentheses and delete the following: "-salary"

On page 1, delete line 19

On page 1, delete line 20

On page 1, line 23, delete the numerals "177,500.00" and insert in lieu thereof the numerals "202,500.00"

On page 2, line 2, delete the numerals "500,000.00" and insert in lieu thereof the numerals "440,000.00"

On page 2, line 6, delete the numerals "3,061,637.00" and insert in lieu thereof the numerals "3,086,637.00"

On page 2, line 13, after the period insert the following section: "SECTION 3. REPEAL.) Section 20-02-07 of the North Dakota Century Code is hereby repealed."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment. The salaries and wages line was increased by \$60,000.00 to provide money for wardens and the deputy commissioner. The equipment line was increased by \$25,000 to allow the State Game and Fish Department to buy cars. The increase is necessary because of an estimated increase in the cost per car since the time the budget was prepared because substantial discounts to States and political subdivisions have been discontinued. The land purchases line is decreased by \$60,000.00 in order to provide for increase to salaries and wages.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1020 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 7, insert the following section: "SECTION 2. APPROPRIATION.) There is hereby appropriated out of any monies in the State Treasury in the Bank of North Dakota fund the sum of \$750,000.00 for the remodeling and expansion of facilities not including a drive-up window, \$750,000.00 or so much thereof as may be necessary. During the biennium beginning July 1, 1971 and ending June 30, 1973."

And when so amended recommends the same do pass.

REP. REIMERS, Chairman

Rep. Rolfsrud moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1022 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1027 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Solberg moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1046 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Stoltenow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1113 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1132 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1 delete the word "section" and insert in lieu thereof the word "sections"

On page 1, delete lines 2 through 5 and insert in lieu thereof the following "and 24-08-03 of the North Dakota Century Code, relating to the building, repair, and rebuilding of county bridges."

On page 2, line 13 delete the triple parentheses before the word "Provided"

On page 2, line 14 place triple parentheses around "seven" and insert in lieu thereof the word "ten"

On page 2, line 15 delete the triple parentheses following the word "dollars" and delete the following language "or, if the board believes that the county can"

On page 2, line 16 delete the following "build the bridge at a cost lower than the lowest bid"

On page 2, line 21 delete the following language "Provided, however,

On page 2 delete all of lines 22, 23, and 24 and insert in lieu thereof the following:

"SECTION 2. AMENDMENT.) Section 24-08-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

24-08-03. SUPERVISION AND REPAIRS OF BRIDGE — LIMIT OF COUNTY LIABILITY FOR NEGLIGENCE.) Any bridge built under the provisions of section 24-08-01 shall be under the supervision of the board of county commissioners, and the cost of rebuilding or repairing the same shall be paid by the county. Where the cost of rebuilding or repairing a bridge would exceed the sum of (((seven))) ten thousand dollars on estimate of the county engineer and upon the approval of the estimate by the North Dakota highway department, the county commissioners shall advertise for bids and award the contract in the manner provided by section 24-28-01. When a bridge is destroyed by flood, fire, or other casualty and the public interest would suffer by delay the county commissioners may proceed to contract for the rebuilding or repair of such bridge without advertising for bids, regardless of the cost. The board of county commissioners at least every two years, and so far as time and conditions may permit, shall cause an inspection to be made of all bridges on the county road system in the county. In case any bridge on the county road system shall be deemed unsafe for public use by the said board of commissioners, it forthwith shall take steps to close

the same and prevent the use thereof by the public. In case any bridge on the county road system shall be deemed unsafe for loads in excess of a certain weight, the board of commissioners forthwith shall post notices on both ends of such bridge stating that such bridge is unsafe for loads beyond that weight. The county shall not be immune from claims or suits for damages arising out of negligent failure to perform the inspection and repair duties set out above, but the maximum recovery from the county on such suit or suits shall not exceed the sum of ten thousand dollars for each accident or occurrence caused by any negligent failure to inspect and repair."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1203 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. KNUDSON, Chairman

Rep. Stoltenow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1214 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KNUDSON, Chairman

Rep. G. Larson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1224 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

For an Act to amend and reenact subsection 2 of section 40-10-06, section 40-40-04 and subsection 2 of section 40-40-06 relating to the preparation and submission of a preliminary budget in city manager cities, the dates of preparation of a preliminary budget in all other municipalities and the date the governing body is to meet for the purpose of adopting the final budget and making the annual tax levy.
BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE

STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Subsection 2 of Section 40-10-06 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

2. He shall prepare and submit to the governing body (((between the first and tenth days of July in each year,))) an annual preliminary budget as provided for under Chapter 40-40 and shall be responsible for the administration of the final budget, subject to the control of the governing body as to changes in the same;

SECTION 2. AMENDMENT.) Section 40-40-04 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

40-40-04. MUNICIPALITY TO PREPARE PRELIMINARY BUDGET STATEMENT — BLANKS TO BE FURNISHED.) The governing body of each municipality, annually between July first and July (((fifteenth))) **twenty-fifth**, shall make, on suitable blanks prescribed by the state tax commissioner, an itemized statement known as the preliminary budget statement showing the amounts of money which, in the opinion of the governing body, will be required for the proper maintenance, expansion, or improvement of

the municipality during the fiscal year, and giving such other information relating to the finances of the municipality as the tax commissioner may require.

SECTION 3. AMENDMENT.) Subsection 2 of section 40-40-06 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

2. The governing body will meet on the (((fourth))) **first** Wednesday in (((July))) **August** at a time and place specified in the notice for the purpose of adopting the final budget and making the annual tax levy;

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1251 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KNUDSON, Chairman

Rep. Raymond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1384 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Hildebrand moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1193 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1317 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1357 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Dotzenrod moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1405 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1406 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor

to whom was referred House Bill No. 1414 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 10, delete the first word "**Farm**" and insert in lieu thereof the word "**Rural**"

On page 2, line 10, delete the word "**other**"

On page 2, line 19, delete the word "**Churches**" and insert in lieu thereof the words: "**Rural churches**"

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1423 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1424 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. White moved that the report be adopted.

Rep. Fleming moved a substitute motion that House Bill No. 1424 be placed on the calendar.

Rep. Gengler requested he be excused from voting because of personal interest.

Rep. Weber moved that Rep. Gengler be allowed to vote, which motion prevailed.

The question then was on the motion of Rep. Fleming that House Bill No. 1424 be placed on the calendar, which motion prevailed on a roll call vote.

ROLL CALL

The roll was called and there were ayes, 54; nays, 44; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Glaspey	Laughlin	Opedahl
Austin	Grant	Linderman	Patrick
Backes	Gronneberg	Livingston	Reimers
Berg	Halcrow	Lundene	Rocheleau
DeGroot	Haman	McGauvran	Rolfsrud
DeKrey	Haugland	McGeehan	Shablow
Dick	Hausauer, R.	Mertens	Solberg
Dotzenrod	Henry	Meyer	Stoltenow
Erickson, K.	Hoffner	Miedema	Thorsgard
Erickson, W.	Jacobson	Miller, B.	Walsh
Fleming	Johnson, H.	Miller, E.	Weber
Gengler	Kieffer	Mushik	Wilkie
Gerl	Kingsbury	Olienyk	Winge
Giffey	Knudson		

Those voting in the negative were:

Atkinson	Henning	Larson, L.	Rundle
Boustead	Hensrud	Lee	Sandness
Boyum	Hentges	Metzger	Stone
Brekke	Herman	Moore	Streibel
Bunker	Hickle	Murphy	Strinden
Dornacker	Hildebrand	Peterson, J.	Tweten
Eagles	Hilleboe	Peterson, R.	Ulvedal
Gackle	Jenkins	Raile	Wagner

Ganser	Johnson, K.	Raymond	Welder
Gunderson	Lang	Rice	White
Hausauer, A.	Larson, G.	Rivinius	Mr. Speaker

House Bill No. 1424 was placed on the calendar.

MOTIONS

Rep. Laughlin moved that the House reconsider the action by which House Bill No. 1362 was lost, which motion failed on a division vote.

Rep. Gerl moved that House Bill No. 1169 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Gerl requested that House Bill No. 1169 be withdrawn. There being no objections, it was so ordered by the Speaker.

Rep. Dornacker moved that the House reconsider its action by which it adopted the Committee Report on House Bill No. 1418 for indefinite postponement, which motion prevailed.

Rep. Dornacker moved that House Bill No. 1418 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-FIFTH DAY

Bismarck, February 2, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. James Tuxbury, St. Mary's High School, Bismarck.

Roll was called and all members were present except Reps. Gerl and Haugland.

A quorum was declared by the Speaker.

REVISION AND CORRECTIONS

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-second Day after Recess and Twenty-third Day, and Twenty-fourth Day and recommends that the same be corrected as follows:

Page 425, line 18, delete "1352" and substitute "1325" in lieu thereof. And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Walsh moved that the report be adopted, which motion prevailed.

PRESENTATION OF COMMUNICATIONS STATE OF WEST VIRGINIA CERTIFICATE

I, C. A. Blankenship, Clerk of the House of Delegates of the West Virginia Legislature, hereby certify that the following and hereto attached instrument of writing is a true and perfect copy of House Concurrent Resolution No. 9, relating to revenue sharing, which was adopted by the West Virginia Legislature on January 20, 1971.

Given under my hand at the City of Charleston, this Twenty-first day of January 1971.

C. H. BLANKENSHIP

Clerk of the House of Delegates

Mr. Speaker (Mr. Boiarsky) and Mr. Seibert offered the following resolution, which was read by its title and referred to the Committee on Finance:

House Concurrent Resolution No. 9. — "Memorializing the Congress

of the United States to call a convention for the sole purpose of amending the United States Constitution to provide for intergovernmental sharing of federal income tax revenues."

WHEREAS, A resolution of our Nation's myriad and diverse problems is contingent upon a viable partnership between the Federal Government and strengthened state governments; and

WHEREAS, The Federal Government, by its extensive reliance on the graduated income tax as a revenue source, has virtually preempted the use of this course from state and local governments, thereby creating a disabling fiscal imbalance between the Federal Government and state and local governments; and

WHEREAS, Increasing demands upon state and local governments for essential public services have compelled the states to rely heavily on highly regressive and inelastic consumer taxes and property taxes; and

WHEREAS, Federal revenues based predominantly on income taxes increase significantly faster than economic growth, while state and local revenues based heavily on sales and property taxes do not keep pace with economic growth; and

WHEREAS, The fiscal crisis of state and local governments is the overriding problem of intergovernment relations and of continuing a viable federal system, and the only solution to this problem is a meaningful sharing of federal income tax resources; and

WHEREAS, The Congress of the United States, despite the immediate and imperative need therefor, has failed to enact acceptable revenue sharing legislation; and

WHEREAS, In the event of such Congressional inaction, Article V of the Constitution of the United States grants to the states the right to initiate change by applications from the legislatures of two thirds of the several states to Congress, calling for a constitutional convention; and

WHEREAS, The Congress of the United States is required by the Constitution to call such a convention upon receipt of applications from the legislatures of two thirds of the several states; therefore, be it

RESOLVED BY THE LEGISLATURE OF WEST VIRGINIA:

That pursuant to Article V of the Constitution of the United States, the Legislature of the State of West Virginia does hereby make application to the Congress of the United States to call a convention for the sole purpose of proposing to the several states a constitutional amendment which shall provide that a portion of the taxes on income levied by Congress pursuant to the sixteenth amendment of the Constitution of the United States shall be made available each year to state governments and political subdivisions thereof, by means of direct allocation, tax credits, or both, without limiting directly or indirectly the use of such moneys for any purpose not inconsistent with any other provision of the Constitution of the United States; and, be it

FURTHER RESOLVED, That this application shall constitute a continuing application until the legislatures of two thirds of the states shall have made like applications and such convention shall have been called by the Congress of the United States unless previously rescinded by this Legislature; and be it

FURTHER RESOLVED, That certified copies of this resolution be presented forthwith to the President of the Senate and Speaker of the House of Representatives of the United States and to the legislature of each of the several states attesting the adoption of this resolution by the Legislature of the State of West Virginia.

**FIRST READING OF A
SENATE CONCURRENT RESOLUTION**

Senate Concurrent Resolution No. 4026. A Concurrent Resolution

extending sympathy and condolences to Mrs. Kay Burgum upon the death of her husband, Joseph.

MOTIONS

Rep. Streibel moved that the rules be suspended, that Senate Concurrent Resolution No. 4026 be not referred to committee, be read in its entirety and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4026. A Concurrent Resolution extending sympathy and condolences to Mrs. Kay Burgum upon the death of her husband, Joseph.

Rep. Streibel moved the adoption of Senate Concurrent Resolution No. 4026.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1428 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1429 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1461 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Raile moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1462 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Dotzenrod moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1463 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Moore moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1464 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1465 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1467 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 24 delete the words "**also contain**" and insert in lieu thereof the words "**be accompanied by**"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1496 has had the same under consideration and recommends that the same be amended as follows:

On page 1, on line 3 of the title, delete the word "or" and insert in lieu thereof the word "of"

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1521 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2167 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Moore moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF A HOUSE BILL

Delayed Bills Committee, Reps. Streibel, Strinden, Reimers, Hoffner and Weber introduced:

House Bill No. 1560. A Bill for an Act to transfer one million dollars from the accumulated profits of the state mill and elevator association to the North Dakota general fund.

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

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Rep. Anderson introduced:

House Concurrent Resolution No. 3017. A Concurrent Resolution requesting the President of the United States to direct the release of \$300,000.00 appropriated for the establishment of an Economic Development Administration Region comprised of North Dakota, South Dakota, Nebraska, Wyoming, and Montana.

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

SECOND READING OF HOUSE BILLS

House Bill No. 1013. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the department of the register of motor vehicles.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raile
Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Reimers
Berg	Halcrow	Laughlin	Rivinius
Boustead	Haman	Lee	Rocheleau
Boyum	Haugland	Linderman	Rolfsrud
Brekke	Hausauer, A.	Livingston	Sandness
Bunker	Hausauer, R.	Lundene	Shablow
DeGroot	Henning	McGauvran	Stoltenow
DeKrey	Henry	McGeehan	Stone
Dick	Hensrud	Mertens	Streibel
Dornacker	Hentges	Metzger	Strinden
Dotzenrod	Herman	Meyer	Thorsgard
Eagles	Hildebrand	Miedema	Tweten
Erickson, K.	Hilleboe	Miller, B.	Ulvedal
Erickson, W.	Hoffner	Miller, E.	Wagner
Fleming	Jacobson	Moore	Walsh
Gackle	Jenkins	Mushik	Weber
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Johnson, K.	Opedahl	White
Gerl	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, J.	Winge
Glaspey	Knudson	Peterson, R.	Mr. Speaker

Those voting in the negative were:

Murphy	Rice	Rundle
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Absent and not voting:

Backes	Hickle	Solberg
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So the bill passed and the title was agreed to.

House Bill No. 1160. A Bill for an Act authorizing the creation of mayors' human rights commissions in cities; to provide powers, duties, and operating procedures.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays, 13; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Giffey	Lang	Raymond
Atkinson	Glaspey	Larson, G.	Rivinius
Austin	Grant	Larson, L.	Rocheleau
Backes	Gronneberg	Laughlin	Rolfsrud
Boustead	Gunderson	Linderman	Rundle
Boyum	Halcrow	Livingston	Sandness
Brekke	Haman	Lundene	Shablow
Bunker	Haugland	McGauvran	Solberg
DeGroot	Hausauer, R.	McGeehan	Stone
DeKrey	Henning	Mertens	Streibel
Dick	Herman	Meyer	Strinden
Dornacker	Hildebrand	Miedema	Tweten
Dotzenrod	Hilleboe	Miller, B.	Ulvedal
Eagles	Hoffner	Miller, E.	Wagner
Erickson, K.	Jacobson	Moore	Walsh
Erickson, W.	Johnson, H.	Mushik	Weber
Fleming	Johnson, K.	Olienyk	Welder
Gackle	Kieffer	Opedahl	Wilkie
Ganser	Kingsbury	Patrick	Winge

Gengler	Knudson	Raile	Mr. Speaker
Gerl			
Those voting in the negative were:			
Berg	Lee	Peterson, J.	Rice
Hausauer, A.	Metzger	Peterson, R.	Stoltenow
Hentges	Murphy	Reimers	White
Jenkins			
Absent and not voting:			
Henry	Hensrud	Hickle	Thorsgard

So the bill passed and the title was agreed to.

MOTION

Rep. K. Johnson moved that House Bill No. 1215 be laid over one legislative day, which motion prevailed.

House Bill No. 1242. A Bill for an Act requiring the use of a caboose on certain freight trains and providing penalties for violation thereof.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 53; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Giffey	Johnson, H.	Mushik
Austin	Glaspey	Kieffer	Opedahl
Backes	Grant	Laughlin	Patrick
Bunker	Gronneberg	Linderman	Peterson, J.
DeGroot	Gunderson	Livingston	Rocheleau
Dotzenrod	Haman	Lundene	Shablow
Erickson, K.	Haugland	McGauvran	Solberg
Erickson, W.	Hausauer, R.	McGeehan	Walsh
Fleming	Henry	Mertens	Weber
Gackle	Hildebrand	Miller, B.	Wilkie
Gengler	Hoffner	Miller, E.	Winge
Gerl			

Those voting in the negative were:

Atkinson	Hentges	Metzger	Rundle
Berg	Herman	Meyer	Sandness
Boustead	Hickle	Miedema	Stoltenow
Boyum	Hilleboe	Moore	Stone
Brekke	Jacobson	Murphy	Streibel
DeKrey	Jenkins	Olienyk	Strinden
Dick	Johnson, K.	Peterson, R.	Thorsgard
Dornacker	Kingsbury	Raile	Tweten
Eagles	Knudson	Raymond	Ulvedal
Ganser	Lang	Reimers	Wagner
Halcrow	Larson, G.	Rice	Welder
Hausauer, A.	Larson, L.	Rivinius	White
Henning	Lee	Rolsrud	Mr. Speaker
Hensrud			

So the bill lost.

Rep. White moved that the vote by which House Bill No. 1242 was lost be reconsidered and the motion to reconsider be laid on the table. Which motion prevailed.

House Bill No. 1243. A Bill for an Act to amend and reenact subsection 2 of section 40-22-01 of the North Dakota Century Code, relating to power of municipalities to defray expense of overhead pedestrian bridges by special assessments.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Reimers
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Atkinson	Gronneberg	Larson, L.	Rivinius
Austin	Gunderson	Laughlin	Rocheleau
Backes	Halcrow	Lee	Rolfstrud
Berg	Haman	Linderman	Rundle
Boustead	Haugland	Livingston	Sandness
Boyum	Hausauer, A.	Lundene	Shablow
Brekke	Hausauer, R.	McGauvran	Solberg
Bunker	Henning	McGeehan	Stoltenow
DeGroot	Henry	Mertens	Stone
DeKrey	Hensrud	Metzger	Streibel
Dick	Hentges	Meyer	Strinden
Dornacker	Herman	Miedema	Thorsgard
Dotzenrod	Hickle	Miller, B.	Tweten
Eagles	Hildebrand	Moore	Ulvedal
Erickson, K.	Hilleboe	Mushik	Wagner
Erickson, W.	Hoffner	Olienyk	Walsh
Fleming	Jacobson	Opedahl	Weber
Gackle	Jenkins	Patrick	Welder
Ganser	Johnson, K.	Peterson, J.	White
Gengler	Kieffer	Peterson, R.	Wilkie
Gerl	Kingsbury	Raile	Winge
Giffey	Knudson	Raymond	Mr. Speaker
Glaspey	Lang		

Those voting in the negative were:

Murphy Rice

Absent and not voting:

Johnson, H. Miller, E.

So the bill passed and the title was agreed to.

House Bill No. 1253. A Bill for an Act relating to the payment of life insurance proceeds to trustees whether inter vivos or testamentary.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Larson, L.	Reimers
Atkinson	Gronneberg	Laughlin	Rice
Austin	Gunderson	Lee	Rocheleau
Backes	Halcrow	Linderman	Rolfstrud
Berg	Haman	Livingston	Rundle
Boustead	Haugland	Lundene	Sandness
Boyum	Hausauer, A.	McGauvran	Shablow
Brekke	Hausauer, R.	McGeehan	Solberg
Bunker	Henry	Mertens	Stoltenow
DeGroot	Henning	Metzger	Stone
DeKrey	Hensrud	Meyer	Streibel
Dick	Hentges	Miedema	Strinden
Dornacker	Herman	Miller, B.	Thorsgard
Dotzenrod	Hickle	Miller, E.	Tweten
Eagles	Hildebrand	Moore	Ulvedal
Erickson, K.	Hilleboe	Murphy	Wagner
Erickson, W.	Hoffner	Mushik	Walsh
Fleming	Jacobson	Olienyk	Weber
Gackle	Jenkins	Opedahl	Welder
Ganser	Johnson, H.	Patrick	White
Gengler	Kieffer	Peterson, J.	Wilkie
Gerl	Knudson	Peterson, R.	Winge
Giffey	Lang	Raile	Mr. Speaker
Glaspey	Larson, G.	Raymond	

Absent and not voting:

Johnson, K. Kingsbury Rivinius

So the bill passed and the title was agreed to.

House Bill No. 1270. A Bill for an Act to amend and reenact subsection 2 of section 39-06-07 of the North Dakota Century Code, requiring a birth certificate or other acceptable evidence of birth date with applications for motor vehicle operators' licenses.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 9; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Berg	Haman	Linderman	Rocheleau
Boustead	Haugland	Livingston	Rolfsrud
Boyum	Hausauer, A.	Lundene	Rundle
Bunker	Hausauer, R.	McGauvran	Sandness
DeGroot	Henning	McGeehan	Shablow
Dornacker	Henry	Mertens	Solberg
Dotzenrod	Hensrud	Metzger	Stoltenow
Eagles	Hentges	Meyer	Stone
Erickson, K.	Herman	Miedema	Streibel
Erickson, W.	Hickle	Miller, B.	Strinden
Fleming	Hildebrand	Miller, E.	Thorsgard
Gackle	Hilleboe	Moore	Tweten
Ganser	Hoffner	Mushik	Wagner
Gengler	Jacobson	Olienyk	Walsh
Gerl	Jenkins	Opedahl	Weber
Giffey	Johnson, H.	Patrick	White
Dick	Knudson	Peterson, J.	Wilkie
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker

Those voting in the negative were:

Backes	Kieffer	Murphy	Ulvedal
Brekke	Kingsbury	Peterson, R.	Welder
DeKrey			

Absent and not voting:

Johnson, K.

So the bill passed and the title was agreed to.

House Bill No. 1325. A Bill for an Act to amend and reenact sections 43-12-01, 43-12-02, 43-12-03, 43-12-04, 43-12-05, 43-12-06, 43-12-07, 43-12-08, 43-12-09, 43-12-10, 43-12-11, 43-12-13, 43-12-15, 43-12-16, 43-12-17, 43-12-18, 43-12-21, 43-12-22, and 43-12-24 of the North Dakota Century Code, and to repeal sections 43-12-19 and 43-12-20 of the North Dakota Century Code, all relating to professional nurses, and providing a penalty.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rice
Atkinson	Halcrow	Lee	Rivinius
Austin	Haman	Linderman	Rocheleau
Berg	Haugland	Livingston	Rolfsrud
Boustead	Hausauer, A.	Lundene	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow

Bunker	Henry	Mertens	Solberg
DeGroot	Henryrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Herman	Miedema	Streibel
Dornacker	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gengler	Kingsbury	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker
Gronneberg	Larson, L.	Reimers	

Absent and not voting:

Backes	Gerl	Kieffer
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So the bill passed and the title was agreed to.

House Bill No. 1290. A Bill for Act to create and enact sections 5-01-08.1 and 5-01-08.2 of the North Dakota Century Code, and to amend and reenact sections 5-01-09 and 5-02-06 of the North Dakota Century Code, relating to misrepresentation of age in procuring alcoholic beverages.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Reimers
Atkinson	Halcrow	Lee	Rice
Austin	Haman	Linderman	Rivinius
Berg	Hausauer, A.	Livingston	Rocheleau
Boustead	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
Bunker	Hensrud	Mertens	Solberg
DeGroot	Hentges	Metzger	Stoltenow
DeKrey	Herman	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dornacker	Hildebrand	Miller, B.	Strinden
Dotzenrod	Hilleboe	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Murphy	Ulvedal
Erickson, W.	Jenkins	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	Welder
Gengler	Kingsbury	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker
Gronneberg	Larson, L.		

Those voting in the negative were:

Haugland	Roifsrud
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Absent and not voting:

Backes	Gerl
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So the bill passed and the title was agreed to.

House Bill No. 1330. A Bill for an Act relating to the liabilities for the costs of care and maintenance of students at the state industrial school.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 49; nays, 48; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gerl	Laughlin	Sandness
Atkinson	Grant	Lundene	Shablow
Backes	Gronneberg	Meyer	Solberg
Boustead	Haman	Miedema	Stoltenow
Brekke	Haugland	Miller, E.	Stone
DeGroot	Henning	Mushik	Strinden
DeKrey	Henry	Olienyk	Tweten
Dotzenrod	Jenkins	Patrick	Walsh
Eagles	Johnson, H.	Peterson, J.	White
Erickson, W.	Lang	Peterson, R.	Wilkie
Fleming	Larson, G.	Rice	Winge
Gackle	Larson, L.	Rolfsrud	Mr. Speaker
Gengler			

Those voting in the negative were:

Austin	Hausauer, R.	Knudson	Raile
Berg	Hensrud	Lee	Raymond
Boyum	Hentges	Linderman	Reimers
Bunker	Herman	Livingston	Rivinius
Dornacker	Hickle	McGauvran	Rocheleau
Erickson, K.	Hildebrand	McGeehan	Rundle
Ganser	Hilleboe	Mertens	Streibel
Giffey	Hoffner	Metzger	Thorsgard
Glaspay	Jacobson	Miller, B.	Ulvedal
Gunderson	Johnson, K.	Moore	Wagner
Halcrow	Kieffer	Murphy	Weber
Hausauer, A.	Kingsbury	Opedahl	Welder

Absent and not voting:

Dick

So the bill lost for want of a constitutional majority.

Rep. Hilleboe moved that the vote by which House Bill No. 1330 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1389. A Bill for an Act to amend and reenact section 32-09-02 of the North Dakota Century Code, relating to the maximum wages subject to garnishment.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Backes	Haman	Linderman	Rocheleau
Berg	Haugland	Livingston	Rolfsrud
Boustead	Hausauer, A.	Lundene	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg

DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Herman	Miedema	Streibel
Dornacker	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Gerl	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker
Grant	Larson, G.		

So the bill passed and the title was agreed to.

House Bill No. 1392. A Bill for an Act to create and enact section 59-02-22 of the North Dakota Century Code, relating to the activities of private foundations, charitable trusts, and split-interest trusts.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Reimers
Austin	Halcrow	Laughlin	Rice
Berg	Haman	Lee	Rivinius
Boustead	Haugland	Linderman	Rocheleau
Boyum	Hausauer, A.	Livingston	Rolfsrud
Brekke	Hausauer, R.	Lundene	Rundle
Bunker	Henning	McGauvran	Sandness
DeGroot	Henry	McGeehan	Shablow
DeKrey	Hensrud	Mertens	Stoltenow
Dick	Hentges	Metzger	Stone
Dornacker	Herman	Meyer	Streibel
Dotzenrod	Hickle	Miedema	Thorsgard
Eagles	Hildebrand	Miller, B.	Tweten
Erickson, K.	Hilleboe	Miller, E.	Ulvedal
Erickson, W.	Hoffner	Moore	Wagner
Fleming	Jacobson	Murphy	Walsh
Gackle	Jenkins	Mushik	Weber
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Johnson, K.	Opedahl	White
Gerl	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, R.	Winge
Glaspey	Knudson	Raile	Mr. Speaker
Grant	Lang		

Absent and not voting:

Backes	Peterson, J.	Solberg	Strinden
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So the bill passed and the title was agreed to.

House Bill No. 1468. A Bill for an Act to amend and reenact sections 57-38-09.1 and 57-38-34 of the North Dakota Century Code, relating to the due date for filing tax returns by tax exempt organizations and cooperatives and providing for an effective date.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Reimers
Atkinson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfsrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Twetén
Erickson, W.	Jacobson	Murphy	Ulvedal
Fleming	Jenkins	Mushik	Wagner
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspay	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker
Gronneberg			

Absent and not voting:

Backes

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, February 2, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1151

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 2, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2007

Senate Bill No. 2019

Senate Bill No. 2030

Senate Bill No. 2230

Senate Bill No. 2261

Senate Bill No. 2269

Senate Bill No. 2291

Senate Bill No. 2293

Senate Bill No. 2320

Senate Bill No. 2339

Senate Bill No. 2345

Senate Bill No. 2375

Senate Bill No. 2386

Senate Concurrent Resolution No. 4024

Senate Concurrent Resolution No. 4025

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 2, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1144
Which the President has signed.

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber
Bismarck, February 2, 1971

Mr. President: I have the honor to return:
Senate Concurrent Resolution No. 4026
Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1144

Was delivered to the governor for his approval at the hour of 3:25 o'clock p.m., February 2, 1971.

REP. MIEDEMA, Chairman

Rep. Streibel moved that the House be on the Thirteenth Order, and at the conclusion of the Thirteenth Order, the House stand recessed until 1:00 p.m., Wednesday, February 3, 1971, which motion prevailed.

FIRST READING OF SENATE BILLS
AND A SENATE CONCURRENT RESOLUTION

Senate Bill No. 2223. A Bill for an Act to create and enact section 31-01-07.1 of the North Dakota Century Code relating to the release of medical records on patient approval.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2239. A Bill for an Act to create and enact section 2-05-15.1 of the North Dakota Century Code, relating to bonding requirements of certain air transportation entities.

Which was read the first time and referred to the committee on Transportation.

Senate Bill No. 2240. A Bill for an Act to amend and reenact section 11-15-08 of the North Dakota Century Code, relating to sheriff's commissions.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2241. A Bill for an Act to amend and reenact subsection 21 of section 11-15-07 of the North Dakota Century Code, relating to sheriffs' fees.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2259. A Bill for an Act to amend and reenact sections 40-46-02 and 40-46-26 of the North Dakota Century Code, relating to tax levies for city employees' pension funds and to pay city's share of federal social security plans for employees.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2271. A Bill for an Act to amend and reenact section 40-45-06 of the North Dakota Century Code, relating to the investment of surplus funds of the policemen's pension fund.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2288. A Bill for an Act to provide that every county shall have at least one deputy sheriff or office deputy sheriff.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2313. A Bill for an Act to amend and reenact section 40-20-05 of the North Dakota Century Code, relating to the powers of a chief of police.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2319. A Bill for an Act to transfer certain moneys from the accumulated and undivided profits of the Bank of North Dakota to the general fund of this state.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2326. A Bill for an Act to amend and reenact section 39-04-05 of the North Dakota Century Code relating to motor vehicle registration.

Which was read the first time and referred to the committee on Transportation.

Senate Bill No. 2327. A Bill for an Act to amend and reenact section 39-04-16 of the North Dakota Century Code, relating to penalties for late registration of motor vehicles.

Which was read the first time and referred to the committee on Transportation.

Senate Bill No. 2330. A Bill for an Act to amend and reenact section 39-04A-05 of the North Dakota Century Code, relating to delinquent registration fees.

Which was read the first time and referred to the committee on Transportation.

Senate Bill No. 2355. A Bill for an Act to amend and reenact section 28-32-08 of the North Dakota Century Code, relating to specifications of any issues to be furnished by agency.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Concurrent Resolution No. 4016. A Concurrent Resolution for the amendment of section 183 of the Constitution of the state of North Dakota, relating to the debt limits of political subdivisions.

Which was read the first time and referred to the committee on Political Subdivisions.

The House stood recessed, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

TWENTY-FIFTH DAY AFTER RECESS
AND TWENTY-SIXTH DAY

Bismarck, February 3, 1971

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bier presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1167

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed, and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the amendments to House Bill No. 1016 as recommended by the Committee on Appropriations as printed on page 448 of the House Journal be adopted.

Rep. Wagner moved that the House dispense with the reading of the amendments to House Bill No. 1016, which motion prevailed.

The question then was on the motion of Rep. Reimers to adopt the amendments to House Bill No. 1016, which motion prevailed.

Rep. Reimers moved that the amendments to House Bill No. 1020 as recommended by the Committee on Appropriations as printed on page 448 of the House Journal be adopted, which motion prevailed.

Rep. Rundle moved that the amendments to House Bill No. 1132 as recommended by the Committee on Political Subdivisions as printed on pages 449 and 450 of the House Journal be adopted.

Rep. Rundle moved that the House dispense with the reading of the amendments to House Bill No. 1132, which motion prevailed.

The question then was on the motion of Rep. Rundle to adopt the amendments to House Bill No. 1132, which motion prevailed.

Rep. Rundle moved that the amendments to House Bill No. 1224 as recommended by the Committee on Political Subdivisions as printed on pages 450 and 451 of the House Journal be adopted.

Rep. Rundle moved that the House dispense with the reading of the amendments to House Bill No. 1224, which motion prevailed.

The question then was on the motion of Rep. Rundle to adopt the amendments to House Bill No. 1224, which motion prevailed.

Rep. Bunker moved that the amendments to House Bill No. 1414 as recommended by the Committee on Industry, Business and Labor as printed on page 452 of the House Journal be adopted, which motion prevailed.

RECOGNITION

Rep. Olienyk announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Leo Sticka, and Rep. Sticka was thereupon introduced to the House.

FIRST READING OF A
HOUSE CONCURRENT RESOLUTION

Reps. Hoffner and Streibel introduced:

House Concurrent Resolution No. 3018. A Concurrent Resolution supporting North Dakota's efforts to commemorate the two-hundredth anniversary of the American Revolution.

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

FIRST READING OF A
SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4024. A Concurrent Resolution directing the Legislative Council to arrange for one or more meetings of members of the Legislative Assembly, and representatives of appropriate state departments with members of the United States Congress from this State and representatives of appropriate federal executive departments.

MOTION

Rep. Streibel moved that the rules be suspended, that Senate Concurrent Resolution No. 4024 be not referred to committee, be read in its entirety and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A
SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4024. A Concurrent Resolution directing the Legislative Council to arrange for one or more meetings of members of the Legislative Assembly, and representatives of appropriate state departments with members of the United States Congress from this State and representatives of appropriate federal executive departments.

Was read the second time.

Rep. Streibel moved the adoption of Senate Concurrent Resolution No. 4024.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 91; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Glaspey	Knudson	Raymond
Atkinson	Grant	Lang	Rice
Austin	Gronneberg	Larson, G.	Rivinius
Backes	Gunderson	Larson, L.	Rocheleau
Berg	Halcrow	Laughlin	Rolfsrud
Boustead	Haman	Lee	Rundle
Boyum	Haugland	Linderman	Sandness
Brekke	Hausauer, A.	Livingston	Shablow
Bunker	Hausauer, R.	Lundene	Solberg
DeGroot	Henning	McGauvran	Stoltenow
DeKrey	Henry	Mertens	Stone
Dick	Hensrud	Metzger	Streibel
Dornacker	Hentges	Meyer	Thorsgard
Dotzenrod	Herman	Miedema	Tweten
Eagles	Hickle	Miller, B.	Ulvedal
Erickson, K.	Hildebrand	Miller, E.	Walsh
Erickson, W.	Hilleboe	Murphy	Weber
Fleming	Hoffner	Mushik	Welder
Gackie	Jacobson	Olienyk	White
Ganser	Johnson, H.	Opedahl	Wilkie
Gengler	Johnson, K.	Patrick	Winge
Gerl	Kieffer	Peterson, R.	Mr. Speaker
Giffey	Kingsbury	Raile	

Those voting in the negative were:
Wagner

Absent and not voting:

Jenkins McCore Reimers Strinden
 McGeehan Peterson, J.

So the Senate Concurrent Resolution was declared adopted.

FIRST READING OF A
 SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4025. A Concurrent Resolution providing and designating Senate and House employees and fixing their salaries.

Rep. Boustead requested unanimous consent to suspend the rules for the purpose of amending Senate Concurrent Resolution No. 4025. There being no objection, permission was granted by Speaker Bier.

Rep. Boustead moved that Senate Concurrent Resolution No. 4025 be amended as follows:

On page 4 of the engrossed bill, after line 12, insert the following:
 "Janice M. Holle, stenographer — February 1, 1971..... 22.00"

On page 4, line 33, delete "Ottmar" and insert in lieu thereof "Ottmar"

Which motion prevailed.

Rep. Boustead moved that the rules be suspended and that Senate Concurrent Resolution No. 4025 not be printed as a bill, but be printed in the Journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A
 SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4025. A Concurrent Resolution providing and designating Senate and House employees and fixing their salaries.

Rep. Streibel moved that the House dispense with the reading of Senate Concurrent Resolution No. 4025, which motion prevailed.

Rep. Boustead moved that Senate Concurrent Resolution No. 4025 be adopted.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Larson, L.	Reimers
Atkinson	Gronneberg	Laughlin	Rice
Austin	Gunderson	Lee	Rivinius
Backes	Halcrow	Linderman	Rocheleau
Berg	Haman	Livingston	Rolfsrud
Boustead	Haugland	Lundene	Rundle
Boyum	Hausauer, A.	McGauvran	Sandness
Brekke	Hausauer, R.	McGeehan	Shablow
Bunker	Henning	Mertens	Solberg
DeGroot	Henry	Metzger	Stoltenow
DeKrey	Hensrud	Meyer	Stone
Dick	Hentges	Miedema	Streibel
Dornacker	Herman	Miller, B.	Thorsgard
Dotzenrod	Hickle	Miller, E.	Tweten
Eagles	Hildebrand	Moore	Ulvedal
Erickson, K.	Hoffner	Murphy	Wagner
Erickson, W.	Jacobson	Mushik	Walsh
Fleming	Johnson, H.	Olienyk	Weber
Gackle	Johnson, K.	Opedahl	Welder
Ganser	Kieffer	Patrick	White
Gengler	Kingsbury	Peterson, R.	Wilkie
Gerl	Knudson	Raile	Winge
Giffey	Lang	Raymond	Mr. Speaker
Glaspey	Larson, G.		

Absent and not voting:

Hilleboe Jenkins Peterson, J. Strinden

So the Senate Concurrent Resolution was declared adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1030 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 11, delete the numerals "52,506,235.00" and insert in lieu thereof the numerals "52,587,150.00"

On page 1, line 15, delete the numerals "1,220,150.00" and insert in lieu thereof the numerals "1,401,150.00"

On page 1, line 17, delete the numerals "296" and insert in lieu thereof the numerals "926"

On page 1, line 19, delete the numerals "25,200.00" and insert in lieu thereof the numerals "30,000.00"

On page 1, line 20, delete the numerals "52,506,235.00" and insert in lieu thereof the numerals "52,692,035.00"

On page 1, line 22, delete the numerals "52,401,350.00" and insert in lieu thereof the numerals "52,587,150.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

Line 15 was increased by \$181,000.00 to pay for the 106 teachers this biennium and to provide for additional classroom space. Line 19 was increased \$4800 to raise Indian scholarships.

REP. REIMERS, Chairman

Rep. Olienyk moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1018 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 14, delete the numerals "88,000.00" and insert in lieu thereof the numerals "68,000.00"

On page 1, line 21, delete the numerals "85,000.00" and insert in lieu thereof the numerals "65,000.00"

On page 1, line 22, delete the numerals "88,000.00" and insert in lieu thereof the numerals "68,000.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The purpose of the amendment is to provide for the Department of Accounts and Purchases to aid and assist the Board of Nursing in setting up a better bookkeeping system.

REP. REIMERS, Chairman

Rep. Kingsbury moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1036 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1115 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 23, of the engrossed house bill, delete the following language: "shall be appointed with the consent of the"

On page 1, line 24, delete the following language: "senate, and the board"

On page 2, line 10, delete the following language: "and at the next legislative assembly" and insert in lieu thereof the word "by"

On page 2, line 10, after the word "commission" insert a period "."

On page 2, line 11, delete the following language: "shall submit such name to the senate for confirmation."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1201 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 17, delete the period and add the following language: "provided, however, this section shall not allow any insurer a cause of action against or recovery from the North Dakota state unsatisfied judgment fund."

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Herman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1445 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1482 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Grant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1519 has had the same under consideration and recommends that the same be amended as follows:

On page 2, on line 23, insert ending triple parentheses after the word and period "meetings."

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1097 has had the same under consideration and recommends that the same be amended as follows:

On page 1 delete the word "sections" and insert the word "section"

On page 1, line 1 delete the following "14-05-07.1" and insert in lieu thereof the following "14-05-09.1"

On page 1, line 2 delete the following "and 14-05-09.2"

On page 2 delete all of lines 26 through 35

On page 3 delete all of lines 1 through 6

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1118 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1233 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1311 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Fleming moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The majority of your Committee on Education to whom was referred House Bill No. 1314 has had the same under consideration and recommends that the same do pass.

Rep. R. Peterson
Rep. Eagles
Rep. Fleming
Rep. Haman
Rep. Hildebrand
Rep. Jacobson
Rep. Mushik
Rep. Raymond
Rep. Rice

REP. KNUDSON, Chairman

Rep. R. Peterson moved that the report be adopted.

Mr. Speaker: The minority of your Committee on Education to whom was referred House Bill No. 1314 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Giffey
Rep. A. Hausauer
Rep. G. Larson
Rep. E. Miller
Rep. Stoltenow

REP. KNUDSON, Chairman

Rep. Stoltenow moved that the report of the minority be substituted for that of the majority, which motion prevailed on a division vote.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1319 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 21 after the word "**MARRIAGE**" insert the following language "**AND LICENSE FEE**"

On page 2, line 1 after the period insert the following language "**For the issuance and filing of a marriage license the county judge shall collect the sum of six dollars from the party applying for the license.**"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1341 has had the same under

consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

RECOGNITION

Rep. B. Miller announced that a former Representative was in the chambers, and requested that the House recognize former Rep. L. C. Loerch, and Rep. Loerch was thereupon introduced to the House.

Rep. Dornacker moved that the House reconsider the action by which House Bill No. 1181 was passed, which motion prevailed on a division vote.

SECOND READING OF A HOUSE BILL

House Bill No. 1181. A Bill for an Act to provide for a certificate of full consideration prior to the recordation of certain deeds filed with the office of the county register of deeds.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 40; nays, 56; absent and not voting, 2.

Those voting in the affirmative were:

Backes	Haman	Laughlin	Opedahl
Berg	Haugland	Linderman	Patrick
Boyum	Hensrud	Livingston	Raymond
Bunker	Hildebrand	Lundene	Rocheleau
Eagles	Hoffner	McGeehan	Stone
Fleming	Jacobson	Mertens	Streibel
Gerl	Johnson, H.	Meyer	Strinden
Giffey	Kieffer	Miller, B.	Ulvedal
Grant	Kingsbury	Miller, E.	White
Gronneberg	Larson, L.	Mushik	Winge

Those voting in the negative were:

Anderson	Gengler	Lang	Rolfstrud
Atkinson	Glaspey	Larson, G.	Rundle
Austin	Gunderson	Lee	Sandness
Boustead	Halcrow	McGauvran,	Shablow
Brekke	Hausauer, A.	Metzger	Solberg
DeGroot	Hausauer, R.	Miedema	Stoltenow
DeKrey	Henning	Moore	Thorsgard
Dick	Henry	Murphy	Tweten
Dornacker	Hentges	Olienyk	Wagner
Dotzenrod	Herman	Peterson, R.	Walsh
Erickson, K.	Hickle	Raile	Weber
Erickson, W.	Hilleboe	Reimers	Welder
Gackle	Johnson, K.	Rice	Wilkie
Ganser	Knudson	Rivinius	Mr. Speaker

Absent and not voting:

Jenkins	Peterson, J.
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So the bill lost.

MESSAGE TO THE SENATE

House Chamber
Bismarck, February 3, 1971

Mr. President: I have the honor to return:

Senate Concurrent Resolution No. 4024

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-SIXTH DAY

Bismarck, February 3, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered using sign language by Bradley Christesen of Devils Lake, which prayer was interpreted by Steven Flaten of Park River. Both boys are students of the School for the Deaf at Devils Lake.

Roll was called and all members were present except Reps. Jenkins and J. Peterson.

A quorum was declared by the Speaker.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-fourth Day After Recess and Twenty-fifth Day and recommends that the same be corrected as follows:

Page 458, following line 50 insert the following:

"Rep. White moved that the vote by which House Bill No. 1242 was lost be reconsidered and the motion to reconsider be laid on the table.

"Which motion prevailed."

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Lee moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1380 has had the same under consideration and recommends that the same be amended as follows:

On line 3 delete the period and insert in lieu thereof the following: ", and declaring an emergency."

Following line 15 insert the following new section: **SECTION 2. EMERGENCY.**) This measure is hereby declared to be an emergency measure and shall be in full force and effect from and after the date of its passage and approval.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Raile moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1387 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Patrick requested that his remarks in regard to House Bill No. 1387 be printed in the Journal.

"Mr. Speaker: House Bill No. 1387 was a bill to reinstate the State Hail Insurance Department. I feel that by reinstating this department, it would have been a great help to the farmers who are paying high premiums to protect their investments. In relation to the price the farmer receives for his commodities, it is getting so an average farmer cannot afford hail insurance to protect his investment, and I think the department, if reinstated, would have kept the premiums in line.

"In 1967, the State Hail Department was terminated, and it was said the remaining competition would keep the premiums within reason. That was proven untrue.

"Re-establishment of a hail insurance department to give farmers a fair and equitable rate of insurance should be given serious consideration.

"It is not a matter of whether a hail department could be successful or the technical details of the bill itself.

"The one big obstacle is the sympathy or non-sympathy of the Legislature to re-establish a necessary department.

"Too long has the conservative unconcerned attitude been given to agricultural producers."

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1458 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Boustead requested a roll call vote on the motion to adopt the committee report on House Bill No. 1458.

ROLL CALL

The roll was called and there were ayes, 59; nays, 33; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Halcrow	Lang	Rice
Atkinson	Haman	Larson, G.	Rivinius
Austin	Haugland	Larson, L.	Rundle
Berg	Hausauer, A.	Lee	Sandness
Boustead	Hausauer, R.	Livingston	Stoltenow
Boyum	Henning	McGeehan	Stone
Brekke	Hensrud	Metzger	Streibel
Bunker	Hentges	Meyer	Strinden
DeKrey	Herman	Moore	Thorsgard
Dick	Hildebrand	Murphy	Ulvedal
Dornacker	Hilleboe	Olienyk	Wagner
Gackle	Jacobson	Peterson, J.	Weider
Ganser	Johnson, K.	Peterson, R.	White
Giffey	Kingsbury	Raile	Mr. Speaker
Glaspey	Knudson	Raymond	

Those voting in the negative were:

DeGroot	Henry	McGauvran	Rocheleau
Dotzenrod	Hickle	Mertens	Rolfsrud
Eagles	Hoffner	Miedema	Shablow
Erickson, K.	Johnson, H.	Miller, B.	Solberg
Erickson, W.	Kieffer	Miller, E.	Walsh
Fleming	Laughlin	Mushik	Weber
Gengler	Linderman	Opedahl	Wilkie
Grant	Lundene	Patrick	Winge
Gronneberg			

Absent and not voting:

Backes	Gunderson	Reimers	Tweten
Gerl	Jenkins		

House Bill No. 1458 was indefinitely postponed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1472 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Patrick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1479 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. E. Miller moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1505 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1507 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted.

Rep. Hoffner moved a substitute motion that House Bill No. 1507 be placed on the calendar, which motion failed on a division vote.

The question then was on the motion of Rep. Hentges to adopt the committee report on House Bill No. 1507, which motion prevailed.

House Bill No. 1507 was indefinitely postponed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1513 has had the same under consideration and recommends that the same be returned to the House without recommendation.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1520 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Patrick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1522 has had the same under consideration and recommends that the same be amended as follows:

On page 6, line 14, after the word "institutions" insert the words: "**after receiving approval from the legislative council committee on budget to receive federal funds for specific programs or projects,**"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. McGeehan moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1539 has had the same under consideration and recommends that the same do pass and be referred to the Committee on Appropriations.

REP. HILLEBOE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2107 has had the same under

consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Berg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2120 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2148 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. McGeehan moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2195 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 4004 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1104 has had the same under consideration and recommends that the same be amended as follows:

On page 3 delete all of lines 12 through 35

On page 4 delete all of lines 1 through 11 and insert in lieu thereof the following: "57-55-03. **WHEN TAXES BECOME DUE AND DELINQUENT — PENALTY.**) The tax (((for a trailer))) **imposed in this chapter** shall become due (((upon expiration of fifteen days after such trailer is brought into this state and upon January fifteenth of each year thereafter))) **and payable on January tenth of each year or ten days after such mobile home is purchased or first moved into this state.** If the tax (((on any mobile home or trailer house, or sleeping trailer becomes due between January fifteenth and March seventeenth and, if not paid on or before March seventeenth, it shall become delinquent on the following first day of April, at which time a penalty of two percent of the amount of delinquent tax shall be added. If the tax on any mobile home or trailer house, or sleeping trailer shall become due after March seventeenth, it shall become delinquent on the fifteenth day after it became due and, if not paid on or before that day, shall be subject to a penalty of two percent of the amount of delinquent tax. An additional penalty of one percent of the amount of any delinquent and unpaid tax shall attach on the first day of each calendar month, not including however, the month in which the tax became delinquent. The total penalties shall not exceed ten percent of the amount of tax. Taxes, other than the per capita school tax, may be prorated in three equal installments, if the amount of the tax due is forty dollars or more and upon application of the taxpayer. Upon application for installment payments, the county auditor shall authorize payment of the tax in not to exceed three equal installments, due without penalty, on or before April first, July first, and October first of the year in which the tax becomes due. The penalty provided in this section shall also

apply to installment payments, which shall become delinquent fifteen days after the date said installment was due and payable.)) due for the entire year is paid in full on or before February fifteenth, the county treasurer shall allow a five percent discount. A five percent discount shall also be allowed by the county treasurer if a mobile home is purchased or moved into this state after January tenth of each year if the tax imposed thereon by this chapter is paid in full within ten days after it is purchased or moved into this state. The tax imposed by this chapter may be payable in two equal installments if the amount of the tax due is forty dollars or more. The first installment shall become due on January tenth and shall become delinquent on the first day of March following and, if not paid on or before said date, shall be subject to a penalty of two percent, and on April first following, an additional penalty at the rate of two percent, and on May first following, an additional penalty of two percent, and an additional penalty of two percent on June first following. The second installment shall become due on or before June first and shall become delinquent on the first day of July following and, if the second installment is not paid on or before that date, it shall be subject to a penalty of two percent, and on August first following, an additional penalty of two percent, and on September first following, an additional two percent, and on October first following, an additional two percent."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. DeKrey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1297 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1512 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. DeKrey moved that the report be adopted, which motion prevailed and the report was adopted.

MOTIONS

Rep. Dornacker moved that House Bill No. 1415 and House Bill No. 1199 be returned from the Committee on Finance and Taxation, which motion prevailed.

Rep. Dornacker requested permission to withdraw House Bill No. 1415 and House Bill No. 1199. There being no objections, it was so ordered by the Speaker.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2125 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Welder moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2049 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Weber moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 4008 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Berg moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Dornacker moved that the amendments to House Bill No. 1467 as recommended by the Committee on Finance and Taxation as printed on page 456 of the House Journal be adopted, which motion prevailed.

Rep. Bunker moved that the amendments to House Bill No. 1496 as recommended by the Committee on Finance and Taxation as printed on page 456 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1022. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the state wheat commission.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 69; nays, 25; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Hausauer, A.	Larson, L.	Rivinius
Atkinson	Hausauer, R.	Laughlin	Rocheleau
Austin	Henning	Linderman	Sandness
Berg	Hensrud	McGauvran	Stoltenow
Boustead	Hentges	Mertens	Shablow
Boyum	Herman	Metzger	Solberg
Brekke	Hickle	Miedema	Stone
Bunker	Hildebrand	Miller, B.	Streibel
DeGroot	Hilleboe	Moore	Strinden
DeKrey	Hoffner	Murphy	Thorsgard
Dick	Jacobson	Olienyk	Tweten
Dornacker	Johnson, K.	Opedahl	Ulvedal
Dotzenrod	Kieffer	Peterson, J.	Wagner
Eagles	Kingsbury	Peterson, R.	Weber
Gackle	Knudson	Raile	White
Ganser	Lang	Raymond	Winge
Giffey	Larson, G.	Reimers	Mr. Speaker
Halcrow			

Those voting in the negative were:

Backes	Gronneberg	Livingston	Patrick
Erickson, W.	Gunderson	Lundene	Rice
Fleming	Haman	McGeehan	Rofsrud
Gengler	Henry	Meyer	Rundle
Gerl	Johnson, H.	Miller, E.	Walsh
Glaspay	Lee	Mushik	Wilkie
Grant			

Absent and not voting:

Erickson, K.	Haugland	Jenkins	Welder
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So the bill passed and the title was agreed to.

House Bill No. 1027. A Bill for an Act making an appropriation for salaries and expenses of the governor's council on human resources.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Reimers
Austin	Gunderson	Laughlin	Rice
Backes	Halcrow	Linderman	Rivinius
Berg	Haman	Livingston	Rocheleau
Boustead	Hausauer, A.	Lundene	Rolfstrud
Boyum	Hausauer, R.	McGauvran	Rundle
Brekke	Henning	McGeehan	Sandness
Bunker	Henry	Mertens	Shablow
DeGroot	Hensrud	Metzger	Solberg
DeKrey	Hentges	Meyer	Stoltenow
Dick	Herman	Miedema	Stone
Dornacker	Hickle	Miller, B.	Streibel
Dotzenrod	Hildebrand	Miller, E.	Strinden
Eagles	Hilleboe	Moore	Thorsgard
Erickson, K.	Hoffner	Murphy	Tweten
Erickson, W.	Jacobson	Mushik	Ulvedal
Fleming	Johnson, H.	Olienyk	Wagner
Gackle	Johnson, K.	Opedahl	Walsh
Ganser	Kieffer	Patrick	Weber
Gengler	Kingsbury	Peterson, J.	Wilkie
Gerl	Knudson	Peterson, R.	Winge
Giffey	Lang	Raile	Mr. Speaker
Glaspay			

Those voting in the negative were:

White

Absent and not voting:

Haugland	Jenkins	Lee	Welder
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So the bill passed and the title was agreed to.

House Bill No. 1046. A Bill for an Act to amend and reenact section 15-34.2-17 of the North Dakota Century Code, as contained in section 6 of House Bill No. 1045, relating to release time for religious instruction.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Laughlin	Reimers
Atkinson	Gronneberg	Lee	Rice
Austin	Gunderson	Linderman	Rivinius
Backes	Halcrow	Livingston	Rocheleau
Berg	Haman	Lundene	Rolfstrud
Boustead	Hausauer, A.	McGauvran	Rundle
Boyum	Hausauer, R.	McGeehan	Sandness
Brekke	Henning	Mertens	Shablow
Bunker	Henry	Metzger	Solberg
DeGroot	Hensrud	Meyer	Stoltenow
DeKrey	Hentges	Miedema	Stone
Dick	Herman	Miller, B.	Streibel
Dornacker	Hickle	Miller, E.	Strinden
Dotzenrod	Hildebrand	Moore	Thorsgard
Eagles	Hilleboe	Murphy	Tweten
Erickson, K.	Hoffner	Mushik	Ulvedal
Erickson, W.	Jacobson	Olienyk	Wagner

Fleming	Johnson, H.	Opedahl	Walsh
Gackle	Johnson, K.	Patrick	Weber
Ganser	Kieffer	Peterson, J.	White
Gengler	Knudson	Peterson, R.	Wilkie
Gerl	Lang	Raile	Winge
Giffey	Larson, G.	Raymond	Mr. Speaker
Glaspey	Larson, L.		

Those voting in the negative were:
Kingsbury

Absent and not voting:

Haugland Jenkins Welder
So the bill passed and the title was agreed to.

House Bill No. 1113. A Bill for an Act to provide for the transfer of moneys in the state water commission construction bond guarantee fund to the general fund.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Larson, L.	Raymond
Atkinson	Gronneberg	Laughlin	Reimers
Austin	Gunderson	Lee	Rice
Backes	Halcrow	Linderman	Rivinius
Berg	Haman	Livingston	Rocheleau
Boustead	Hausauer, A.	Lundene	Rolfstrud
Boyum	Hausauer, R.	McGauvran	Rundle
Brekke	Henning	McGeehan	Sandness
Bunker	Henry	Mertens	Shablow
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Herman	Miedema	Streibel
Dornacker	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	White
Gengler	Kingsbury	Peterson, J.	Wilkie
Gerl	Knudson	Peterson, R.	Winge
Giffey	Lang	Raile	Mr. Speaker
Glaspey	Larson, G.		

Absent and not voting:

Haugland Jenkins Solberg Welder

So the bill passed and the title was agreed to.

House Bill No. 1167. A Bill for an Act to amend and reenact subsection 1 of section 6-08-16 of the North Dakota Century Code, relating to the penalty upon conviction for issuance of nonsufficient funds or no account checks.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 93; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius

Backes	Haman	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfstrud
Boustead	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablou
Bunker	Hensrud	Mertens	Stoltenow
DeGroot	Hentges	Metzger	Stone
DeKrey	Herman	Meyer	Streibel
Dick	Hickle	Miedema	Strinden
Dornacker	Hildebrand	Miller, E.	Thorsgard
Dotzenrod	Hilleboe	Miller, E.	Tweten
Eagles	Hoffner	Moore	Ulvedal
Erickson, K.	Jacobson	Murphy	Wagner
Erickson, W.	Johnson, H.	Olienyk	Walsh
Fleming	Johnson, K.	Opedahl	Weber
Gackle	Kieffer	Patrick	Welder
Ganser	Kingsbury	Peterson, J.	White
Gengler	Knudson	Peterson, R.	Wilkie
Giffey	Lang	Raile	Winge
Glaspey	Larson, G.	Raymond	Mr. Speaker
Grant			

Those voting in the negative were:

Gerl Mushik

Absent and not voting:

Haugland Jenkins Solberg

So the bill passed and the title was agreed to.

House Bill No. 1193. A Bill for an Act to amend and reenact sections 14-10-01 and 14-10-02 of the North Dakota Century Code, relating to the definition of a minor and an adult.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 75; nays, 19; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Giffey	Kieffer	Reimers
Atkinson	Glaspey	Knudson	Rivinius
Austin	Grant	Lang	Rocheleau
Backes	Gronneberg	Larson, L.	Shablou
Berg	Halcrow	Laughlin	Stoltenow
Boustead	Haman	Linderman	Stone
Boyum	Haugland	Livingston	Streibel
Brekke	Hausauer, A.	Lundene	Strinden
Bunker	Hausauer, R.	McGauvran	Tweten
DeGroot	Henry	McGeehan	Ulvedal
Dick	Hensrud	Mertens	Wagner
Dornacker	Hentges	Metzger	Walsh
Dotzenrod	Herman	Meyer	Weber
Eagles	Hildebrand	Miller, E.	Welder
Erickson, K.	Hilleboe	Mushik	White
Erickson, W.	Hoffner	Opedahl	Wilkie
Fleming	Jacobson	Patrick	Winge
Gengler	Johnson, H.	Peterson, R.	Mr. Speaker
Gerl	Johnson, K.	Raymond	

Those voting in the negative were:

DeKrey	Hickle	Moore	Rolfstrud
Gackle	Kingsbury	Murphy	Rundle
Ganser	Larson, G.	Olienyk	Sandness
Gunderson	Lee	Peterson, J.	Thorsgard
Henning	Miedema	Rice	

Absent and not voting:

Jenkins Miller, B. Raile Solberg

So the bill passed and the title was agreed to.

Rep. Atkinson moved that the vote by which House Bill No. 1193 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Speaker Bier called Rep. Tweten to the rostrum to preside.

House Bill No. 1357. A Bill for an Act relating to appeals by the state, or any state officer, or state board, or any public corporation, or any municipal corporation, and providing that no undertaking need be given, unless ordered by the supreme court.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Rice
Austin	Halcrow	Laughlin	Rivinius
Backes	Haman	Lee	Rocheleau
Berg	Haugland	Linderman	Rofsrud
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Bunker	Henning	McGauvran	Shablow
DeKrey	Henry	McGeehan	Solberg
Dick	Hensrud	Mertens	Stoltenow
Dornacker	Hentges	Metzger	Stone
Dotzenrod	Herman	Meyer	Streibel
Eagles	Hickle	Miedema	Thorsgard
Erickson, K.	Hildebrand	Miller, B.	Tweten
Erickson, W.	Hilleboe	Miller, E.	Ulvedal
Fleming	Hoffner	Moore	Wagner
Gackle	Jacobson	Murphy	Walsh
Ganser	Johnson, H.	Mushik	Weber
Gengler	Johnson, K.	Olienyk	Welder
Gerl	Kieffer	Opedahl	White
Giffey	Kingsbury	Patrick	Wilkie
Glaspey	Knudson	Peterson, J.	Winge
Grant	Lang	Raile	

Absent and not voting:

Brekke	Jenkins	Reimers	Mr. Speaker
DeGroot	Peterson, R.	Strinden	

So the bill passed and the title was agreed to.

House Bill No. 1384. A Bill for an Act to amend and reenact section 15-53.1-06 of the North Dakota Century Code as contained in House Bill 1045 as approved by the forty-second legislative assembly, relating to school district annexation.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 63; nays, 29; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Glaspey	Larson, G.	Peterson, R.
Atkinson	Grant	Larson, L.	Raile
Austin	Gronneberg	Laughlin	Raymond
Boyum	Gunderson	Lee	Rice
Brekke	Haman	Linderman	Rivinius
Bunker	Haugland	Livingston	Rocheleau
DeGroot	Hausauer, R.	Lundene	Stone
Dick	Henning	McGeehan	Streibel
Dotzenrod	Henry	Mertens	Strinden
Eagles	Hentges	Metzger	Tweten

Erickson, K.	Herman	Meyer	Ulvedal
Fleming	Hildebrand	Miedema	Walsh
Ganser	Hoffner	Miller, E.	White
Gengler	Jacobson	Mushik	Wilkie
Gerl	Kieffer	Opedahl	Winge
Giffey	Knudson	Patrick	

Those voting in the negative were:

Berg	Hickle	Moore	Sandness
Boustead	Johnson, H.	Murphy	Shablow
DeKrey	Johnson, K.	Olienyk	Solberg
Dornacker	Kingsbury	Peterson, J.	Thorsgard
Erickson, W.	Lang	Reimers	Wagner
Gackle	McGauvran	Rolfstrud	Weber
Halcrow	Miller, B.	Rundle	Welder
Hausauer, A.			

Absent and not voting:

Backes	Hilleboe	Stoltenow	Mr. Speaker
Hensrud	Jenkins		

So the bill passed and the title was agreed to.

House Bill No. 1406. A Bill for an Act to amend and reenact section 62-03-02 of the North Dakota Century Code, relating to the sale and use of dynamite.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 71; nays, 20; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Atkinson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Berg	Haugland	Livingston	Rocheleau
Boustead	Hausauer, A.	Lundene	Sandness
Bovum	Hausauer, R.	McGeehan	Solberg
Brekke	Henning	Mertens	Stone
Bunker	Henry	Metzger	Streibel
DeGroot	Hentges	Miedema	Strinden
Dick	Herman	Miller, B.	Tweten
Dornacker	Hildebrand	Miller, E.	Ulvedal
Dotzenrod	Hoffner	Moore	Wagner
Eagles	Jacobson	Mushik	Walsh
Erickson, W.	Kieffer	Olienyk	Weber
Fleming	Kingsbury	Opedahl	White
Ganser	Knudson	Patrick	Wilkie
Gerl	Lang	Raile	Winge
Grant	Larson, G.	Raymond	

Those voting in the negative were:

DeKrey	Glaspey	Linderman	Rolfstrud
Erickson, K.	Gunderson	McGauvran	Rundle
Gackle	Hickle	Meyer	Shablow
Gengler	Johnson, H.	Murphy	Thorsgard
Giffey	Johnson, K.	Peterson, J.	Welder

Absent and not voting:

Backes	Hilleboe	Peterson, R.	Mr. Speaker
Hensrud	Jenkins	Stoltenow	

So the bill passed and the title was agreed to.

House Bill No. 1424. A Bill for an Act to provide for the determination of the fair market rental value of certain properties, and to amend and reenact subsection 4 of section 49-01-01 of the North Dakota Century Code, relating to the definition of rate.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 52; nays, 42; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Glaspey	Kieffer	Mushik
Austin	Grant	Kingsbury	Opedahl
Backes	Gronneberg	Knudson	Patrick
Berg	Gunderson	Laughlin	Rocheleau
DeGroot	Halcrow	Linderman	Rolfstrud
DeKrey	Haman	Livingston	Rundle
Dotzenrod	Haugland	Lundene	Sandness
Erickson, K.	Henry	McGauvran	Shablow
Erickson, W.	Hensrud	McGeehan	Solberg
Fleming	Hildebrand	Mertens	Walsh
Gengler	Hoffner	Meyer	Weber
Gerl	Jacobson	Miller, B.	Wilkie
Giffey	Johnson, H.	Miller, E.	Winge

Those voting in the negative were:

Atkinson	Hausauer, R.	Miedema	Stoltenow
Boustead	Henning	Moore	Stone
Boyum	Hentges	Murphy	Streibel
Brekke	Herman	Peterson, J.	Strinden
Bunker	Hickle	Peterson, R.	Thorsgard
Dick	Johnson, K.	Raile	Twetén
Dornacker	Lang	Raymond	Ulvedal
Eagles	Larson, G.	Reimers	Wagner
Gackle	Larson, L.	Rice	Welder
Ganser	Lee	Rivinius	White
Hausauer, A.	Metzger		

Absent and not voting:

Hilleboe	Jenkins	Olienyk	Mr. Speaker
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So the bill passed and the title was agreed to.

Rep. Kingsbury moved that the vote by which House Bill No. 1424 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed on a division vote.

SECOND READING OF A SENATE BILL

Senate Bill No. 2199. A Bill for an Act to amend and reenact section 27-08-08 of the North Dakota Century Code, relating to the salaries of judges of county courts of increased jurisdiction.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 12; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Reimers
Atkinson	Gunderson	Lee	Rice
Austin	Halcrow	Linderman	Rivinius
Backes	Haman	Livingston	Rocheleau
Berg	Haugland	Lundene	Rundle
Boustead	Hausauer, A.	McGauvran	Sandness
Boyum	Hausauer, R.	McGeehan	Stoltenow
Brekke	Henning	Mertens	Stone
Bunker	Henry	Metzger	Streibel
DeGroot	Hensrud	Meyer	Strinden
Dick	Hentges	Miedema	Thorsgard
Dornacker	Herman	Miller, B.	Twetén
Dotzenrod	Hildebrand	Moore	Ulvedal
Eagles	Hilleboe	Murphy	Wagner
Erickson, K.	Hoffner	Mushik	Walsh

Fleming	Jacobson	Olienyk	Weber
Gackle	Kieffer	Opedahl	Welder
Ganser	Knudson	Patrick	White
Gengler	Lang	Peterson, J.	Winge
Gerl	Larson, G.	Raile	Mr. Speaker
Grant	Larson, L.	Raymond	

Those voting in the negative were:

DeKrey	Glaspey	Johnson, K.	Rolfsrud
Erickson, W.	Hickle	Kingsbury	Shablow
Giffey	Johnson, H.	Miller, E.	Wilkie

Absent and not voting:

Jenkins	Peterson, R.	Solberg
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So the bill passed and the title was agreed to.

Speaker Bier returned to the Chair to preside.

SECOND READING OF HOUSE BILLS

House Bill No. 1428. A Bill for an Act to amend and reenact section 7-04-23 of the North Dakota Century Code, relating to the destruction of records of savings and loan associations.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Reimers
Backes	Halcrow	Laughlin	Rice
Berg	Haman	Lee	Rivinius
Boustead	Haugland	Linderman	Rocheleau
Boyum	Hausauer, A.	Livingston	Rolfsrud
Brekke	Hausauer, R.	Lundene	Rundle
Bunker	Henning	McGauvran	Sandness
DeGroot	Henry	Mertens	Shablow
DeKrey	Hensrud	Metzger	Stoltenow
Dick	Hentges	Meyer	Stone
Dornacker	Herman	Miedema	Streibel
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hilleboe	Moore	Ulvedal
Erickson, W.	Hoffner	Murphy	Wagner
Fleming	Jacobson	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant			

Absent and not voting:

Anderson	McGeehan	Solberg	Strinden
Jenkins			

So the bill passed and the title was agreed to.

House Bill No. 1461. A Bill for an Act to amend and reenact section 14-06-02 of the North Dakota Century Code, relating to temporary maintenance and counsel fees in action for separation.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 7; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Lang	Peterson, R.
Atkinson	Gronneberg	Larson, G.	Raile
Austin	Gunderson	Larson, L.	Raymond
Backes	Halcrow	Laughlin	Reimers
Berg	Haman	Lee	Rivinius
Boustead	Haugland	Linderman	Rocheleau
Boyum	Hausauer, A.	Livingston	Rolfsrud
Brekke	Hausauer, R.	Lundene	Rundle
Bunker	Henning	McGauvran	Sandness
DeGroot	Henry	McGeehan	Stone
DeKrey	Hensrud	Mertens	Streibel
Dick	Hentges	Metzger	Thorsgard
Dornacker	Herman	Meyer	Tweten
Dotzenrod	Hickle	Miedema	Ulvedal
Eagles	Hilleboe	Miller, B.	Wagner
Erickson, K.	Hoffner	Miller, E.	Walsh
Erickson, W.	Jacobson	Moore	Weber
Fleming	Johnson, H.	Murphy	Welder
Gackle	Johnson, K.	Mushik	White
Ganser	Kieffer	Olienyk	Wilkie
Giffey	Kingsbury	Opedahl	Winge
Glaspey	Knudson	Patrick	Mr. Speaker

Those voting in the negative were:

Gengler	Hildebrand	Rice	Stoltenow
Gerl	Peterson, J.	Shablow	

Absent and not voting:

Jenkins	Solberg	Strinden
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So the bill passed and the title was agreed to.

House Bill No. 1462. A Bill for an Act to amend and reenact section 27-05.1-09 of the North Dakota Century Code, relating to time and place of hearing on petition.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Larson, L.	Raymond
Atkinson	Gronneberg	Laughlin	Reimers
Austin	Gunderson	Lee	Rice
Backes	Halcrow	Linderman	Rivinius
Berg	Haman	Livingston	Rocheleau
Boustead	Haugland	Lundene	Rundle
Boyum	Hausauer, A.	McGauvran	Sandness
Brekke	Hausauer, R.	McGeehan	Shablow
Bunker	Henning	Mertens	Stoltenow
DeGroot	Henry	Metzger	Stone
DeKrey	Hensrud	Meyer	Streibel
Dick	Hentges	Miedema	Strinden
Dornacker	Herman	Miller, B.	Thorsgard
Dotzenrod	Hildebrand	Miller, E.	Tweten
Eagles	Hilleboe	Moore	Ulvedal
Erickson, K.	Hoffner	Murphy	Wagner
Erickson, W.	Jacobson	Mushik	Walsh
Fleming	Johnson, H.	Olienyk	Weber
Gackle	Johnson, K.	Opedahl	Welder
Ganser	Kieffer	Patrick	White
Gengler	Kingsbury	Peterson, J.	Wilkie
Gerl	Knudson	Peterson, R.	Winge
Giffey	Lang	Raile	Mr. Speaker
Glaspey	Larson, G.		

Absent and not voting:

Hickle	Jenkins	Rolfsrud	Solberg
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So the bill passed and the title was agreed to.

House Bill No. 1463. A Bill for an Act to repeal section 14-05-19 of the North Dakota Century Code, relating to affirmative proof required.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Grant	Larson, G.	Raymond
Austin	Gronneberg	Larson, L.	Reimers
Backes	Gunderson	Laughlin	Rice
Berg	Haman	Lee	Rivinius
Boustead	Haugland	Linderman	Rocheleau
Boyum	Hausauer, A.	Livingston	Rolfsrud
Brekke	Hausauer, R.	Lundene	Sandness
Bunker	Henning	McGauvran	Shablow
DeGroot	Henry	McGeehan	Stoltenow
DeKrey	Hensrud	Mertens	Stone
Dick	Hentges	Metzger	Streibel
Dornacker	Herman	Meyer	Thorsgard
Dotzenrod	Hickle	Miedema	Tweten
Eagles	Hildebrand	Miller, B.	Ulvedal
Erickson, K.	Hilleboe	Miller, E.	Wagner
Erickson, W.	Hoffner	Moore	Walsh
Fleming	Jacobson	Murphy	Weber
Gackle	Johnson, H.	Mushik	Welder
Ganser	Johnson, K.	Olienyk	White
Gengler	Kieffer	Opedahl	Wilkie
Gerl	Kingsbury	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker
Glaspey	Lang	Raile	

Those voting in the negative were:

Anderson	Patrick	Rundle
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Absent and not voting:

Halcrow	Jenkins	Solberg	Strinden
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So the bill passed and the title was agreed to.

House Bill No. 1464. A Bill for an Act to provide for the transfer of a criminal case for trial to any county within a judicial district to insure the right of a speedy trial by jury; and declaring an emergency.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 79; nays, 17; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Reimers
Austin	Haugland	Laughlin	Rivinius
Berg	Hausauer, A.	Lee	Rocheleau
Boustead	Hausauer, R.	Linderman	Rolfsrud
Boyum	Henning	Livingston	Sandness
Bunker	Henry	Lundene	Stoltenow
DeGroot	Hensrud	McGeehan	Stone
DeKrey	Hentges	Metzger	Streibel
Dick	Herman	Meyer	Strinden
Dornacker	Hickle	Miedema	Thorsgard
Dotzenrod	Hilleboe	Miller, B.	Tweten
Eagles	Hoffner	Moore	Ulvedal
Erickson, K.	Jacobson	Murphy	Wagner

Erickson, W.	Johnson, H.	Mushik	Walsh
Ganser	Johnson, K.	Olienyk	Weber
Gerl	Kieffer	Opedahl	White
Giffey	Kingsbury	Patrick	Winge
Glaspey	Knudson	Peterson, R.	Mr. Speaker
Grant	Lang	Raile	

Those voting in the negative were:

Backes	Haman	Miller, E.	Shablow
Brekke	Hildebrand	Peterson, J.	Solberg
Fleming	McGauvran	Rice	Welder
Gackle	Mertens	Rundle	Wilkie
Gengler			

Absent and not voting:

Halcrow	Jenkins
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So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 1465. A Bill for an Act to amend and reenact section 14-05-23 of the North Dakota Century Code, relating to temporary alimony and suit money.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Reimers
Atkinson	Halcrow	Lee	Rice
Austin	Haman	Linderman	Rivinius
Backes	Haugland	Livingston	Rocheleau
Berg	Hausauer, A.	Lundene	Rolfsrud
Boustead	Hausauer, R.	McGauvran	Rundle
Boyum	Henning	McGeehan	Sandness
Brekke	Henry	Mertens	Shablow
Bunker	Hensrud	Metzger	Solberg
DeGroot	Hentges	Meyer	Stoltenow
DeKrey	Herman	Miedema	Stone
Dick	Hickle	Miller, B.	Streibel
Dornacker	Hildebrand	Miller, E.	Strinden
Dotzenrod	Hilleboe	Moore	Tweten
Eagles	Hoffner	Murphy	Ulvedal
Erickson, K.	Jacobson	Mushik	Wagner
Erickson, W.	Johnson, H.	Olienyk	Walsh
Fleming	Johnson, K.	Opedahl	Weber
Gackle	Kieffer	Patrick	Welder
Ganser	Kingsbury	Peterson, J.	White
Gengler	Knudson	Peterson, R.	Wilkie
Gerl	Lang	Raile	Winge
Giffey	Larson, G.	Raymond	Mr. Speaker
Grant	Larson, L.		

Absent and not voting:

Glaspey	Gronneberg	Jenkins	Thorsgard
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So the bill passed and the title was agreed to.

House Bill No. 1521. A Bill for an Act to provide that county auditors shall reduce certain levies for political subdivisions for monies received for personal property tax replacement.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Reimers

Austin	Gunderson	Laughlin	Rice
Backes	Halcrow	Lee	Rivinius
Berg	Haman	Linderman	Rocheleau
Boustead	Haugland	Livingston	Rolfstrud
Boyum	Hausauer, A.	Lundene	Rundle
Brekke	Hausauer, R.	McGauvran	Sandness
Bunker	Henning	McGeehan	Shablow
DeGroot	Henry	Mertens	Solberg
DeKrey	Hensrud	Metzger	Stoltenow
Dick	Hentges	Meyer	Stone
Dornacker	Herman	Miedema	Streibel
Dotzenrod	Hickle	Miller, B.	Strinden
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hilleboe	Moore	Ulvedal
Erickson, W.	Hoffner	Murphy	Wagner
Fleming	Jacobson	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker

Absent and not voting:

Jenkins Thorsgard

So the bill passed and the title was agreed to.

Rep. K. Johnson requested unanimous consent to suspend the rules for the purpose of amending House Bill No. 1215. There being no objection, permission was granted by Speaker Bier.

Rep. K. Johnson moved that House Bill No. 1215 be amended as follows:

On page 7, line 23, of the engrossed bill, delete the following: "but not limited to"

On page 20, line 28, insert the following "," after the word "occur-
piers"

On page 20, line 33, insert the following "," after the word occur-
piers"

Which motion prevailed.

Rep. K. Johnson moved that the rules be suspended and that House Bill No. 1215 be deemed properly re-engrossed and placed on second reading and final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1215. A Bill for an Act to amend and reenact sections 4-22-02, 4-22-03, 4-22-04, 4-22-06, 4-22-08, 4-22-09, 4-22-10, 4-22-11, 4-22-14, 4-22-16, 4-22-17, 4-22-21, 4-22-22, 4-22-23.1, sub-section 6 of section 4-22-26, sections 4-22-27, 4-22-28, 4-22-29, 4-22-31, 4-22-32, 4-22-37, 4-22-42, 4-22-43, and 4-22-47 of the North Dakota Century Code; and to repeal sections 4-22-07, 4-22-18, 4-22-19, 4-22-20, and 4-22-22.1 of the North Dakota Century Code, relating to the state soil conservation committee and soil districts.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Raymond
Atkinson	Gunderson	Laughlin	Reimers
Austin	Haman	Lee	Rivinius

Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfsrud
Boustead	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
Bunker	Hensrud	Mertens	Solberg
DeGroot	Hentges	Metzger	Stoltenow
DeKrey	Herman	Meyer	Stone
Dick	Hickle	Miller, B.	Streibel
Dornacker	Hildebrand	Miller, E.	Strinden
Dotzenrod	Hilleboe	Moore	Thorsgard
Eagles	Hoffner	Murphy	Tweten
Erickson, K.	Jacobson	Mushik	Wagner
Erickson, W.	Johnson, H.	Olienyk	Walsh
Fleming	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant	Larson, G.		

Those voting in the negative were:

Gackle	Rice	Ulvedal	Welder
Halcrow			

Absent and not voting:

Ganser	Jenkins	Miedema
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So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, February 3, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2036
 Senate Bill No. 2181
 Senate Bill No. 2217
 Senate Bill No. 2226
 Senate Bill No. 2254
 Senate Bill No. 2268
 Senate Bill No. 2270
 Senate Bill No. 2294
 Senate Bill No. 2296
 Senate Bill No. 2297
 Senate Bill No. 2299
 Senate Bill No. 2309
 Senate Bill No. 2317
 Senate Bill No. 2334
 Senate Bill No. 2348
 Senate Bill No. 2368
 Senate Bill No. 2387
 Senate Bill No. 2406

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 3, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1003
 House Bill No. 1006
 House Bill No. 1012
 House Bill No. 1015
 House Bill No. 1028
 House Bill No. 1062

House Bill No. 1081
 House Bill No. 1089
 House Bill No. 1249
 House Bill No. 1252
 House Bill No. 1268
 House Bill No. 1287
 House Bill No. 1308
 House Bill No. 1359
 House Bill No. 1365

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, February 3, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2058
 Senate Bill No. 2087

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, February 3, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2041

Which the House has failed to pass.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House be on the Thirteenth Order, and at the conclusion of the Thirteenth Order the House stand recessed until 1:00 p.m., Thursday, February 4, 1971, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2007. A Bill for an Act to appropriate money for the expenses of the executive department of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriations shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided herein.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2019. A Bill for an Act making an appropriation to the state board of public school education for the administration and supervision of grants for vocational agriculture, vocational home economics, office and distributive education, trade and industrial education, manpower development and training, rural area redevelopment, work study, local directors, state advisory council for vocational education, special needs programs, disadvantaged persons program, handicapped persons program, cooperative education, exemplary, research and educational professional development.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2030. A Bill for an Act making an appropriation to the state outdoor recreation agency for funding the planning, acquisition and development of outdoor recreation agencies and activities.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2230. A Bill for an Act to create and enact Chapter 29-10.1 of the North Dakota Century Code, relating to the Grand Jury, its termination, powers, duties, functions, and activities; providing for criminal contempt of court; and to repeal Chapter 29-10,

Sections 29-09-08, 29-09-09, 29-09-10, 29-09-11, Subdivisions c, d, and g of Subsection 2 of Section 29-14-04 of the North Dakota Century Code.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2261. A Bill for an Act to create and enact Chapter 40-35.1 of the North Dakota Century Code, authorizing the issuance of Reserve Revenue Bonds, and prescribing procedures with respect thereto and the security for payment thereof.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2269. A Bill for an Act to amend and reenact section 38-08-09.7 of the North Dakota Century Code, relating to the liability for expenses in unitized oil and gas fields.

Which was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 2291. A Bill for an Act to amend and reenact section 57-02-34 of the North Dakota Century Code to change the time for the assessor to make the assessment.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2293. A Bill for an Act to amend and reenact section 40-51.2-06, subsection 3 of 40-51.2-07 and section 40-51.2-16 of the North Dakota Century Code, relating to effective date of an annexation.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2320. A Bill for an Act to provide a method of random selection of jurors, prescribing the qualifications, duties and compensation of jurors, and constituting the Uniform Jury Selection and Service Act; and to repeal chapter 27-09 of the North Dakota Century Code.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2339. A Bill for an Act to amend and reenact section 60-02-11 of the North Dakota Century Code, relating to contents of scale tickets.

Which was read the first time and referred to the committee on Agriculture.

Senate Bill No. 2345. A Bill for an Act to amend and reenact section 60-03-02 of the North Dakota Century Code, providing for a fee for a grain or hay buyer.

Which was read the first time and referred to the committee on Agriculture.

Senate Bill No. 2375. A Bill for an Act to create and enact a nurseries and nursery stock chapter of the North Dakota Century Code, to repeal chapter 4-20 of the North Dakota Century Code, relating to nurseries and nursery stock, and providing a penalty.

Which was read the first time and referred to the committee on Agriculture.

Senate Bill No. 2386. A Bill for an Act to amend and reenact section 57-15-06.3 of the North Dakota Century Code relating to farm to market roads.

Which was read the first time and referred to the committee on Transportation.

The House stood recessed pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

TWENTY-SIXTH DAY AFTER RECESS
AND TWENTY-SEVENTH DAY

Bismarck, February 4, 1971

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bier presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1016
House Bill No. 1020
House Bill No. 1132
House Bill No. 1224
House Bill No. 1414
House Bill No. 1467
House Bill No. 1496

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed, and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the amendments to House Bill No. 1018 as recommended by the Committee on Appropriations as printed on page 470 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to House Bill No. 1030 as recommended by the Committee on Appropriations as printed on page 470 of the House Journal be adopted.

Rep. Reimers moved that the House dispense with the reading of the amendments to House Bill No. 1030, which motion prevailed.

The question then was on the motion of Rep. Reimers to adopt the amendments to House Bill No. 1030, which motion prevailed.

Rep. Atkinson moved that the amendments to House Bill No. 1097 as recommended by the Committee on Judiciary as printed on page 471 of the House Journal be adopted, which motion prevailed.

Rep. Bunker moved that the amendments to House Bill No. 1115 as recommended by the Committee on Industry, Business and Labor as printed on pages 470 and 471 of the House Journal be adopted, which motion prevailed.

Rep. Bunker moved that the amendments to House Bill No. 1201 as recommended by the Committee on Industry, Business and Labor as printed on page 470 of the House Journal be adopted, which motion prevailed.

Rep. Atkinson moved that the amendments to House Bill No. 1319 as recommended by the Committee on Judiciary as printed on page 472 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Atkinson moved to have House Bill No. 1379 and House Bill

No. 1400 returned from the Committee on Judiciary, which motion prevailed.

Rep. Atkinson requested permission to withdraw House Bill No. 1379 and House Bill No. 1400. There being no objection, it was so ordered by the Speaker.

CONSIDERATION OF AN AMENDMENT

Rep. Bunker moved that the amendment to House Bill No. 1519 as recommended by the Committee on Industry, Business and Labor as printed on page 471 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. Dick moved that House Bill No. 1336 be returned to the House from the Committee on Natural Resources, which motion prevailed.

Rep. Dick moved that House Bill No. 1336 be re-referred to the Committee on State and Federal Government, which motion prevailed.

FIRST READING OF A HOUSE RESOLUTION AND A HOUSE CONCURRENT RESOLUTION

Rep. Lundene introduced:

House Concurrent Resolution No. 3019. A Concurrent Resolution requesting a Legislative Council study of the North Dakota court system to determine if the citizens and taxpayers of the state would be benefited by changes in administration and procedures followed by the North Dakota judicial system.

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

Committee on Photography introduced:

House Resolution No. 4. A Resolution to appoint an official photographer for the House of Representatives of the Forty-Second Legislative Assembly of the State of North Dakota.

Was read the first time.

Rep. Herman moved that the rules be suspended and that House Resolution No. 4 be not printed as a bill, be printed in the Journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

PAGE 1

HOUSE RESOLUTION No. 4

Introduced by Committee on Photography

- 1 A resolution to appoint an official photographer for the
- 2 House of Representatives of the Forty-Second Legislative
- 3 Assembly of the State of North Dakota.

4

- 5 WHEREAS, for historical purposes it has been the custom
- 6 of all North Dakota Legislative Assemblies to have composite
- 7 group pictures made of all members of such assemblies; and

8

- 9 WHEREAS, L. W. Naegle's Studio of Bismarck, North Dakota,
- 10 offers to make a composite group picture of the members of
- 11 the 1971 North Dakota House of Representatives, size thirty-
- 12 eight inches by forty-nine inches, said picture to be framed
- 13 and ready to hang; and one hundred and two, fourteen inches
- 14 by eleven inches, copies of said pictures for each member and
- 15 desk force of the House of Representatives; and two, five
- 16 inches by seven inches, prints of each representative, one
- 17 for the state historical society and one for each member of
- 18 the House of Representatives, at a cost of one thousand five
- 19 hundred and seventy-five dollars;

20

- 21 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE

21a OF

22 REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

23 That L. W. Naegle's Studio of Bismarck, North Dakota,

24 be, and is hereby appointed official photographer for the

PAGE 2

1 North Dakota House of Representatives of the Forty-Second

2 Legislative Assembly;

3 BE IT FURTHER RESOLVED, that L. W. Naegle's Studio of

4 Bismarck, North Dakota, be, and is hereby awarded the sole

5 privilege of photographing members of the House of Represent-

6 atives of the Forty-Second Legislative Assembly, at a cost

7 of one thousand five hundred and seventy-five dollars to be

8 taken out of legislative expenses;

9 BE IT FURTHER RESOLVED, that delivery of the photo-

9a graphs

10 shall be within ninety days after the adjournment of the

11 legislative session.

SECOND READING OF A HOUSE RESOLUTION

House Resolution No. 4. A Resolution to appoint an official photographer for the House of Representatives of the Forty-Second Legislative Assembly of the State of North Dakota.

Was read the second time.

Rep. Herman moved the adoption of House Resolution No. 4.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Backes	Haman	Linderman	Rocheleau
Berg	Haugland	Livingston	Rolfsrud
Boustead	Hausauer, A.	Lundene	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Herman	Miedema	Streibel
Dornacker	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jenkins	Mushik	Wagner
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker

Absent and not voting:

Fleming Jacobson

So the House Resolution was declared adopted.

FIRST READING OF A
HOUSE CONCURRENT RESOLUTION

Reps. Henry and Livingston introduced:

House Concurrent Resolution No. 3021. A Concurrent Resolution requesting a Legislative Council study of the adequacy of various forms of agricultural finance that will be required during the im-

plementation period of the individual farm unit irrigation projects and associated intensive farming in the Garrison Diversion Irrigation Project and in the years thereafter.

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

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1202 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1266 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Gerl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1301 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 5, after the word "boards" insert the following: "and declaring an emergency"

On page 2, following line 16, insert the following new section: "SECTION 2. EMERGENCY.) This measure is hereby declared to be an emergency measure and shall be in full force and effect from and after the date of its passage and approval."

And renumber the pages, lines and sections accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1318 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KNUDSON, Chairman

Rep. Giffey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1373 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 14, after the word "thousand" and before the word "dollars" insert the words "**five hundred**"

On page 1, line 18, place triple parentheses around the word "fifty" and insert in lieu thereof the word "**seventy-five**"

On page 1, line 19, delete the triple parentheses before the word "up"

On page 1, line 20, delete the triple parentheses after the word "valuation"

On page 2, line 10, after the word "thousand" and before the word "dollars" insert the words "**five hundred**"

On page 2, line 10, after the period insert the following: "**The exemption shall be granted only if the statement is filed with the assessor prior to May first each year.**"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1411 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Giffey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1432 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Berg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1433 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Herman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1434 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Welder moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1446 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1450 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2, delete the following language: "section 34-13-11.1."

On page 3, line 22, after the word "commissioner" delete the comma and the following words: ", and such fees must be"

On page 3, line 23, delete everything before the period

On page 7, delete all of lines 25 through 35

On page 8, delete all of lines 1 through 35

On page 9, delete all of lines 1 through 4

On page 9, line 20, delete the following: "34-13-11.1,"

On page 10, delete all of lines 33 through 35

On page 11, delete all of lines 1 through 7

And renumber the sections, pages and lines accordingly.

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1459 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 12, after the word "body" delete the remainder of the line, and insert in lieu thereof: "or city attorney of a city in the state of North Dakota."

On page 1, delete lines 13, 14, and 15

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1460 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. KNUDSON, Chairman

Rep. Hildebrand moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1475 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1483 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1489 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KNUDSON, Chairman

Rep. Rice moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1491 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Giffey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1509 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Hildebrand moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1543 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2121 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 26, delete the triple parentheses before the word "for"

On page 2, line 27, delete the triple parentheses after the word "be" and also delete the triple parentheses before and after the word "twenty-one"

On page 2, line 27, delete the word "once"

On page 2, line 28, delete the following language: "not less than seven";

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2213 has had the same under consideration and recommends that the same be amended as follows:

On page 1, delete all of the language on lines 21 through 24, and insert in lieu thereof the following: "No state-owned property shall be annexed without the written consent of the state agency or department having control thereof."

On page 2, line 1, delete the following language: "agency or department."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1016. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the game and fish department, and to repeal section 20-02-07 of the North Dakota Century Code.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 93; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Lang	Rice
Atkinson	Gronneberg	Larson, L.	Rivinius
Austin	Gunderson	Laughlin	Rocheleau
Backes	Halcrow	Lee	Rolfsrud
Berg	Haman	Linderman	Rundle
Boustead	Haugland	Livingston	Sandness
Boyum	Hausauer, A.	Lundene	Shablow
Brekke	Hausauer, R.	McGauvran	Solberg
Bunker	Henning	McGeehan	Stoltenow
DeGroot	Henry	Mertens	Stone
DeKrey	Hensrud	Metzger	Streibel
Dick	Hentges	Meyer	Strinden
Dornacker	Herman	Miedema	Thorsgard
Dotzenrod	Hickle	Miller, B.	Tweten
Eagles	Hildebrand	Miller, E.	Ulvedal
Erickson, K.	Hilleboe	Moore	Wagner
Erickson, W.	Hoffner	Mushik	Walsh
Fleming	Jacobson	Olienyk	Weber
Gackle	Jenkins	Patrick	Welder
Ganser	Johnson, H.	Peterson, J.	White
Gengler	Johnson, K.	Peterson, R.	Wilkie
Gerl	Kieffer	Raile	Winge
Giffey	Knudson	Raymond	Mr. Speaker
Glaspey			

Those voting in the negative were:

Murphy

Absent and not voting:

Kingsbury	Larson, G.	Opedahl	Riemers
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So the bill passed and the title was agreed to.

House Bill No. 1020. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the bank of North Dakota and of the Judge A. M. Christianson Project.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 85; nays, 13; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Grant	Lang	Peterson, R.
Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Riemers
Backes	Halcrow	Laughlin	Rivinius
Boustead	Haman	Lee	Rocheleau
Boyum	Haugland	Linderman	Rolfsrud
Brekke	Hausauer, R.	Livingston	Sandness
Bunker	Henning	Lundene	Shablow
DeGroot	Henry	McGauvran	Solberg
DeKrey	Hentges	McGeehan	Stoltenow
Dick	Herman	Mertens	Stone
Dornacker	Hickle	Meyer	Streibel
Dotzenrod	Hilleboe	Miedema	Strinden
Eagles	Hoffner	Miller, B.	Thorsgard
Erickson, K.	Jacobson	Miller, E.	Tweten
Erickson, W.	Jenkins	Moore	Wagner
Fleming	Johnson, H.	Mushik	Walsh
Gackle	Johnson, K.	Olienyk	White
Ganser	Kieffer	Opedahl	Wilkie
Gengler	Kingsbury	Patrick	Winge
Gerl	Knudson	Peterson, J.	Mr. Speaker
Glaspey			

Those voting in the negative were:

Berg	Hildebrand	Raile	Ulvedal
Giffey	Metzger	Rice	Weber
Hausauer, A.	Murphy	Rundle	Welder
Hensrud			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-SEVENTH DAY

Bismarck, February 4, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Ira Herzberg, Calvary United Methodist Church, Bismarck.

Roll was called and all members were present.

A quorum was declared by the Speaker.

REVISION AND CORRECTIONS

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the twenty-fifth day after recess and twenty-sixth day and finds the same to be correct.

REP. STONE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Dornacker moved that the amendments to House Bill No. 1104 as recommended by the Committee on Finance and Taxation as printed on pages 477 and 478 of the House Journal be adopted.

Rep. L. Larson moved that the House dispense with the reading of the amendments to House Bill No. 1104, which motion prevailed.

The question then was on the motion of Rep. Dornacker to adopt the amendments to House Bill No. 1104, which motion prevailed.

Rep. Atkinson moved that the amendments to House Bill No. 1380 as recommended by the Committee on Judiciary as printed on page 474 of the House Journal be adopted, which motion prevailed.

Rep. Atkinson moved that the House dispense with the reading of the amendments to House Bill No. 1380, which motion prevailed.

The question then was on the motion of Rep. Atkinson to adopt the amendments to House Bill No. 1380, which motion prevailed.

Rep. Hilleboe moved that the amendments to House Bill No. 1522 as recommended by the Committee on State and Federal Government as printed on page 476 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1080 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. RUNDLE, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1237 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. RUNDLE, Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1244 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1271 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, delete everything after the words "A BILL" and insert in lieu thereof the following: "for an Act to create and enact subsection 20 of section 61-16-11, and to amend and reenact subsection 4 of section 61-16-01, and sections 61-16-12, 61-16-21, 61-16-22, 61-16-23, 61-16-28, 61-16-32, 61-16-33, 61-16-34, and 61-16-35 of the North Dakota Century Code, relating to water management districts, and authorizing such districts to engage in water supply and sewage system projects.

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

SECTION 1. AMENDMENT.) Subsection 4 of section 61-16-01 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

4. The term "project", as used in this chapter, shall mean, and include, any undertaking for water conservation, flood control, **water supply**, watershed improvement and drainage of surface waters, **or collection, processing, and treatment of**

sewage, or any combination thereof, including incidental features of any such undertaking.

SECTION 2.) Subsection 20 of section 61-16-11 of the 1969 Supplement to the North Dakota Century Code is hereby created and enacted to read as follows:

20. **To plan, locate, relocate, construct, reconstruct, modify, extend, improve, operate, maintain, and repair sanitary and storm sewer systems and water supply systems, or combinations thereof, including sewage and water treatment plants; and to contract with the United States government, or any department or agency thereof, or any private or public corporation, the government of this state, or any department, agency, or political subdivision thereof, or any municipality or person with respect to any such systems.**

SECTION 3. AMENDMENT.) Section 61-16-12 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

61-16-12. DISTRICT BUDGET — TAX LEVY — FINANCING BY SPECIAL ASSESSMENT.) When a water management district has been created and the board of commissioners thereof has been organized, the board shall estimate the expenses of the district from the date of its establishment until the end of the ensuing fiscal year and before July first in each year thereafter shall estimate district expenses for the fiscal year ensuing. Estimates of district expenses may include costs of rights-of-way, easements, or other interest in property deemed necessary for the construction, operation, and maintenance of any ((water conservation or flood control)) projects therein. Upon completion and adoption of a budget covering necessary expenses, the board of commissioners shall send a copy of such budget or apportionment thereof to the county auditor of each county in the district. If a district is situated in more than one county, the estimates shall be apportioned to counties affected. Such county auditor shall transmit the same to the board of county commissioners of his county. The board of county commissioners of each county in which the district is situated shall either disapprove the entire budget, amend and approve the budget as amended, or approve the budget as submitted and, if approved as amended or as submitted, by resolution levy, authorize, and direct their county auditor to extend and spread upon the tax roll of his county a tax of not to exceed three mills on each dollar of taxable valuation in the district or part of district situated in the county in the same manner, and with the same effect, as general property taxes are extended and spread. Funds produced each year by such tax levy shall be available until expended, and if such tax levy in any year will not produce sufficient revenue to cover district expenses, a fund sufficient to pay the same may be accumulated. The acquisition of rights-of-way, easements, and the construction, operation, and maintenance of a project in a district may, in the discretion of the board of commissioners, be financed in whole or in part by special assessments against property benefited by such project, or ((the board may provide for the payment of such expenses)) from revenues realized ((in part)) from tax collections ((and in part from such special assessments)), **or from net revenues to be derived from service charges to be imposed and collected for the services of the project, or any combination of such sources.**

If the project is one involving the maintenance of a drain, and it is desired to finance such project in whole or in part by means of special assessments, the levy in any year for such maintenance shall not exceed fifty cents per acre on any agricultural lands benefited by the drain. Agricultural lands which carried the highest assessment when the drain was originally established, or received the most benefits under a reassessment of benefits, may be assessed

the maximum amount of fifty cents per acre. The assessment of other agricultural lands in the district shall be based upon the proportion that the assessment of benefits at the time of construction or at the time of any reassessment of benefits bears to the assessment of the benefits of the agricultural land assessed the full fifty cents per acre. Nonagricultural property shall be assessed such sum in any one year as the ratio of the benefits under the original assessments or any reassessment bears to the assessment of agricultural lands bearing the highest assessment. In case the maximum levy of fifty cents per acre for any year will not produce an amount sufficient to cover the cost of cleaning out and repairing such drain, the board of commissioners may accumulate a fund in an amount not exceeding the sum produced by such maximum permissible levy for two years. In the event the water conservation and flood control district is dissolved, all unexpended assessments collected for the maintenance of the drain shall be returned to the owners of the assessed property by the board of commissioners on a pro rata basis in proportion with the amount originally assessed.

SECTION 4. AMENDMENT.) Section 61-16-21 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

61-16-21. FINANCING PROJECT THROUGH SPECIAL ASSESSMENTS OR PARTLY THROUGH GENERAL TAXES AND PARTLY THROUGH SPECIAL ASSESSMENTS — APPORTIONMENT OF BENEFITS.) The board of commissioners may acquire needed interests in property and provide for the cost of construction, alteration, repair, operation, and maintenance of a (((water conservation or flood control))) project through issuance of (((special assessment))) **improvement** warrants or with funds raised by **special assessments** or a general tax or by a combination of a general property tax and special assessments. Whenever a board of commissioners shall decide to acquire property or interests in property in order to construct, operate, alter, repair, or maintain (((such))) a project with funds raised in whole or in part through special assessments, such assessments shall be apportioned to and spread upon lands or premises benefited by the project in proportion to and in accordance with benefits accruing thereto. The board shall assess the proportion of the cost of the project, or the part of the cost to be financed with funds raised through levy and collection of special assessment taxes which any lot, piece, or parcel of land shall bear in proportion to the benefits accruing thereto and any county, city, (((village))) or township which is benefited thereby.

SECTION 5. AMENDMENT.) Section 61-16-22 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

61-16-22. FINANCING OF SPECIAL IMPROVEMENTS — PROCEDURE.) When it is proposed to finance in whole or in part the construction of a (((water conservation or flood control))) project by issuance of (((special assessment))) warrants or with funds raised through the collection of special assessment taxes levied against lands and premises benefited by construction and maintenance of such project, and after such project is approved by the commission as provided herein and by the board of county commissioners of each of the counties wherein the district lies, the board, by resolution, shall declare that it is necessary to construct and maintain such project therein. Such resolution shall state briefly the nature and purpose of the proposed project, and shall state the time and place within said district where the board will meet to consider any protests to the proposed project, and, under the conditions specified in section 61-16-23, shall include provision for protesting the levy of the general tax provided in section 61-16-35 to be made by the board of county commissioners. Such resolution shall be given by publication thereof once each week for two successive weeks in a

newspaper of general circulation in the district. The hearing shall be held not less than twenty days after the first publication of such resolution. If within twenty days after the first publication of such resolution, the owners of property liable to be specially assessed for the proposed improvement shall file written protest with the secretary of the board, protesting against the improvement, the board at the time set for such hearing shall determine the sufficiency thereof. If the board finds the protests to contain the names of the owners of a majority by taxable value of the land subject to assessment for construction of the proposed project, then the protests shall be a bar against proceeding further with such improvement. If the protests are found to be insufficient or invalid, the board may proceed to determine damages, if any, which will be sustained by owners of affected property and the board may proceed to contract or provide for the construction or maintenance of the project in substantially the manner and according to the forms and procedure provided in title 40 of this Code, and acts amendatory thereof, and supplemental thereto, for the construction of sewers within municipalities. When any district has entered into an agreement pursuant to the provisions of this chapter, under the terms of which the contract for such work is to be let by the United States government or by the state of North Dakota, or by both jointly, the board, after hearing protests and determining to proceed with the improvement, may dispense with the balance of the requirements of this chapter relating to plans for, bids upon, contracts for, construction of, and any other steps leading up to the construction of an improvement by the special assessment method, and the board may proceed to cause assessments to be made as in other cases provided.

SECTION 6. AMENDMENT.) Section 61-16-23 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

61-16-23. RESOLUTION OF BOARD TO INCLUDE PROVISION FOR PROTESTING AND REFUSING AUTHORITY TO MAKE GENERAL TAX LEVY IN CERTAIN CASES — ELECTION TO BE HELD.) In any case in which that part of the cost of a ((water conservation or flood control))) project allocated to a county shall exceed fifty thousand dollars, the resolution of the board of commissioners provided for in section 61-16-22 shall state that any deficiency or probable deficiency in the special ((assessment)) fund for the payment of project warrants of the district shall be forestalled and the ability of the fund to pay principal and interest punctually shall be restored by a general tax levy upon the taxable property in the counties wherein the district lies, as provided in section 61-16-35 unless ten percent of the electors voting for governor in the last general election in that county, by written protest filed with the board of commissioners within twenty days after the first publication of such resolution, object to the payment of any deficiency or probable deficiency in such special assessment fund by such general tax levy.

If such written protests are found by the board of commissioners to carry a sufficient number of signatures, the board by resolution shall thereupon call a special election in the county or counties from which such protests were received for the purpose of having the electors of the county vote upon the question of whether such general tax levy shall be permitted. The date of such election shall be not less than twenty days from the date of the resolution calling for the election. The board shall cause notice of such election to be published once each week for at least two weeks prior to the date thereof in the official newspaper of the county. Such notice shall specify the date, polling hours, and the polling places of such election which shall be the same as for general elections and shall contain a copy of the resolution calling the special election and a statement of the question to be voted upon as it shall appear upon

the ballot. The board shall appoint an inspector, two judges, and two clerks of election for each polling place.

The ballot for such election shall be separate from other ballots used on the same day for other elections, and shall be printed, and shall state the question in substantially the following form:

Shall the board of county commissioners be permitted to levy a general tax on all taxable property in the county to pay any deficiency or probable deficiency that might occur in the project warrant fund of _____ District, (here insert the name of the water ((conservation or flood control))) **management** district) which fund was established by resolution of the commissioners of said district on _____, (here insert date of such resolution.)

YES
NO

Spoiled or blank ballots cast at such election shall not be counted for or against the question voted upon.

If a majority of the votes cast at such election are "Yes" votes, authority to make such a general tax levy shall be deemed approved.

If a majority of the votes cast at such election are "No" votes, authority to make such a general tax levy shall be denied.

The election officials shall be compensated in the manner provided by law for general elections, and the costs of such election shall be borne by the district concerned.

SECTION 7. AMENDMENT.) Section 61-16-28 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

61-16-28. CERTIFICATION OF ASSESSMENTS TO COUNTY AUDITOR.) When a district board of commissioners has by resolution levied, or caused to be levied, special assessments to cover the cost of constructing a ((water conservation or flood control))) project, the board shall determine the rate of interest unpaid special assessments shall bear, which rate shall not exceed seven percent per annum and shall not be less than the warrant rate. Interest on unpaid special assessments shall commence on the date the assessments are finally confirmed by the board. Special assessments may be certified and made payable in equal annual installments, the last of which shall be due and payable not more than thirty years after date of the warrants to be paid. The secretary of the district shall certify to the county auditor of the county in which the district is situated, or if the district embraces lands situated in more than one county, to the county auditor of each county in which district lands subject to such special assessments are situated, the total amount levied against such lands in his county and the proportion or percentage of such amount assessed against each piece, parcel, lot, or tract of land. The secretary of the district shall also file with the county auditor of each county in which district lands lie a statement showing the cost of the project, the part thereof, if any, which will be paid out of general taxes and the part to be financed by special assessments. Funds needed to pay the cost of maintaining a ((water conservation or flood control))) project may be raised in the same manner as funds were raised to meet construction costs. If the project was financed in whole or in part through the use of special assessments, the board of commissioners shall prorate the costs of maintaining projects in the same proportion as were the original costs of construction or, in the event a reassessment of benefits has been adopted, the costs shall be prorated in accordance with the reassessment of benefits as authorized by section 61-16-26.1.

SECTION 8. AMENDMENT.) Section 61-16-32 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

61-16-32. WARRANTS — ISSUANCE — WHEN PAYABLE — AMOUNTS — INTEREST — INTEREST COUPONS.) A water ((conservation and flood control)) **management** district may, at any time after entering into a contract for a ((water conservation or flood control)) project to be financed in whole or in part by special assessments, ((and in anticipation of the levy of such assessments and taxes, if any,)) issue **temporary and definitive** warrants on the project fund, created for that purpose, **in the manner and subject to the limitations prescribed in section 40-24-19, and may pledge to the payment of warrants issued to finance a sewer or water project the net revenues derived from the imposition of service charges to be imposed and collected with respect thereto as provided in section 40-22-16** payable at specified times, except that the first maturity date of any such warrant shall not be less than two years from the date of issuance. The warrants shall be issued in such amounts as in the judgment of the district's board of commissioners will be necessary ((after the taxes and assessments have been levied and spread)) for such project. Such warrants shall bear interest at a rate of not to exceed seven percent per annum, payable annually or semiannually. Coupons evidencing the interest for each year or half year, as the case may be, may be attached to the warrants ((payable in whole or in part out of special assessments)). **The warrants** shall state upon the face thereof the purpose for which issued and the project fund from which they are payable and shall be signed by the chairman of the board of commissioners and countersigned by the secretary of the district. ((Such warrants shall be in denominations of not more than one thousand dollars each.)) Such warrants shall be payable serially in such amounts as the board shall determine, extending over a period of not more than thirty years.

SECTION 9. AMENDMENT.) Section 61-16-33 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

61-16-33. WARRANTS MAY BE USED IN MAKING PAYMENTS ON CONTRACT — WARRANTS PAYABLE OUT OF FUND ON WHICH DRAWN — MAY BE USED TO PAY SPECIAL ASSESSMENTS.) ((Special assessment)) **Improvement** warrants ((, including warrants payable in whole or in part out of special assessments,)) may be used in making payments on contracts for construction of the project for which the special assessment fund was created, or may be sold for cash at not less than **ninety-eight percent of par** and accrued interest, and the proceeds thereof, less accrued interest, shall be credited to the construction account of such fund and shall be used exclusively to pay such contracts and construction costs. Any balance remaining in any construction account after completion of a project shall be transferred to the sinking fund account of the assessment fund. The treasurer of the district shall pay special assessment warrants and ((the)) **any** interest coupons attached thereto as they mature and are presented for payment out of the fund on which they are drawn and shall cancel the warrants and **any** coupons when paid.

SECTION 10. AMENDMENT.) Section 61-16-34 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

61-16-34. REFUNDING SPECIAL ASSESSMENT WARRANTS — PURPOSES FOR WHICH SUCH WARRANTS MAY BE ISSUED — PAYMENT OF WARRANTS.) Any water conservation and flood control district having outstanding special assessment warrants, payable in whole or in part out of collections from special assessments, which are past due or which are redeemable, either at the option of the district or with the consent of the warrant holders, may issue refunding special assessment warrants **or bonds** if there is not sufficient money in the project fund against which such warrants are

drawn to pay the same. The issuance of refunding warrants or bonds shall be authorized by resolution of the board of commissioners. Such resolution shall describe the warrants to be refunded and the amount and maturity thereof. Such refunding warrants may be issued for any of the following purposes:

1. To extend the maturities of warrants payable in whole or in part by special assessments.
2. To reduce the interest on such warrants.
3. To equalize the general property tax which the ((district)) county or counties may be, or may become obligated to levy in order to cover deficiencies in the fund against which warrants were issued.

Refunding warrants or bonds shall bear such date, be in such denominations, and shall mature serially within such time, not exceeding ((twenty)) thirty years from date of issue, as the board of commissioners shall determine. The average rate of interest on such warrants shall not exceed the average rate of interest on refunded warrants.

The treasurer of the district shall pay special assessment warrants, and the interest coupons attached thereto, as they mature and are presented for payment out of the fund against which they are drawn and shall cancel the warrants when paid.

Any deficiency in any fund created for the payment of district warrants payable in whole or in part out of collections of special assessment taxes shall be the obligation of the district.

SECTION 11. AMENDMENT.) Section 61-16-35 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

61-16-35. FINANCIAL REPORTS — LIABILITY FOR DEFICIENCIES.) On the first Monday of each month the district treasurer shall report to the board of commissioners in writing the amount of money in the treasury, the receipts, if any, in the preceding month and the amount and items of expenditure during that month. Such report shall be verified and filed with the secretary of the district. A verified copy of such report shall also be filed in the office of the county auditor of each county in which the district lies and shall be open to public inspection.

During the month of June of each year the board of commissioners shall prepare a complete statement of the condition of the finances of each district and shall cause the same to be filed with the county auditor of each county in which the district lies on or before July first next following. Such statement shall show separately and in detail the condition and resources of each and every assessment fund for the payment of project warrants of the district, including the amount of any anticipated deficit and the apportionment thereof. At its July meeting next following the filing of such statement of condition of any water conservation and flood control district, the county board shall examine such statement and make inquiry regarding same to determine whether or not the district has defaulted or may soon default on payment of its financial obligations as the same become due.

Whenever all special assessments, taxes, or other receipts, if any, appropriated and theretofore collected for a project are insufficient to pay the special assessment warrants issued against such project, with interest, the board of county commissioners of each of the counties wherein the district lies ((, upon the maturity of the last special assessment warrant,)) shall advance to the district project warrant fund an amount sufficient to pay the deficiency attributable to benefited property in each such county. If it appears to the county board at any time ((prior to the maturity of the last special assessment project warrant)) that a deficiency exists or is likely to occur within one year in such project warrant fund for the payment

of principal or interest due or to become due on such warrants, the board of county commissioners of each of the counties wherein the district lies in order to forestall imminent deficiency in such fund or to promptly restore the ability of such fund to pay principal and interest punctually as the same become due shall advance to such project fund the amount necessary to cover the (((deficiency or))) anticipated deficiency attributable to benefited property in such county. In order to make such advances, the board of county commissioners of each of the counties shall levy a general tax upon the taxable property in the county, and may issue certificates of indebtedness against levies so made, or shall pay such advances from its general fund. Advances made by the county or counties shall be obligations of the district to be met out of any surplus in the district project warrant fund, and future district budgets and tax levies for the district after provision has been made for necessary current expenses. No tax limitation provided by any statute of this state shall apply to tax levies made by any county for the purpose of making any advances in accordance with the provisions of this section provided that a board of county commissioners shall not levy the general tax herein provided if the electors in any county wherein the district lies have refused, pursuant to the election provided for in section 61-16-23, to permit such levy to be made."

And renumber the lines, sections, and pages accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1280 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1293 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1353 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Gerl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1369 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. A. Hausauer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1376 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1391 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Jacobson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1320 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Miller moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1419 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. RUNDLE, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1421 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. E. Miller moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1427 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Vice-Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1451 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1500 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGLAND, Chairman

Rep. Patrick moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. R. Peterson requested a recorded roll call vote on the motion of Rep. Patrick to adopt the committee report on House Bill No. 1500.

ROLL CALL

The roll was called and there were ayes, 83; nays, 15; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Gunderson	Lee	Riemers
Atkinson	Halcrow	Linderman	Rice
Austin	Haman	Livingston	Rivinius
Backes	Haugland	Lundene	Rocheleau
Berg	Hausauer, A.	McGauvran	Rolfsrud

Brekke	Hausauer, R.	McGeehan	Rundle
DeGroot	Henning	Mertens	Sandness
DeKrey	Henry	Metzger	Shablow
Dick	Hentges	Meyer	Solberg
Dornacker	Hickle	Miedema	Stoltenow
Dotzenrod	Hildebrand	Miller, B.	Streibel
Erickson, K.	Hoffner	Miller, E.	Thorsgard
Erickson, W.	Jacobson	Moore	Tweten
Gackle	Johnson, H.	Murphy	Ulvedal
Ganser	Johnson, K.	Mushik	Walsh
Gengler	Kieffer	Olienyk	Weber
Gerl	Kingsbury	Opedahl	Welder
Giffey	Knudson	Patrick	Wilkie
Glaspey	Lang	Peterson, J.	Winge
Grant	Larson, G.	Raile	Mr. Speaker
Gronneberg	Laughlin	Raymond	

Those voting in the negative were:

Boustead	Fleming	Jenkins	Strinden
Boyum	Hensrud	Larson, L.	Wagner
Bunker	Herman	Peterson, R.	White
Eagles	Hilleboe	Stone	

The motion prevailed. House Bill No. 1500 was indefinitely postponed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1530 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1355 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 9, delete the word "believes" and insert in lieu thereof the word "determines"

On page 1, line 12, delete the word "shall" and insert in lieu thereof the word "may"

On page 1, after line 18, insert the following: "Protection and preservation as used in this Act shall not be construed in such manner as to prevent the grazing and watering of livestock."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Weber moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1036. A Bill for an Act making an appropriation to the director of institutions for the purpose capitol grounds improvements.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 12; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Raymond
Atkinson	Halcrow	Linderman	Riemers
Austin	Haman	Livingston	Rice
Berg	Haugland	Lundene	Rivinius
Boustead	Hausauer, A.	McGauvran	Rocheleau

Bunker	Hausauer, R.	McGeehan	Rolfsrud
DeGroot	Henry	Mertens	Rundle
Dick	Hentges	Meyer	Sandness
Dotzenrod	Herman	Miedema	Shablow
Eagles	Hickle	Miller, B.	Solberg
Erickson, K.	Hildebrand	Miller, E.	Streibel
Erickson, W.	Hoffner	Moore	Thorsgard
Fleming	Jacobson	Murphy	Tweten
Gackle	Johnson, H.	Mushik	Ulvedal
Ganser	Johnson, K.	Olienyk	Walsh
Gengler	Kieffer	Opedahl	Weber
Gerl	Kingsbury	Patrick	Welder
Giffey	Knudson	Peterson, J.	Wilkie
Glaspey	Lang	Peterson, R.	Winge
Grant	Larson, G.	Raile	Mr. Speaker
Gronneberg	Larson, L.		

Those voting in the negative were:

Boyum	Hensrud	Lee	Stone
Brekke	Hilleboe	Metzger	Wagner
DeKrey	Jenkins	Stoltenow	White

Absent and not voting:

Backes	Dornacker	Henning	Strinden
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So the bill passed and the title was agreed to.

House Bill No. 1118. A Bill for an Act to amend and reenact section 21-10-07 of the North Dakota Century Code, relating to legal investments of the state investment board.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 62; nays, 32; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Raymond
Atkinson	Halcrow	Lee	Reimers
Austin	Haugland	Livingston	Rivinius
Berg	Hausauer, A.	Mertens	Rolfsrud
Boyum	Hentges	Metzger	Rundle
Brekke	Herman	Miedema	Shablow
Bunker	Hickle	Miller, B.	Stoltenow
DeKrey	Hildebrand	Miller, E.	Streibel
Dick	Hilleboe	Moore	Strinden
Dotzenrod	Hoffner	Murphy	Thorsgard
Eagles	Jacobson	Mushik	Tweten
Erickson, W.	Kieffer	Olienyk	Ulvedal
Gackle	Kingsbury	Opedahl	Wagner
Ganser	Knudson	Peterson, J.	Walsh
Giffey	Lang	Peterson, R.	Mr. Speaker
Grant	Larson, G.		

Those voting in the negative were:

Boustead	Haman	Linderman	Rocheleau
DeGroot	Hausauer, R.	Lundene	Solberg
Erickson, K.	Henry	McGauvran	Stone
Fleming	Hensrud	McGeehan	Weber
Gengler	Jenkins	Meyer	Welder
Gerl	Johnson, H.	Patrick	White
Glaspey	Johnson, K.	Raile	Wilkie
Gronneberg	Laughlin	Rice	Winge

Absent and not voting:

Backes	Dornacker	Henning	Sandness
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So the bill passed and the title was agreed to.

MOTIONS

Rep. Rundle moved that House Bill No. 1132 be moved to the foot of the calendar, which motion prevailed.

Rep. Rundle moved that the following amendment to the Title of House Bill No. 1224 be adopted:

On page 1 of the engrossed bill, in line 3, after the numeral "40-40-06" insert the following: "of the North Dakota Century Code,"

Which motion prevailed.

Rep. Rundle moved that the rules be suspended and that House Bill No. 1224 be deemed properly re-engrossed and placed on second reading and final passage, as amended, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1224. A Bill for an Act to amend and reenact subsection 2 of section 40-10-06, section 40-40-04 and subsection 2 of section 40-40-06 of the North Dakota Century Code, relating to the preparation and submission of a preliminary budget in city manager cities, the dates of preparation of a preliminary budget in all other municipalities and the date the governing body is to meet for the purpose of adopting the final budget and making the annual tax levy.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Glaspey	Kingsbury	Patrick
Atkinson	Grant	Knudson	Peterson, J.
Austin	Gronneberg	Lang	Peterson, R.
Berg	Gunderson	Larson, G.	Raile
Boustead	Halcrow	Larson, L.	Raymond
Boyum	Haman	Laughlin	Rice
Brekke	Haugland	Lee	Rivinius
Bunker	Hausauer, A.	Livingston	Rolfstrud
DeGroot	Hausauer, R.	Lundene	Rundle
DeKrey	Henning	McGauvran	Shablow
Dick	Henry	McGeehan	Stoltenow
Dornacker	Hensrud	Mertens	Stone
Dotzenrod	Hentges	Metzger	Streibel
Eagles	Herman	Meyer	Strinden
Erickson, K.	Hickle	Miedema	Ulvedal
Erickson, W.	Hildebrand	Miller, B.	Wagner
Fleming	Hoffner	Miller, E.	Walsh
Gackle	Jacobson	Moore	Weber
Ganser	Jenkins	Murphy	Welder
Gengler	Johnson, H.	Mushik	Wilkie
Gerl	Johnson, K.	Olienyk	Winge
Giffey	Kieffer	Opedahl	Mr. Speaker

Absent and not voting:

Backes	Reimers	Solberg	Tweten
Hilleboe	Rocheleau	Thorsgard	White
Linderman	Sandness		

So the bill passed and the title was agreed to.

House Bill No. 1233. A Bill for an Act to amend and reenact subsection 5 of section 41-09-34 of the North Dakota Century Code relating to the priority of a real estate interest in fixtures.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Grant	Knudson	Peterson, R.
Atkinson	Gronneberg	Lang	Raile
Austin	Gunderson	Larson, G.	Raymond
Backes	Halcrow	Larson, L.	Riemers
Boustead	Haman	Laughlin	Rice
Boyum	Haugland	Lee	Rivinius
Brekke	Hausauer, A.	Livingston	Rocheleau
Bunker	Hausauer, R.	Lundene	Rolfsrud
DeGroot	Henning	McGauvran	Rundle
DeKrey	Henry	McGeehan	Shablow
Dick	Hensrud	Mertens	Stoltenow
Dornacker	Hentges	Metzger	Stone
Dotzenrod	Herman	Meyer	Streibel
Eagles	Hickle	Miedema	Strinden
Erickson, K.	Hildebrand	Miller, B.	Ulvedal
Erickson, W.	Hoffner	Miller, E.	Wagner
Fleming	Jacobson	Moore	Walsh
Gackle	Jenkins	Murphy	Weber
Ganser	Johnson, H.	Mushik	Welder
Gengler	Johnson, K.	Olienyk	Wilkie
Gerl	Kieffer	Opedahl	Winge
Giffey	Kingsbury	Patrick	Mr. Speaker
Glaspey			

Absent and not voting:

Berg	Peterson, J.	Solberg	Tweten
Hilleboe	Sandness	Thorsgard	White
Linderman			

So the bill passed and the title was agreed to.

House Bill No. 1311. A Bill for an Act to authorize the state board of higher education to approve construction of a sugar beet research and service center on or off the campus of North Dakota state university, and repealing chapter 198 of the 1969 Session Laws of North Dakota.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Raile
Atkinson	Halcrow	Larson, L.	Raymond
Backes	Haman	Laughlin	Reimers
Boustead	Haugland	Lee	Rice
Boyum	Hausauer, A.	Linderman	Rivinius
Brekke	Hausauer, R.	Livingston	Rocheleau
Bunker	Henning	Lundene	Rolfsrud
DeGroot	Henry	McGauvran	Rundle
DeKrey	Hensrud	McGeehan	Shablow
Dick	Hentges	Mertens	Stoltenow
Dornacker	Herman	Metzger	Stone
Dotzenrod	Hickle	Meyer	Streibel
Eagles	Hildebrand	Miedema	Strinden
Erickson, K.	Hoffner	Miller, B.	Thorsgard
Fleming	Jacobson	Miller, E.	Ulvedal
Gackle	Jenkins	Moore	Wagner
Ganser	Johnson, H.	Murphy	Walsh
Gengler	Johnson, K.	Mushik	Weber
Giffey	Kieffer	Olienyk	Welder
Glaspey	Kingsbury	Opedahl	Wilkie
Grant	Knudson	Patrick	Winge
Gronneberg	Lang	Peterson, R.	Mr. Speaker

Those voting in the negative were:

Erickson, W.	Gerl
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Absent and not voting:

Austin	Hilleboe	Sandness	Tweten
Berg	Peterson, J.	Solberg	White

So the bill passed and the title was agreed to.

House Bill No. 1414. A Bill for an Act to amend and reenact section 26-15-13 of the North Dakota Century Code, relating to the territorial limits, policy terms, and insurable property of county mutual insurance companies.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 70; nays, 27; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Glaspey	Laughlin	Reimers
Atkinson	Grant	Lee	Rivinius
Austin	Gronneberg	Linderman	Rocheleau
Backes	Gunderson	Livingston	Rolfsrud
Berg	Halcrow	Lundene	Sandness
Boyum	Haman	McGauvran	Shablow
Brekke	Haugland	McGeehan	Solberg
DeKrey	Henry	Mertens	Stoltenow
Dornacker	Hentges	Meyer	Stone
Dotzenrod	Hickle	Miedema	Streibel
Eagles	Hoffner	Miller, B.	Thorsgard
Erickson, K.	Jacobson	Miller, E.	Tweten
Erickson, W.	Johnson, H.	Moore	Walsh
Fleming	Johnson, K.	Murphy	Weber
Gackle	Kieffer	Mushik	Wilkie
Gengler	Kingsbury	Opedahl	Winge
Gerl	Knudson	Patrick	Mr. Speaker
Giffey	Larson, G.		

Those voting in the negative were:

Boustead	Hensrud	Metzger	Rundle
Bunker	Herman	Olienyk	Strinden
DeGroot	Hildebrand	Peterson, J.	Ulvedal
Ganser	Hilleboe	Peterson, R.	Wagner
Hausauer, A.	Jenkins	Raile	Welder
Hausauer, R.	Lang	Raymond	White
Henning	Larson, L.	Rice	

Absent and not voting:

Dick

So the bill passed and the title was agreed to.

House Bill No. 1445. A Bill for an Act to amend and reenact section 26-14-10 of the North Dakota Century Code, relating to the right of members of a mutual insurance company to vote by proxy.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 80; nays, 13; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Gronneberg	Larson, L.	Rivinius
Austin	Haugland	Laughlin	Rocheleau
Berg	Henning	Lee	Rolfsrud
Boustead	Henry	Linderman	Rundle
Boyum	Hensrud	Livingston	Sandness
Brekke	Hentges	McGauvran	Shablow
Bunker	Herman	McGeehan	Solberg

DeGroot	Hickle	Mertens	Stoltenow
DeKrey	Hildebrand	Metzger	Stone
Dornacker	Hilleboe	Meyer	Streibel
Dotzenrod	Hoffner	Miedema	Strinden
Eagles	Jacobson	Miller, B.	Thorsgard
Erickson, K.	Jenkins	Miller, E.	Tweten
Gackle	Johnson, H.	Murphy	Wagner
Ganser	Johnson, K.	Mushik	Walsh
Gengler	Kieffer	Olienyk	Weber
Gerl	Kingsbury	Opedahl	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspay	Lang	Raymond	Winge
Grant	Larson, G.	Reimers	Mr. Speaker

Those voting in the negative were:

Anderson	Hausauer, A.	Patrick	Rice
Backes	Hausauer, R.	Peterson, J.	Ulvedal
Erickson, W.	Moore	Raile	Welder
Haman			

Absent and not voting:

Dick	Gunderson	Halcrow	Lundene
Fleming			

So the bill passed and the title was agreed to.

House Bill No. 1482. A Bill for an Act to amend and reenact section 53-04-02; section 53-04-03; section 53-04-04; and section 53-04-06 of the North Dakota Century Code, relating to licensing of amusement games and devices.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were, ayes, 92; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Glaspay	Larson, G.	Reimers
Atkinson	Grant	Larson, L.	Rice
Austin	Gronneberg	Laughlin	Rivinius
Backes	Haman	Lee	Rocheleau
Berg	Haugland	Linderman	Rolfsrud
Boustead	Hausauer, R.	Livingston	Sandness
Boyum	Henning	McGauvran	Shablow
Brekke	Henry	McGeehan	Solberg
Bunker	Hensrud	Mertens	Stoltenow
DeGroot	Hentges	Metzger	Stone
DeKrey	Herman	Miedema	Streibel
Dick	Hickle	Miller, B.	Strinden
Dornacker	Hildebrand	Miller, E.	Thorsgard
Dotzenrod	Hilleboe	Moore	Tweten
Eagles	Hoffner	Murphy	Ulvedal
Erickson, K.	Jacobson	Mushik	Wagner
Erickson, W.	Jenkins	Olienyk	Walsh
Fleming	Johnson, H.	Opedahl	Weber
Gackle	Johnson, K.	Patrick	Welder
Ganser	Kieffer	Peterson, J.	White
Gengler	Kingsbury	Peterson, R.	Wilkie
Gerl	Knudson	Raile	Winge
Giffey	Lang	Raymond	Mr. Speaker

Those voting in the negative were:

Hausauer, A.	Meyer	Rundle
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Absent and not voting:

Gunderson	Halcrow	Lundene
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So the bill passed and the title was agreed to.

Rep. Bunker moved that the vote by which House Bill No. 1482 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion failed.

House Bill No. 1467. A Bill for an Act to amend and reenact section 57-20-08 of the North Dakota Century Code, relating to tax receipts for property tax purposes.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 77; nays, 19; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Larson, L.	Rivinius
Austin	Gronneberg	Larson, G.	Rocheleau
Backes	Gunderson	Laughlin	Rundle
Berg	Haman	Lee	Sandness
Boyum	Haugland	Linderman	Shablow
Bunker	Henning	Livingston	Solberg
DeGroot	Henry	McGeehan	Stone
DeKrey	Hentges	Mertens	Streibel
Dornacker	Herman	Meyer	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Twetten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Walsh
Fleming	Jenkins	Olienyk	Weber
Gackle	Johnson, H.	Opedahl	Welder
Ganser	Johnson, K.	Patrick	White
Gengler	Kieffer	Peterson, R.	Wilkie
Gerl	Kingsbury	Raymond	Winge
Giffey	Knudson	Reimers	Mr. Speaker
Glaspey			

Those voting in the negative were:

Atkinson	Hausauer, R.	Metzger	Rice
Boustead	Hensrud	Miedema	Rolfsrud
Brekke	Hickle	Moore	Stoltenow
Dick	Lang	Peterson, J.	Wagner
Hausauer, A.	McGauvran	Raile	

Absent and not voting:

Halcrow Lundene

So the bill passed and the title was agreed to.

House Bill No. 1472. A Bill for an Act to create and enact section 49-07-05.1 of the North Dakota Century Code, relating to violations of gas safety standards and providing monetary penalties therefor.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Lang	Rice
Austin	Gronneberg	Larson, G.	Rivinius
Backes	Gunderson	Larson, L.	Rocheleau
Berg	Haman	Laughlin	Rolfsrud
Boustead	Haugland	Lee	Rundle
Boyum	Hausauer, A.	Linderman	Sandness
Brekke	Hausauer, R.	Livingston	Shablow
Bunker	Henning	McGauvran	Solberg
DeGroot	Henry	McGeehan	Stoltenow
DeKrey	Hensrud	Mertens	Stone

Dick	Hentges	Metzger	Streibel
Dornacker	Herman	Meyer	Strinden
Dotzenrod	Hickle	Miedema	Thorsgard
Eagles	Hildebrand	Miller, B.	Tweten
Erickson, K.	Hilleboe	Miller, E.	Ulvedal
Erickson, W.	Hoffner	Moore	Wagner
Fleming	Jacobson	Murphy	Walsh
Gackle	Jenkins	Mushik	Weber
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Johnson, K.	Patrick	White
Gerl	Kieffer	Peterson, R.	Wilkie
Giffey	Kingsbury	Raile	Winge
Glaspey	Knudson	Raymond	Mr. Speaker
Absent and not voting:			
Atkinson	Lundene	Peterson, J.	Reimers
Halcrow	Opedahl		

So the bill passed and the title was agreed to.

House Bill No. 1479. A Bill for an Act to amend and reenact sections 15-03-04 and 15-06-01, subdivision h of subsection 2 of section 15-39-01, sections 15-47-02, 25-07-01, 25-07-05, and 25-07-07 of the North Dakota Century Code, and to amend and reenact section 15-34.1-02 as contained in section 5 of House Bill No. 1045, as approved by the forty-second legislative assembly, deleting the words "and dumb" from the phrase "deaf and dumb" and substituting the word "deaf" for the word "mute", and to amend and reenact section 25-07-04 of the North Dakota Century Code, relating to the age at which deaf children shall be allowed to attend the school for the deaf.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Rice
Austin	Gunderson	Larson, L.	Rivinius
Berg	Haman	Laughlin	Rocheleau
Boustead	Haugland	Lee	Rolfsrud
Boyum	Hausauer, A.	Linderman	Rundle
Brekke	Hausauer, R.	Livingston	Sandness
Bunker	Henning	McGauvran	Shablow
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hensrud	Mertens	Stoltenow
Dick	Hentges	Metzger	Streibel
Dornacker	Hickle	Meyer	Strinden
Dotzenrod	Hildebrand	Miedema	Thorsgard
Eagles	Hilleboe	Miller, B.	Tweten
Erickson, K.	Hoffner	Miller, E.	Ulvedal
Erickson, W.	Jacobson	Moore	Wagner
Fleming	Jenkins	Murphy	Walsh
Gackle	Johnson, H.	Mushik	Weber
Ganser	Johnson, K.	Olienyk	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Grant	Lang	Raymond	Mr. Speaker

Absent and not voting:			
Atkinson	Halcrow	Opedahl	Reimers
Backes	Herman	Peterson, J.	Stone
Glaspey	Lundene		

So the bill passed and the title was agreed to.

House Bill No. 1496. A Bill for an Act to amend and reenact section 10-31-04 of the North Dakota Century Code, relating to the professional incorporation of architects and engineers.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 79; nays, 10; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Grant	Kingsbury	Raymond
Atkinson	Gronneberg	Knudson	Rice
Austin	Gunderson	Lang	Rivinius
Berg	Haugland	Larson, G.	Rocheleau
Boustead	Hausauer, A.	Larson, L.	Sandness
Brekke	Hausauer, R.	Laughlin	Stoltenow
Bunker	Henning	Lee	Stone
DeGroot	Henry	McGeehan	Streibel
Dick	Hensrud	Mertens	Strinden
Dornacker	Hentges	Metzger	Thorsgard
Dotzenrod	Herman	Meyer	Ulvedal
Eagles	Hickle	Miedema	Wagner
Erickson, K.	Hildebrand	Mocre	Walsh
Erickson, W.	Hilleboe	Murphy	Weber
Fleming	Hoffner	Mushik	Welder
Gackle	Jacobson	Olienik	White
Ganser	Jenkins	Opedahl	Wilkie
Gengler	Johnson, H.	Patrick	Winge
Gerl	Johnson, K.	Peterson, R.	Mr. Speaker
Giffey	Kieffer	Raile	

Those voting in the negative were:

Boyum	Livingston	Miller, E.	Rundle
DeKrey	McGauvran	Rolfsrud	Solberg
Haman	Miller, B.		

Absent and not voting:

Backes	Linderman	Peterson, J.	Shablow
Glaspay	Lundene	Reimers	Tweten
Halcrow			

So the bill passed and the title was agreed to.

House Bill No. 1505. A Bill for an Act to amend and reenact sections 54-36-01 and 54-36-05 of the North Dakota Century Code relating to the North Dakota Indian affairs commission and its powers and duties.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Raymond
Atkinson	Gunderson	Larson, G.	Rice
Austin	Haman	Larson, L.	Rivinius
Boustead	Haugland	Laughlin	Rocheleau
Boyum	Hausauer, A.	Lee	Rolfsrud
Bunker	Hausauer, R.	Livingston	Rundle
DeGroot	Henning	McGauvran	Sandness
DeKrey	Henry	McGeehan	Solberg
Dick	Hensrud	Mertens	Stoltenow
Dornacker	Hentges	Metzger	Stone
Dotzenrod	Herman	Meyer	Streibel
Eagles	Hickle	Miedema	Strinden
Erickson, K.	Hildebrand	Miller, B.	Thorsgard

Erickson, W.	Hilleboe	Miller, E.	Ulvedal
Fleming	Hoffner	Moore	Wagner
Gackle	Jacobson	Murphy	Walsh
Ganser	Jenkins	Mushik	Weber
Gengler	Johnson, H.	Olienyk	Welder
Gerl	Johnson, K.	Opedahl	White
Giffey	Kieffer	Patrick	Wilkie
Glaspey	Kingsbury	Peterson, R.	Winge
Grant	Knudson	Raile	Mr. Speaker
Absent and not voting:			
Backes	Halcrow	Peterson, J.	Shablow
Berg	Linderman	Reimers	Tweten
Brekke	Lundene		

So the bill passed and the title was agreed to.

House Bill No. 1513. A Bill for an Act to amend and reenact sections 54-03-06 and 54-35-04 of the North Dakota Century Code, providing that all hearings of the legislative assembly and its committees shall be open to the public.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 10; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Glaspey	Lang	Raymond
Atkinson	Grant	Larson, L.	Rice
Austin	Gronneberg	Laughlin	Rocheleau
Backes	Gunderson	Lee	Rolfsrud
Berg	Haman	Livingston	Rundle
Boustead	Haugland	McGauvran	Sandness
Boyum	Hausauer, A.	McGeehan	Shablow
Brekke	Hausauer, R.	Mertens	Solberg
Bunker	Henning	Metzger	Stoltenow
DeKrey	Henry	Meyer	Stone
Dick	Herman	Miedema	Streibel
Dornacker	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker

Those voting in the negative were:

DeGroot	Hentges	Raile	Weber
Ganser	Jenkins	Rivinius	Wilkie
Hensrud	Larson, G.		

Absent and not voting:

Halcrow	Linderman	Lundene	Reimers
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So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS AND SENATE CONCURRENT RESOLUTIONS

Senate Bill No. 2049. A Bill for an Act to amend and reenact sections 57-35-06 and 57-35.1-02 of the North Dakota Century Code, relating to the taxation of banks, trust companies, and building and loan associations, and to repeal subsection 19 of section 57-39.2-04 of the North Dakota Century Code, to remove the exemption from the sales tax for banks.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Rivinius
Atkinson	Gunderson	Laughlin	Rocheleau
Austin	Halcrow	Lee	Rolfsrud
Backes	Haman	Livingston	Rundle
Berg	Haugland	McGauvran	Sandness
Boustead	Hausauer, A.	McGeehan	Shablow
Brekke	Hausauer, R.	Mertens	Solberg
DeGroot	Henning	Metzger	Stoltenow
DeKrey	Henry	Meyer	Stone
Dick	Hensrud	Miedema	Streibel
Dornacker	Hentges	Miller, B.	Strinden
Dotzenrod	Hickle	Miller, E.	Thorsgard
Eagles	Hildebrand	Moore	Tweten
Erickson, K.	Hilleboe	Murphy	Ulvedal
Erickson, W.	Hoffner	Mushik	Wagner
Fleming	Jacobson	Olienyk	Walsh
Gackle	Jenkins	Opedahl	Weber
Ganser	Johnson, H.	Patrick	Welder
Gengler	Johnson, K.	Peterson, J.	White
Gerl	Kieffer	Peterson, R.	Wilkie
Giffey	Kingsbury	Raile	Winge
Glaspey	Knudson	Raymond	Mr. Speaker
Grant	Lang	Rice	

Absent and not voting:

Boyum	Herman	Linderman	Reimers
Bunker	Larson, L.	Lundene	

So the bill passed and the title was agreed to.

Senate Bill No. 2107. A Bill for an Act to create and enact chapter 19-16.1 of the North Dakota Century Code relating to the sale and distribution of antifreeze, providing for the regulation thereof by the state laboratories department and providing a penalty; and to repeal chapter 19-16 of the North Dakota Century Code relating to the sale and distribution of antifreeze.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Rice
Atkinson	Gunderson	Larson, G.	Rivinius
Austin	Halcrow	Larson, L.	Rocheleau
Backes	Haman	Laughlin	Rolfsrud
Berg	Haugland	Lee	Rundle
Boustead	Hausauer, A.	Livingston	Sandness
Brekke	Hausauer, R.	McGauvran	Shablow
DeGroot	Henning	McGeehan	Solberg
DeKrey	Henry	Mertens	Stoltenow
Dick	Hensrud	Metzger	Stone
Dornacker	Hentges	Meyer	Streibel
Dotzenrod	Hickle	Miedema	Strinden
Eagles	Hildebrand	Miller, B.	Tweten
Erickson, K.	Hilleboe	Miller, E.	Ulvedal
Erickson, W.	Hoffner	Moore	Wagner
Fleming	Jacobson	Olienyk	Walsh
Gackle	Jenkins	Opedahl	Weber
Ganser	Johnson, H.	Patrick	Welder
Gengler	Johnson, K.	Peterson, J.	White
Gerl	Kieffer	Peterson, R.	Wilkie

Giffey	Kingsbury	Raile	Winge
Glasphey	Knudson	Raymond	Mr. Speaker
Grant			

Those voting in the negative were:

Murphy Thorsgard

Absent and not voting:

Boyum	Herman	Lundene	Reimers
Bunker	Linderman	Mushik	

So the bill passed and the title was agreed to.

Senate Bill No. 2120. A Bill for an Act to create and enact section 54-44-12; to amend and reenact sections 27-11-17, 27-11-23, 27-12-04, 27-12-06, 43-01-04, 43-04-07, subsections 6 and 8 of section 43-12-07, sections 43-13-07, 43-15-05, 43-19.1-09, 43-23-04, 43-26-05, and subsection 4 of section 43-27-04; and to repeal sections 43-02-07, 43-03-07, 43-04-08, subsection 2 of section 43-05-07, sections 43-06-06, 43-09-08, 43-10-09, 43-11-09, 43-15-11, 43-17-15, 43-18-07, 43-21-07, 43-25-15, 43-28-07, 43-32-15, and 43-34-06, all of the North Dakota Century Code, relating to the deposit and disbursement of the moneys received by all occupational and professional boards, associations, and commissions.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 47; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Gunderson	Larson, L.	Stoltenow
Austin	Halcrow	Laughlin	Stone
Berg	Hausauer, A.	Lee	Streibel
Boyum	Hausauer, R.	Metzger	Strinden
Brekke	Hensrud	Miedema	Thorsgard
Bunker	Hentges	Olienyk	Tweten
DeGroot	Hilleboe	Patrick	Ulvedal
DeKrey	Jenkins	Peterson, J.	Wagner
Dick	Johnson, K.	Raile	Welder
Dornacker	Knudson	Raymond	White
Gronneberg	Lang	Rivinius	Winge

Those voting in the negative were:

Anderson	Glasphey	Larson, G.	Rice
Backes	Grant	Livingston	Rocheleau
Dotzenrod	Haman	McGauvran	Rolfsrud
Eagles	Haugland	McGeehan	Rundle
Erickson, K.	Henning	Mertens	Sandness
Erickson, W.	Henry	Meyer	Shablow
Fleming	Hickle	Miller, B.	Solberg
Gackle	Hildebrand	Miller, E.	Walsh
Ganser	Hoffner	Moore	Weber
Gengler	Jacobson	Murphy	Wilkie
Gerl	Johnson, H.	Opedahl	Mr. Speaker
Giffey	Kingsbury	Peterson, R.	

Absent and not voting:

Boustead	Kieffer	Lundene	Reimers
Herman	Linderman	Mushik	

So the bill lost.

Senate Bill No. 2148. A Bill for an Act to create and enact subsection 4 of section 54-52-02.1 of the North Dakota Century Code, relating to the authority for city, county, and school district employees to join the public employees' retirement system.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Knudson	Raymond
Atkinson	Gronneberg	Lang	Rice
Austin	Gunderson	Larson, G.	Rivinius
Backes	Halcrow	Larson, L.	Rocheleau
Berg	Haman	Laughlin	Rolfsrud
Boyum	Haugland	Lee	Rundle
Brekke	Hausauer, A.	Livingston	Sandness
Bunker	Hausauer, R.	McGauvran	Shablow
DeGroot	Henning	McGeehan	Solberg
DeKrey	Henry	Mertens	Stoltenow
Dick	Hensrud	Metzger	Stone
Dornacker	Hentges	Meyer	Streibel
Dotzenrod	Herman	Miedema	Strinden
Eagles	Hickle	Miller, B.	Thorsgard
Erickson, K.	Hildebrand	Miller, E.	Tweten
Erickson, W.	Hilleboe	Moore	Ulvedal
Fleming	Hoffner	Murphy	Wagner
Gackle	Jacobson	Olienyk	Walsh
Ganser	Jenkins	Opedahl	Weber
Gengler	Johnson, H.	Patrick	White
Gerl	Johnson, K.	Peterson, J.	Wilkie
Giffey	Kieffer	Peterson, R.	Winge
Glaspey	Kingsbury	Raile	Mr. Speaker

Absent and not voting:

Boustead	Lundene	Reimers	Welder
Linderman	Mushik		

So the bill passed and the title was agreed to.

Senate Bill No. 2195. A Bill for an Act to amend and reenact section 26-23-09 of the North Dakota Century Code, relating to limiting the state bonding fund to only surety or fidelity bonds.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Rice
Atkinson	Gunderson	Larson, L.	Rivinius
Austin	Halcrow	Larson, G.	Rocheleau
Berg	Haugland	Laughlin	Rolfsrud
Boyum	Hausauer, A.	Livingston	Rundle
Brekke	Hausauer, R.	McGauvran	Sandness
Bunker	Henning	McGeehan	Shablow
DeGroot	Henry	Mertens	Solberg
DeKrey	Hensrud	Metzger	Stoltenow
Dick	Haman	Meyer	Stone
Dornacker	Hentges	Miedema	Streibel
Dotzenrod	Herman	Miller, B.	Strinden
Eagles	Hickle	Miller, E.	Thorsgard
Erickson, K.	Hildebrand	Moore	Tweten
Erickson, W.	Hilleboe	Murphy	Ulvedal
Fleming	Hoffner	Olienyk	Wagner
Gackle	Jacobson	Opedahl	Walsh
Ganser	Jenkins	Patrick	Weber
Gengler	Johnson, H.	Peterson, J.	White
Gerl	Johnson, K.	Peterson, R.	Wilkie
Giffey	Kieffer	Raile	Winge
Glaspey	Kingsbury	Raymond	Mr. Speaker
Grant	Knudson		

Absent and not voting:

Backes	Lee	Lundene	Reimers
Boustead	Linderman	Mushik	Welder

So the bill passed and the title was agreed to.

Senate Concurrent Resolution No. 4004. A Concurrent Resolution for the amendment of section 25 of the Constitution of the State of North Dakota, relating to the protection of the people's rights of initiative and referendum from fraud; to provide the Secretary of State with a thirty-five day period in which to pass upon the sufficiency of initiative and referendum petitions; to authorize a district court review of the sufficiency of petitions; to provide that initiative and referendum petitions shall be circulated by qualified electors; and relating to the time during which measures approved by referendum or initiative can only be amended or repealed by an extraordinary majority of the legislative assembly.

Which was read.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 23; nays, 68; absent and not voting, 7.

Those voting in the affirmative were:

Bunker	Hentges	Rivinius	Tweten
Eagles	Hilleboe	Sandness	Ulvedal
Erickson, K.	Meyer	Solberg	Wagner
Grant	Patrick	Stone	Weber
Gunderson	Peterson, R.	Streibel	Mr. Speaker
Hensrud	Raymond	Strinden	

Those voting in the negative were:

Anderson	Gerl	Johnson, K.	Murphy
Atkinson	Giffey	Kieffer	Olienyk
Austin	Glaspey	Kingsbury	Opedahl
Backes	Gronneberg	Knudson	Peterson, J.
Berg	Halcrow	Lang	Raile
Boyum	Haman	Larson, G.	Rice
Brekke	Haugland	Larson, L.	Rocheleau
DeGroot	Hausauer, A.	Laughlin	Rolfsrud
DeKrey	Hausauer, R.	Lee	Rundle
Dick	Henning	Livingston	Shablow
Dornacker	Henry	McGeehan	Stoltenow
Dotzenrod	Herman	Mertens	Thorsgard
Erickson, W.	Hickle	Metzger	Walsh
Fleming	Hildebrand	Miedema	Welder
Gackle	Hoffner	Miller, B.	White
Ganser	Jacobson	Miller, E.	Wilkie
Gengler	Johnson, H.	Moore	Winge

Absent and not voting:

Boustead	Linderman	McGauvran	Reimers
Jenkins	Lundene	Mushik	

So the Senate Concurrent Resolution was declared lost.

Senate Concurrent Resolution No. 4008. A Concurrent Resolution relating to personnel policies for all state agencies, departments, and institutions including those under control of the Board of Higher Education in regard to additional employment by public employees.

Which was read.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

SECOND READING OF A HOUSE BILL

House Bill No. 1132. A Bill for an Act to amend and reenact sections 24-08-01 and 24-08-03 of the North Dakota Century Code, relating to the building, repair, and rebuilding of county bridges.

Which was read.

Rep. J. Peterson requested he be excused from voting because of a personal interest.

Rep. Strinden moved that Rep. J. Peterson be allowed to vote, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 9; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Glaspey	Knudson	Raile
Atkinson	Grant	Lang	Raymond
Austin	Gronneberg	Larson, G.	Rivinius
Backes	Gunderson	Larson, L.	Rocheleau
Berg	Halcrow	Laughlin	Rolfsrud
Boyum	Haman	Lee	Rundle
Bunker	Hausauer, A.	Livingston	Shablow
DeGroot	Hausauer, R.	McGauvran	Solberg
DeKrey	Henning	McGeehan	Stoltenow
Dick	Henry	Mertens	Stone
Dornacker	Hensrud	Metzger	Streibel
Dotzenrod	Hentges	Meyer	Thorsgard
Eagles	Herman	Miedema	Tweten
Erickson, K.	Hickle	Miller, B.	Walsh
Erickson, W.	Hildebrand	Miller, E.	Weber
Fleming	Hilleboe	Murphy	Welder
Gackle	Hoffner	Olienyk	White
Ganser	Jacobson	Opedahl	Wilkie
Gengler	Johnson, H.	Patrick	Winge
Gerl	Johnson, K.	Peterson, R.	Mr. Speaker
Giffey	Kieffer		

Those voting in the negative were:

Brekke	Moore	Rice	Ulvedal
Haugland	Peterson, J.	Strinden	Wagner
Kingsbury			

Absent and not voting:

Boustead	Linderman	Mushik	Sandness
Jenkins	Lundene	Reimers	

So the bill passed and the title was agreed to.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Reps. Hickle, Bunker, Fleming and Patrick introduced:

House Concurrent Resolution No. 3020. A Concurrent Resolution for the amendment of section 121 of the Constitution of the state of North Dakota, relating to lowering of the voting age from twenty-one to eighteen.

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

MESSAGES TO THE SENATE

House Chamber
Bismarck, February 4, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2167

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, February 4, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1013
House Bill No. 1160
House Bill No. 1243
House Bill No. 1253
House Bill No. 1270
House Bill No. 1290
House Bill No. 1325
House Bill No. 1330

House Bill No. 1389
 House Bill No. 1392
 House Bill No. 1468
 House Bill No. 1549

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, February 4, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2011
 Senate Bill No. 2013
 Senate Bill No. 2072
 Senate Bill No. 2301
 Senate Bill No. 2310
 Senate Bill No. 2353
 Senate Bill No. 2401
 Senate Bill No. 2402
 Senate Bill No. 2404
 Senate Bill No. 2424
 Senate Bill No. 2429
 Senate Bill No. 2431
 Senate Bill No. 2433
 Senate Bill No. 2434
 Senate Bill No. 2435
 Senate Bill No. 2437
 Senate Bill No. 2487

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 4, 1971

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bills Nos. 2043, 2135 and 2146.

Very respectfully,

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 4, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1068

Which the Senate has amended.

LEO LEIDHOLM, Secretary

Page 1 line 16 after "assembly" delete the triple parentheses before and after "or"

Page 1 line 16 after the second comma delete the remainder of the line.

Page 1 line 17 delete "council,"

Renumber the pages and lines accordingly.

Senate Chamber

Bismarck, February 4, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1096

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order, the House stand recessed until 12:30 p.m., Friday, February 5, 1971, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2036. A Bill for an Act making an appropriation to defray the expenses of the operation and maintenance of the North Dakota council on arts and humanities.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2181. A Bill for an Act relating to the escheat of unclaimed accounts of the Postal Savings System held by the United States Treasury Department; providing an appropriation; and declaring an emergency.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2217. A Bill for an Act to create and provide for the creation of a state land maintenance fund, and to amend and reenact sections 15-01-05, 15-03-02 and 15-03-03 of the North Dakota Century Code, relating to the payment of salaries and expenses of the office of commissioner of university and school lands from such fund, and declaring an emergency.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2226. A Bill for an Act to amend and reenact section 12-59-02 of the North Dakota Century Code, relating to meetings, quorum and compensation of the parole board.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2254. A Bill for an Act to amend and reenact sections 35-13-02, 35-13-03, and 35-13-04 of the North Dakota Century Code, relating to the priority of a repairman's lien and the time in which it must be filed.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2268. A Bill for an Act to provide a name for the law enforcement training center and to provide for the supervision of the center.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2270. A Bill for an Act to amend and reenact section 10-23-01 of the North Dakota Century Code, relating to allowing the destruction of the annual reports of corporations after they have been on file for six years.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2294. A Bill for an Act to create and enact subsection 22 of section 57-39.2-04 and subsection 10 of section 57-40.2-04 of the North Dakota Century Code, relating to exemption from sales and use tax.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2296. A Bill for an Act to amend and reenact section 40-23-10 of the North Dakota Century Code, relating to special assessment hearing notices.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2297. A Bill for an Act to amend and reenact section 57-24-02, and to repeal section 57-24-06 of the North Dakota Century Code, relating to the posting of delinquent real estate taxes.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2299. A Bill for an Act to amend and reenact subsection 2 of section 51-14-01 of the North Dakota Century Code, relating to definition of retail seller or seller.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2309. A Bill for an Act to amend and reenact subsection 5 of section 57-39.2-04 of the North Dakota Century Code, relating to the exemption of textbooks from sales tax.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2317. A Bill for an Act to transfer a portion of the motor vehicle fuel tax revenues to the general fund to cover the cost of administering the motor fuel tax laws.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2334. A Bill for an Act to amend and reenact section 13-04-01 of the North Dakota Century Code, relating to installment bank loan charges.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2348. A Bill for an Act to provide for an appropriation out of the state lands maintenance fund in the state treasury for salaries and expenses of the commissioner of university and school lands.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2368. A Bill for an Act to create and enact section 6-03-37.1 of the North Dakota Century Code, relating to loans by banks of their excess reserves.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2387. A Bill for an Act to amend and reenact subsection 2 of section 39-08-01 of the North Dakota Century Code, relating to second or subsequent convictions for driving while under the influence of intoxicating liquor.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2406. A Bill for an Act to create and enact section 6-03-13.5 of the North Dakota Century Code, relating to a national bank conversion to state bank.

Which was read the first time and referred to the committee on Industry, Business and Labor.

The House stood recessed pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk



TWENTY-SEVENTH DAY AFTER RECESS
AND TWENTY-EIGHTH DAY

Bismarck, February 5, 1971

The House reconvened at 12:30 p.m., pursuant to recess taken, with Speaker Bier presiding.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1018

House Bill No. 1030

House Bill No. 1097

House Bill No. 1201

House Bill No. 1319

House Bill No. 1380

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. White moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1115

And find the same correctly re-engrossed.

REP. MIEDEMA, Chairman

Rep. White moved that the report be adopted, which motion prevailed, and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Knudson moved that the amendments to House Bill No. 1301 as recommended by the Committee on Education as printed on page 498 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 1373 as recommended by the Committee on Finance and Taxation as printed on page 498 of the House Journal be adopted, which motion prevailed.

Rep. Bunker moved that the amendments to House Bill No. 1450 as recommended by the Committee on Industry, Business and Labor as printed on pages 499 and 500 of the House Journal be adopted, which motion prevailed.

Rep. Bunker moved that the amendments to House Bill No. 1459 as recommended by the Committee on Industry, Business and Labor as printed on page 499 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Bill No. 2121 as recommended by the Committee on State and Federal Government as printed on pages 500 and 501 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Bill No. 2213

as recommended by the Committee on State and Federal Government as printed on page 501 of the House Journal be adopted, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1018. A Bill for an Act making an appropriation to provide for nurse preparation scholarships for qualified residents of North Dakota according to chapter 43-12 of the North Dakota Century Code.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Glaspey	Knudson	Raile
Atkinson	Grant	Lang	Raymond
Austin	Gronneberg	Larson, G.	Reimers
Backes	Gunderson	Larson, L.	Rocheleau
Berg	Halcrow	Laughlin	Rolfsrud
Boustead	Haman	Lee	Rundle
Boyum	Hausauer, A.	Linderman	Sandness
Brekke	Hausauer, R.	Livingston	Shablow
Bunker	Henning	McGauvran	Solberg
DeGroot	Henry	McGeehan	Stoltenow
DeKrey	Hensrud	Mertens	Stone
Dick	Hentges	Metzger	Streibel
Dornacker	Herman	Meyer	Strinden
Dotzenrod	Hickle	Miedema	Thorsgard
Eagles	Hildebrand	Miller, B.	Tweten
Erickson, K.	Hilleboe	Miller, E.	Ulvedal
Erickson, W.	Hoffner	Moore	Wagner
Fleming	Jacobson	Murphy	Walsh
Gackle	Jenkins	Mushik	Weber
Ganser	Johnson, H.	Opedahl	Welder
Gengler	Johnson, K.	Patrick	Winge
Gerl	Kieffer	Peterson, J.	Mr. Speaker
Giffey	Kingsbury	Peterson, R.	

Absent and not voting:

Haugland	Olienyk	Rivinius	Wilkie
Lundene	Rice	White	

So the bill passed and the title was agreed to.

MOTION

Rep. Solberg moved that a committee of two be appointed to escort the Hon. Jake Fraese, member of the Legislative Assembly of Manitoba, to the rostrum to be recognized.

Speaker Bier appointed Rep. Solberg and Rep. Henry.

The Hon. Jake Fraese addressed the Assembly.

SECOND READING OF A HOUSE BILL

House Bill No. 1030. A Bill for an Act making an appropriation to the department of public instruction for the purpose of defraying the expenses of public schools.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Reimers
Atkinson	Gunderson	Larson, L.	Rice

Austin	Halcrow	Laughlin	Rivinius
Berg	Haman	Lee	Rocheleau
Boustead	Haugland	Linderman	Rolfsrud
Boyum	Hausauer, A.	Livingston	Rundle
Brekke	Hausauer, R.	McGauvran	Sandness
Bunker	Henning	McGeehan	Shablow
DeGroot	Henry	Mertens	Solberg
DeKrey	Hensrud	Metzger	Stoltenow
Dick	Hentges	Meyer	Stone
Dornacker	Herman	Miedema	Streibel
Dotzenrod	Hickle	Miller, B.	Strinden
Eagles	Hildebrand	Miller, E.	Thorsgard
Erickson, K.	Hilleboe	Murphy	Tweten
Erickson, W.	Hoffner	Mushik	Ulvedal
Fleming	Jacobson	Olienyk	Wagner
Gackle	Jenkins	Opedahl	Walsh
Ganser	Johnson, H.	Patrick	Weber
Gengler	Johnson, K.	Peterson, J.	Welder
Gerl	Kieffer	Peterson, R.	Wilkie
Giffey	Kingsbury	Raile	Winge
Glaspey	Knudson	Raymond	Mr. Speaker
Grant	Lang		
Absent and not voting:			
Backes	Lundene	Moore	White

So the bill passed and the title was agreed to.

MOTION

Rep. Eagles moved that the House reconsider its action by which Senate Bill No. 2120 was lost, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2120. A Bill for an Act to create and enact section 54-44-12; to amend and reenact sections 27-11-17, 27-11-23, 27-12-04, 27-12-06, 43-01-04, 43-04-07, subsections 6 and 8 of section 43-12-07, sections 43-13-07, 43-15-05, 43-19.1-09, 43-23-04, 43-26-05, and subsection 4 of section 43-27-04; and to repeal sections 43-02-07, 43-03-07, 43-04-08, subsection 2 of section 43-05-07, sections 43-06-06, 43-09-08, 43-10-09, 43-11-09, 43-15-11, 43-17-15, 43-18-07, 43-21-07, 43-25-15, 43-28-07, 43-32-15, and 43-34-06, all of the North Dakota Century Code, relating to the deposit and disbursement of the moneys received by all occupational and professional boards, associations, and commissions.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 62; nays, 33; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Haugland	Larson, G.	Reimers
Atkinson	Hausauer, A.	Larson, L.	Rice
Austin	Hausauer, R.	Lee	Rivinius
Berg	Henning	Livingston	Sandness
Boustead	Hensrud	Metzger	Stone
Boyum	Hentges	Miedema	Streibel
Brekke	Herman	Murphy	Strinden
Bunker	Hickle	Mushik	Thorsgard
DeGroot	Hildebrand	Olienyk	Tweten
DeKrey	Hilleboe	Opedahl	Ulvedal
Dick	Jenkins	Patrick	Wagner
Dornacker	Johnson, H.	Peterson, J.	Walsh
Dotzenrod	Johnson, K.	Peterson, R.	Welder
Eagles	Kieffer	Raile	Winge
Ganser	Knudson	Raymond	Mr. Speaker
Gunderson	Lang		

Those voting in the negative were:

Backes	Grant	Laughlin	Rocheleau
Erickson, K.	Gronneberg	Linderman	Rolfsrud
Erickson, W.	Halcrow	McGauvran	Rundle
Fleming	Haman	McGeehan	Shablow
Gackle	Henry	Mertens	Solberg
Gengler	Hoffner	Meyer	Stoltenow
Gerl	Jacobson	Miller, B.	Weber
Giffey	Kingsbury	Miller, E.	Wilkie
Glaspay			

Absent and not voting:

Lundene	Moore	White
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So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE BILL

House Bill No. 1097. A Bill for an Act to create and enact section 14-05-09.1 of the North Dakota Century Code and to amend and reenact section 14-05-03 of the North Dakota Century Code, relating to allowing irreconcilable differences as grounds for divorce.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there are ayes, 84; nays, 10; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Glaspay	Johnson, K.	Peterson, R.
Atkinson	Grant	Kieffer	Raile
Austin	Gronneberg	Kingsbury	Raymond
Backes	Gunderson	Knudson	Reimers
Berg	Halcrow	Lang	Rivinius
Boustead	Haman	Larson, G.	Rocheleau
Boyum	Haugland	Larson, L.	Rundle
Brekke	Hausauer, A.	Laughlin	Shablow
Bunker	Hausauer, R.	Lee	Stone
DeGroot	Henning	Linderman	Streibel
DeKrey	Henry	Livingston	Strinden
Dick	Hensrud	McGauvran	Thorsgard
Dornacker	Hentges	Mertens	Tweten
Dotzenrod	Herman	Metzger	Ulvedal
Eagles	Hickle	Meyer	Wagner
Erickson, K.	Hildebrand	Miedema	Walsh
Erickson, W.	Hilleboe	Moore	Weber
Fleming	Hoffner	Murphy	Welder
Ganser	Jacobson	Mushik	Wilkie
Gerl	Jenkins	Opedahl	Winge
Giffey	Johnson, H.	Peterson, J.	Mr. Speaker

Those voting in the negative were:

Gackle	Miller, B.	Rolfsrud	Solberg
Gengler	Patrick	Sandness	Stoltenow
McGeehan	Rice		

Absent and not voting:

Lundene	Miller, E.	Olienyk	White
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So the bill passed and the title was agreed to.

RECOGNITION

Speaker Bier announced that a former Representative and former Speaker was in the chambers, and requested that the House recognize former Rep. Ernest Johnson, and Rep. Johnson was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1115. A Bill for an Act providing for a bank ad-

visory board consisting of seven members appointed by the industrial commission to act in an advisory capacity to the Bank of North Dakota, and to repeal chapter 6-09.1 of the North Dakota Century Code.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 58; nays, 38; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Halcrow	Lang	Rice
Austin	Haugland	Larson, G.	Rivinius
Berg	Hausauer, A.	Larson, L.	Rundle
Boustead	Hausauer, R.	Lee	Sandness
Boyum	Henning	Metzger	Stoltenow
Brekke	Hensrud	Miedema	Stone
Bunker	Hentges	Moore	Streibel
DeKrey	Herman	Murphy	Strinden
Dick	Hickle	Olienyk	Thorsgard
Dornacker	Hildebrand	Opedahl	Tweten
Eagles	Hilleboe	Peterson, J.	Ulvedal
Gackle	Jenkins	Peterson, R.	Wagner
Ganser	Johnson, K.	Raile	Welder
Giffey	Kingsbury	Reimers	Mr. Speaker
Gunderson	Knudson		

Those voting in the negative were:

Anderson	Grant	Livingston	Raymond
Backes	Gronneberg	McGauvran	Rocheleau
DeGroot	Haman	McGeehan	Rolfstrud
Dotzenrod	Henry	Mertens	Shablow
Erickson, K.	Hoffner	Meyer	Solberg
Erickson, W.	Jacobson	Miller, B.	Walsh
Fleming	Johnson, H.	Miller, E.	Weber
Gengler	Kieffer	Mushik	Wilkie
Gerl	Laughlin	Patrick	Winge
Glaspey	Linderman		

Absent and not voting:

Lundene White

So the bill passed and the title was agreed to.

House Bill No. 1201. A Bill for an Act to provide that all motor vehicle liability policies written in this state must contain uninsured motorist coverage.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Rice
Austin	Halcrow	Laughlin	Rivinius
Berg	Haman	Lee	Rocheleau
Boustead	Haugland	Linderman	Rolfstrud
Boyum	Hausauer, A.	Livingston	Rundle
Brekke	Hausauer, R.	McGauvran	Sandness
Bunker	Henning	McGeehan	Shablow
DeGroot	Henry	Mertens	Solberg
DeKrey	Hensrud	Metzger	Stoltenow
Dick	Hentges	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel

Dotzenrod	Herman	Miller, B.	Strinden
Eagles	Hildebrand	Miller, E.	Thorsgard
Erickson, K.	Hilleboe	Moore	Tweten
Erickson, W.	Hoffner	Murphy	Ulvedal
Fleming	Jacobson	Mushik	Wagner
Gackle	Jenkins	Olienyk	Walsh
Gengler	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gerl	Kieffer	Peterson, J.	Wilkie
Giffey	Kingsbury	Peterson, R.	Winge
Glaspey	Knudson	Raile	Mr. Speaker
Grant	Lang		

Those voting in the negative were:

Backes Reimers

Absent and not voting:

Lundene White

So the bill passed and the title was agreed to.

House Bill No. 1266. A Bill for an Act to create and enact subsection 3 of section 43-23-09, North Dakota Century Code, as amended relating to license applications for real estate brokers.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 33; nays, 62; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Eagles	Jenkins	Patrick
Boustead	Gerl	Lang	Peterson, R.
Boyum	Grant	Larson, G.	Reimers
Bunker	Gunderson	Larson, L.	Sandness
Brekke	Hensrud	Lee	Streibel
DeGroot	Hentges	McGeehan	Strinden
Dick	Herman	Miedema	Wagner
Dornacker	Hilleboe	Mushik	Mr. Speaker
Dotzenrod			

Those voting in the negative were:

Anderson	Haugland	Livingston	Rivinius
Austin	Hausauer, A.	McGauvran	Rocheleau
Backes	Hausauer, R.	Mertens	Rolfstrud
Berg	Henning	Metzger	Rundle
DeKrey	Henry	Meyer	Shablow
Erickson, K.	Hickle	Miller, B.	Solberg
Erickson, W.	Hildebrand	Miller, E.	Stoltenow
Fleming	Hoffner	Moore	Thorsgard
Gackle	Jacobson	Murphy	Tweten
Ganser	Johnson, H.	Olienyk	Ulvedal
Gengler	Johnson, K.	Opedahl	Walsh
Giffey	Kieffer	Peterson, J.	Weber
Glaspey	Kingsbury	Raile	Welder
Gronneberg	Knudson	Raymond	Wilkie
Halcrow	Laughlin	Rice	Winge
Haman	Linderman		

Absent and not voting:

Lundene Stone White

So the bill lost.

MOTION

Rep. Streibel moved that a committee of two be appointed to escort Hon. Milton R. Young to the rostrum, which motion prevailed.

Speaker Bier appointed Reps. Sandness and Dick.

Senator Young addressed the Assembly.

Senator Young:

"MR. SPEAKER AND MEMBERS OF THE HOUSE: It is a great pleasure to be here with you again. I really began my political career as a member of this body in the session in 1933.

"I know there are many national issues and problems such as the war in Vietnam and new Federal programs of all kinds which you are greatly concerned about.

"One that has attracted more than usual interest is abolishing the seniority system. This is one I would like to discuss with you for a few minutes.

"There are a few people who seem to be quite concerned about my having too much seniority.

"Press stories advocating that no one 70 years or older be chairman of a committee of Congress haven't gone unnoted. While I am not up for election until 1974, I naturally wouldn't like to be legislated out of business before then.

"As you undoubtedly noted, there are those in Congress, and particularly in the United States Senate, who have some ideas about abolishing the seniority system. They have already had considerable success.

"This movement is being led in the Senate by an unusual combination. It includes a couple of generals who don't believe their expertise in military affairs has been properly recognized. There also are several liberals who believe they should be elevated to topmost positions almost immediately.

"The foremost Republican leader in this movement is Charles McMathias of Maryland, who claims to be a farmer. He is a leading spokesman for a farm organization that wants to abolish all price support programs. I have some reservations about him as a farmer after seeing a picture on the front page of the WASHINGTON POST of his getting kicked by a champion cow as he was trying to milk her from the wrong side.

"This strange alliance of Senators was successful in getting a rule adopted by the Republican caucus prohibiting any Senator from holding a ranking position on more than one committee.

"A similar proposal was defeated in the Democrat caucus.

"Let me give you an example of how this new seniority rule works on a committee or two. All four of the Republicans on the Rules Committee held ranking positions on other committees, so none could serve as ranking on this committee.

"To resolve this problem one of the ranking Republicans had to voluntarily get off the committee. This was Senator Carl Curtis of Nebraska.

"His leaving the committee permitted the appointment of a new member who didn't occupy a ranking position on another committee — Senator Winston Prouty of Vermont. This made it possible for him to be appointed to the ranking Republican position on the Rules Committee. He is a very fine and able Senator, but has had no experience whatever on this committee where experience is very helpful.

"I got kicked by the same horse.

"Senator George Aiken of Vermont was ranking on both Foreign Relations and Agriculture. Since he is now only eligible to serve as ranking on one committee, he took Foreign Relations and dropped his ranking position on agriculture.

"Being second on Agriculture, his choice put me in first place on both Agriculture and Appropriations. My choice then was whether to be ranking Republican on Agriculture or Appropriations. With great reluctance I took the ranking position on Appropriations. The Appropriations Committee is commonly referred to as the most

powerful committee of the Senate, and I felt I should remain as ranking Republican on that all-important committee.

"This left Senator Jack Miller of Iowa, formerly the third ranking Republican on Agriculture, now in the position of being first ranking. The lineup on the Agriculture Committee now is Miller, Aiken, and me. Thus this new seniority system demoted me from second to third place after I served on this committee for 26 years.

"There is considerable difference between being third or second ranking. Oftentimes in the past only five conferees were appointed from the Agriculture Committee to meet with the conferees of the House Agriculture Committee to iron out the differences on a bill passed by the two Houses.

"A good example was the last farm bill. If only five conferees were appointed, I wouldn't have been a conferee on this important farm legislation. Fortunately, I have been assured that in the future there will be seven and not five conferees appointed, so I will continue to be a conferee with the House on all farm legislation.

"As you know, most major legislation is really written by the joint Senate-House Conference Committees. In the past more than quarter century, I have often been the only Republican or Democrat on the Senate Agriculture Committee from a major wheat-producing state.

"Senator Jack Miller, the new ranking member, is a very able Senator and does a good job for corn producers, but since his state produces very little wheat, he can't be expected to have the same interest in wheat as he does in corn.

"These seniority-busting advocates, both here in North Dakota and in the U. S. Senate, want to go further. A resolution has already been introduced which, if approved, would mean that when the 93rd Congress convenes two years from now, no committee assignments would be based on seniority. I doubt if it will pass but, if it did, I wouldn't have the chance of the proverbial snowball of serving as ranking member or chairman of the Appropriations Committee, or any other committee.

"Committee assignments, in that event, would be almost entirely on the basis of which Senator had the support of organizations or groups with the biggest political clout. Organizations or individuals who contributed large sums of money to the election of certain Senators would be in a position to exercise great influence. A Senator from a small state like North Dakota would have little chance of receiving important committee assignments.

"Despite what some are trying to say, the seniority system has been very effective. Even with its faults, and it has some, the alternative of having the chairman elected from the body as a whole would only encourage the selling of "favours" by those interested in getting the chairmanship. Under the present system the chairman and ranking member get their positions without selling their souls.

"The Constitution did attempt to protect the small states from the large. The seniority system does much to preserve this protection.

"I am aware, too, that some hopeful politicians are concerned about my age. They even carry around charts which attempt to prove that they have a much better vote-getting record than I.

"During all the years I served with the late Senator Langer, we got along very well, except in election years. This difference was understandable, as we belonged to different factions of the Republican Party.

"Once, after I had opposed his re-election and when I escorted him down the aisle to be sworn in by the Vice President, he whispered to me: "Milt, don't forget you are up for election next!" That still is pretty good political advice.

"Fortunately, Senator Langer and I resolved our differences before the last time we both faced re-election. This was when the Non-

Partisan League split up and Senator Langer and others stayed in the Republican Party.

"I don't know whether I will be a candidate for re-election in 1974 or not. If my health is good and the people in North Dakota want me to run, I may. Senator Carl Hayden, who is now 93 and who served 56 years in Congress, still has a pretty good mind and better judgment than some politicians I know. He always had a stock answer when asked if he would be a candidate for re-election. He would say: "Why not?"

"There were a lot of things about Carl Hayden I liked.

"I will definitely state at least a year, and probably two years before my term expires, what my intentions are. Maybe this legislative body where I started 38 years ago would be a pretty good place to announce my intentions.

"While I have been away from here quite a long while, I have come back each session to visit you, and I still feel as close to you as the day I left. I have no better friends."

Rep. Streibel moved that the remarks of Senator Young be printed in the Journal, which motion prevailed.

MOTIONS

Rep. Atkinson moved that the House reconsider its action by which House Bill No. 1507 was indefinitely postponed, which motion prevailed.

Rep. Atkinson moved that House Bill No. 1507 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Rep. Streibel moved that the House reconsider the action by which House Bill No. 1507 was re-referred to the Committee on State and Federal Government, which motion prevailed.

Rep. Streibel moved that House Bill No. 1507 be re-referred to the Committee on Social Welfare, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1104

House Bill No. 1519

House Bill No. 1522

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. White moved that the report be adopted, which motion prevailed, and the report was adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1035 has had the same under consideration and recommends that the same be amended as follows:

Page 1, line 15, delete the numerals "6,000.00" and insert in lieu thereof the numerals "8,000.00"

Page 1, line 16, delete the numerals "2,000.00" and insert in lieu thereof the numerals "3,000.00"

Page 1, line 17, delete the numerals "6,000.00" and insert in lieu thereof the numerals "8,000.00"

Page 1, line 18, delete the numerals "5,000.00" and insert in lieu thereof the numerals "7,000.00"

Page 1, line 19, delete the numerals "6,000.00" and insert in lieu thereof the numerals "8,000.00"

Page 1, line 20, delete the numerals "6,000.00" and insert in lieu thereof the numerals "8,000.00"

Page 1, line 21, delete the numerals "5,000.00" and insert in lieu thereof the numerals "7,000.00"

Page 1, line 22, delete the numerals "5,000.00" and insert in lieu thereof the numerals "7,000.00"

Page 1, line 23, delete the numerals "5,000.00" and insert in lieu thereof the numerals "7,000.00"

Page 1, line 24, delete the numerals "5,000.00" and insert in lieu thereof the numerals "7,000.00"

Page 2, line 1, delete the numerals "5,000.00" and insert in lieu thereof the numerals "7,000.00"

Page 2, after line 1, insert the following:

"2 Commissioner of Labor 6,000.00"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The line for Commissioner of Labor was added to include him with other commissioners and with their salary schedules in the budget. The increase in expense payments per year was to induce quality people to run for state offices.

REP. REIMERS, Chairman

Rep. Rolfsrud moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1101 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 10, delete the words "one percent" and insert in lieu thereof the following language "one-half of one percent for a state legislative office and one-fourth of one percent for a congressional or statewide office"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1161 has had the same under consideration and recommends that the same be amended as follows:

On page 15, line 14, insert a comma after the word "mental"

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1235 has had the same under consideration and recommends that the same be amended as follows:

On page 3, line 27, delete the word "cuase" and insert in lieu thereof the word "cause"

On page 4, line 8, after the word "revocation" insert the word "executed" and after the word principal and before the comma insert the words "while competent"

On page 6, line 3, delete the word "jduge" and insert in lieu thereof the word "judge"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Dotzenrod moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was

referred House Bill No. 1278 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. REIMERS, Chairman

Rep. Miedema moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1310 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1368 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2097 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1065 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, delete the following: "sections 39-17-01," and insert in lieu thereof the word "section"

On page 1, line 2, delete the following: "39-17-02, and"

On page 1, delete lines 8 through 24

On page 2, delete lines 1 through 35

On page 3, delete lines 1 through 10

And renumber the pages, lines and sections accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1343 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, delete the following:

"4-06-09, 4-06-10, and"

On page 1, line 10, place triple parentheses before the numerals "4-06-09"

On page 1, line 11, place triple parentheses after the numerals and word "4-06-10 and"

On page 1, line 12, after the comma, delete the word "are" and insert in lieu thereof the word "is"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1371 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. HAUGLAND, Chairman

Rep. Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1374 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 18, after the word "certification" insert a comma and the following language: "**and shall inform the local health officer**"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Kieffer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1399 has had the same under consideration and recommends that the same be amended as follows:

On page 4, line 11, after the word "**order**" insert the following language: "**not to exceed thirty days**"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1444 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1435 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. L. Larson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1437 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Berg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1439 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1443 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The majority of your Committee on Transportation to whom was referred House Bill No. 1502 has had the same

under consideration and recommends that the same be indefinitely postponed.

Rep. Boyum
Rep. Boustead
Rep. Giffey
Rep. Grant
Rep. Herman
Rep. Hensrud
Rep. L. Larson
Rep. Welder

REP. BOUSTEAD, Chairman

Rep. Boyum moved that the report be adopted.

Mr. Speaker: The minority of your Committee on Transportation to whom was referred House Bill No. 1502 has had the same under consideration and recommends that the same do pass.

Rep. Berg
Rep. K. Erickson
Rep. Gackle
Rep. McGauvran
Rep. Rice

REP. BOUSTEAD, Chairman

Rep. Gackle moved that the report of the minority be substituted for that of the majority.

Rep. Gackle requested a recorded roll call vote on the motion of Rep. Gackle to adopt the report of the minority committee on House Bill No. 1502.

ROLL CALL

The roll was called and there were ayes, 47; nays, 48; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Ganser	Kieffer	Murphy
Austin	Glaspey	Kingsbury	Raile
Backes	Gronneberg	Knudson	Rice
Berg	Gunderson	Larson, G.	Rundle
Brekke	Halcrow	Laughlin	Sandness
DeKrey	Haman	Lee	Shablow
Dick	Hausauer, R.	Linderman	Stoltenow
Dornacker	Henry	Livingston	Thorsgard
Dotzenrod	Henning	McGauvran	Walsh
Erickson, K.	Hildebrand	Mertens	Weber
Fleming	Johnson, H.	Miller, E.	Winge
Gackle	Johnson, K.	Moore	

Those voting in the negative were:

Atkinson	Hausauer, A.	Metzger	Rocheleau
Boustead	Hensrud	Meyer	Rofsrud
Boyum	Hentges	Miedema	Solberg
Bunker	Herman	Miller, B.	Stone
DeGroot	Hickle	Mushik	Streibel
Eagles	Hilleboe	Olienyk	Strinden
Erickson, W.	Hoffner	Opedahl	Tweten
Gengler	Jacobson	Patrick	Ulvedal
Gerl	Jenkins	Peterson, J.	Wagner
Giffey	Lang	Peterson, R.	Welder
Grant	Larson, L.	Raymond	Wilkie
Haugland	McGeehan	Rivinius	Mr. Speaker

Absent and not voting:

Lundene	Reimers	White
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The motion failed.

The question then was on the motion of Rep. Boyum to adopt the

Report of the Majority Committee on House Bill No. 1502, which motion prevailed. House Bill No. 1502 was indefinitely postponed.

Rep. Boustead moved that the vote by which House Bill No. 1502 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1518 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 6 after the word "areas" and before the period insert a semi-colon and the following language: "; and to provide an effective date"

On page 1, line 18, delete the word "four" and insert in lieu thereof the word "three"

On page 2, after line 14 insert the following:

"SECTION 3. EFFECTIVE DATE.) This Act shall become effective on January 1, 1972."

And renumber the pages, lines and sections accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Weber moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1526 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 4 after the word "days" and before the period insert a semi-colon and the following language: "; and to provide for an effective date"

On page 1, after line 20 insert the following:

"SECTION 2. EFFECTIVE DATE.) This Act shall become effective on January 1, 1972."

And renumber the pages, lines and sections accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Moore moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1527 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Weber moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1551 has had the same under consideration and recommends that the same be amended as follows:

On line 7, delete the word "The" and insert in lieu thereof the following language "Pursuant to such rules as may be established by the supreme court of North Dakota, the"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Moore moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-EIGHTH DAY

Bismarck, February 5, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Donald Hill, St. Mary's Roman Catholic Church, Bismarck.

Roll was called and all members were present except Reps. Lundene and White.

A quorum was declared by the Speaker.

REVISION AND CORRECTIONS

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-sixth Day after Recess and Twenty-seventh Day, and recommends that the same be corrected as follows:

On page 527, following line 49, insert the following:

AMENDMENTS TO HOUSE BILL No. 1068

Page 1, line 16, after "assembly" delete the triple parentheses before and after "or"

Page 1, line 16, after the second comma delete the remainder of the line

Page 1, line 17, delete "council,"

Renumber the pages and lines accordingly.

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Dick moved that the amendments to House Bill No. 1271 as recommended by the Committee on Natural Resources as printed on pages 503 through 510 of the House Journal be adopted.

Rep. Dick moved that the House dispense with the reading of the amendments to House Bill No. 1271, which motion prevailed.

The question then was on the motion of Rep. Dick to adopt the amendments to House Bill No. 1271, which motion prevailed.

Rep. Dick moved that the amendments to House Bill No. 1355 as recommended by the Committee on Natural Resources as printed on page 512 of the House Journal be adopted, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1001 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 8, delete the numerals "560,000.00" and insert in lieu thereof the numerals "855,000.00"

On page 2, line 9, delete the numerals "15,287,735.00" and insert in lieu thereof the numerals "15,582,735.00"

On page 2, after line 27 and before line 28, insert the following:
"Heating plant 656,000.00"

On page 2, line 28, delete the numerals "400,000.00" and insert in lieu thereof the numerals "300,000.00"

On page 2, after line 28 and before line 29, insert the following:
"(No plant improvement funds authorized for payment of special assessments)"

On page 2, line 29, delete the numerals "12,537,095.00" and insert in lieu thereof the numerals "13,093,095.00"

On page 3, after line 4 and before line 5, insert the following:

"Library improvements 20,000.00
Greenhouse repair 5,000.00"

On page 3, line 6, delete the numerals "697,762.00" and insert in lieu thereof the numerals "722,762.00"

On page 3, line 17, delete the numerals "894,762.00" and insert in lieu thereof the numerals "919,762.00"

On page 3, after line 18, insert the following:

"custodial expenses 102,500.00"

On page 3, delete lines 19, 20, 21, and 22

On page 3, line 23, delete the numerals "1,065,918.00" and insert in lieu thereof the numerals "102,500.00"

On page 3, line 24, delete the numerals "179,554.00" and insert in lieu thereof the numerals "70,000.00"

On page 3, line 25, delete the numerals "886,364.00" and insert in lieu thereof the numerals "32,500.00"

On page 3, line 29, delete the numerals "726,541.00" and insert in lieu thereof the numerals "776,541.00"

On page 3, line 31, delete the numerals "6,977,484.00" and insert in lieu thereof the numerals "7,027,484.00"

On page 3, line 33, delete the numerals "4,616,964.00" and insert in lieu thereof the numerals "4,666,964.00"

On page 4, line 2, delete the numerals "4,877,017.00" and insert in lieu thereof the numerals "4,927,017.00"

On page 4, line 13, delete the numerals "65,000.00" and insert in lieu thereof the numerals "115,000.00"

On page 4, line 14, delete the numerals "2,637,923.00" and insert in lieu thereof the numerals "2,687,923.00"

On page 4, line 25, delete the numerals "95,850.00" and insert in lieu thereof the numerals "175,700.00"

On page 4, line 26, delete the numerals "4,297,713.00" and insert in lieu thereof the numerals "4,377,563.00"

On page 4, line 29, delete the numerals "236,995.00" and insert in lieu thereof the numerals "241,107.00"

On page 4, line 30, delete the numerals "190,311.00" and insert in lieu thereof the numerals "192,311.00"

On page 4, line 31, delete the numerals "36,000.00" and insert in lieu thereof the numerals "50,336.00"

On page 4, line 32, delete the numerals "2,415,530.00" and insert in lieu thereof the numerals "2,435,978.00"

On page 4, line 34, delete the numerals "1,641,851.00" and insert in lieu thereof the numerals "1,662,299.00"

On page 5, line 2, delete the numerals "1,737,851.00" and insert in lieu thereof the numerals "1,758,299.00"

On page 5, line 13, delete the numerals "107,500.00" and insert in lieu thereof the numerals "264,500.00"

On page 5, line 14, delete the numerals "2,490,388.00" and insert in lieu thereof the numerals "2,647,388.00"

On page 5, line 16, delete the numerals "46,901,491.00" and insert in lieu thereof the numerals "47,280,925.00"

On page 5, line 18, after the period, delete the word "The"

On page 5, delete lines 19 and 20

On page 6, after line 32, insert the following new section:

"SECTION 7. UNIVERSITY OF NORTH DAKOTA - ELLEN-DALE BRANCH.) It is the intent of the legislature that the university of North Dakota - Ellendale branch cease operation as an institution of higher education and that a sum not in excess of \$102,500.00 be expended for such institution from the period July 1, 1971, to June 30, 1973, for the purpose of custodial care and routine maintenance only."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of Purpose of the Amendment: The additional \$295,000 to the plant improvement line for the University of North Dakota was to provide for \$195,000 to pay for mortgage on two houses,

property acquisition, and payment of bonds on classroom building, and \$100,000 to provide for a new sub-station to the power plant. \$556,000.00 was added to the North Dakota State University budget in order to provide for a new heating plant and a 50 lb. boiler. There was an increase of \$25,000 to the State School of Forestry at Bottineau budget in order to provide for \$20,000 for plant improvements, and \$5,000 for greenhouse repair.

The State School of Science at Wahpeton budget was increased \$50,000 to provide for instructional material.

The Dickinson State College budget was increased \$50,000 in plant improvement in order to renovate May Hall.

An increase of \$79,850 to Minot State College was to provide for additional plant improvements.

Mayville State College budget was increased \$20,448 to provide for new electric typewriters to replace old manuals and for repairing of equipment.

\$157,000 was added to the Valley City State College budget in order to provide for plant improvements to pay for renovation of older buildings on campus.

REP. REIMERS, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1319. A Bill for an Act to amend and reenact section 14-03-22 of the North Dakota Century Code, and to repeal section 14-03-23 of the North Dakota Century Code, relating to keeping marriage records.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 84; nays, 9; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Grant	Kingsbury	Peterson, R.
Atkinson	Gronneberg	Lang	Raile
Austin	Gunderson	Larson, L.	Raymond
Backes	Halcrow	Laughlin	Reimers
Berg	Haman	Lee	Rocheleau
Boustead	Haugland	Livingston	Rolfsrud
Boyum	Hausauer, A.	McGauvran	Rundle
Brekke	Hausauer, R.	McGeehan	Sandness
Bunker	Henning	Mertens	Stoltenow
DeGroot	Henry	Metzger	Stone
DeKrey	Hensrud	Meyer	Streibel
Dick	Hentges	Miedema	Strinden
Dornacker	Herman	Miller, B.	Thorsgard
Dotzenrod	Hickle	Miller, E.	Tweten
Eagles	Hildebrand	Moore	Ulvedal
Erickson, W.	Hilleboe	Murphy	Wagner
Gackle	Hoffner	Mushik	Walsh
Ganser	Jacobson	Olienyk	Weber
Gengler	Jenkins	Opedahl	Wilkie
Gerl	Johnson, H.	Patrick	Winge
Giffey	Kieffer	Peterson, J.	Mr. Speaker

Those voting in the negative were:

Erickson, K.	Johnson, K.	Linderman	Solberg
Fleming	Knudson	Rice	Welder

Glaspey

Absent and not voting:

Larson, G.	Rivinius	Shablow	White
Lundene			

So the bill passed and the title was agreed to.

House Bill No. 1411. A Bill for an Act to amend and reenact section 39-04-36 of the 1969 supplement to the North Dakota Century Code, relating to the transfer of registration and number plates.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Glaspey	Knudson	Raymond
Atkinson	Grant	Lang	Reimers
Austin	Gronneberg	Larson, G.	Rice
Backes	Gunderson	Larson, L.	Rivinius
Berg	Halcrow	Laughlin	Rocheleau
Boustead	Haman	Lee	Rolfstrud
Boyum	Haugland	Linderman	Rundle
Brekke	Hausauer, R.	Livingston	Sandness
Bunker	Henning	McGauvran	Solberg
DeGroot	Henry	McGeehan	Stoltenow
DeKrey	Hensrud	Mertens	Stone
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miedema	Strinden
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hilleboe	Moore,	Ulvedal
Erickson, W.	Hoffner	Murphy	Waish
Fleming	Jacobson	Mushik	Weber
Gackle	Jenkins	Olienyk	Welder
Ganser	Johnson, H.	Opedahl	Wilkie
Gengler	Johnson, K.	Patrick	Winge
Gerl	Kieffer	Peterson, R.	Mr. Speaker
Giffey	Kingsbury	Raile	

Those voting in the negative were:

Hausauer, A.	Metzger	Peterson, J.	Wagner
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Absent and not voting:

Lundene	Shablow	White
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So the bill passed and the title was agreed to.

House Bill No. 1432. A Bill for an Act to amend and reenact subdivision b of subsection 2 of section 39-04-18 of the 1969 Supplement to the North Dakota Century Code, relating to motor vehicles exempt from registration fees.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raymond
Atkinson	Gronneberg	Larson, G.	Reimers
Austin	Gunderson	Larson, L.	Rice
Backes	Halcrow	Laughlin	Rivinius
Berg	Haman	Lee	Rocheleau
Boustead	Haugland	Linderman	Rolfstrud
Boyum	Hausauer, A.	Livingston	Rundle
Brekke	Hausauer, R.	McGauvran	Sandness
Bunker	Henning	McGeehan	Shablow
DeGroot	Henry	Mertens	Stoltenow
DeKrey	Hensrud	Metzger	Stone
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miedema	Strinden
Dotzenrod	Hickle	Miller, B.	Thorsgard

Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hilleboe	Moore	Ulvedal
Erickson, W.	Hoffner	Murphy	Wagner
Fleming	Jacobson	Mushik	Walsh
Gackle	Jenkins	Olienyk	Weber
Ganser	Johnson, H.	Opedahl	Welder
Gengler	Johnson, K.	Patrick	Wilkie
Gerl	Kieffer	Peterson, J.	Winge
Giffey	Kingsbury	Peterson, R.	Mr. Speaker
Glaspey	Knudson	Raile	

Absent and not voting:

Lundene	Solberg	White
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So the bill passed and the title was agreed to.

House Bill No. 1433. A Bill for an Act to provide for the suspension or revocation of certificates of title to motor vehicles.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raymond
Atkinson	Gronneberg	Larson, G.	Reimers
Austin	Gunderson	Larson, L.	Rice
Backes	Halcrow	Laughlin	Rivinius
Berg	Haman	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfsrud
Boyum	Hausauer, R.	McGauvrán	Rundle
Brekke	Henning	McGeehan	Sandness
Bunker	Henry	Mertens	Shablow
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Herman	Miedema	Streibel
Dornacker	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Ganser	Johnson, H.	Opedahl	Weber
Gengler	Johnson, K.	Patrick	Welder
Gerl	Kieffer	Peterson, J.	Wilkie
Giffey	Kingsbury	Peterson, R.	Winge
Glaspey	Knudson	Raile	Mr. Speaker

Absent and not voting:

Gackle	Lee	Solberg	White
Haugland	Lundene		

So the bill passed and the title was agreed to.

House Bill No. 1434. A Bill for an Act to amend and reenact section 39-04-44 of the 1969 supplement to the North Dakota Century Code relating to registration credits on destroyed vehicles.

Which was passed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 7; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Reimers
Atkinson	Gunderson	Lee	Rice
Austin	Halcrow	Linderman	Rivinius
Berg	Haman	Livingston	Rolfsrud

Boustead	Hausauer, R.	McGauvran	Rundle
Boyum	Henning	McGeehan	Sandness
Bunker	Henry	Mertens	Shablow
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Herman	Miedema	Streibel
Dornacker	Hildebrand	Miller, B.	Strinden
Dotzenrod	Hilleboe	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Mushik	Ulvedal
Erickson, W.	Jenkins	Olienyk	Wagner
Fleming	Johnson, H.	Opedahl	Walsh
Ganser	Kieffer	Patrick	Weber
Gengler	Kingsbury	Peterson, J.	Welder
Gerl	Knudson	Peterson, R.	Wilkie
Giffey	Lang	Raile	Winge
Glaspey	Larson, G.	Raymond	Mr. Speaker
Grant	Larson, L.		

Those voting in the negative were:

Backes	Hausauer, A.	Johnson, K.	Rocheleau
Brekke	Hickle	Murphy	

Absent and not voting:

Gackle	Lundene	Solberg	White
Haugland			

So the bill passed and the title was agreed to.

House Bill No. 1446. A Bill for an Act to create and enact chapter 43-18.1 of the North Dakota Century Code, relating to the regulation of the installation of water conditioning equipment; and imposing a penalty.

Rep. Miedema requested he be excused from voting on House Bill No. 1446 because of a personal interest.

Rep. Strinden moved that Rep. Miedema be allowed to vote on House Bill No. 1446, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 69; nays, 26; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Haman	Larson, L.	Rice
Atkinson	Hausauer, A.	Laughlin	Rolfsrud
Austin	Hausauer, R.	Lee	Rundle
Backes	Henry	Linderman	Sandness
Boustead	Hensrud	McGauvran	Stoltenow
Boyum	Hentges	Miedema	Stone
Brekke	Herman	Miller, B.	Streibel
Bunker	Hickle	Moore	Strinden
Dick	Hildebrand	Murphy	Thorsgard
Dornacker	Hilleboe	Olienyk	Tweten
Dotzenrod	Hoffner	Opedahl	Ulvedal
Eagles	Jacobson	Patrick	Wagner
Erickson, K.	Jenkins	Peterson, J.	Walsh
Erickson, W.	Johnson, H.	Peterson, R.	Weber
Giffey	Johnson, K.	Raile	Welder
Grant	Lang	Raymond	Winge
Gronneberg	Larson, G.	Reimers	Mr. Speaker
Gundersoh			

Those voting in the negative were:

Berg	Gerl	Livingston	Mushik
DeGroot	Glaspey	McGeehan	Rivinius
DeKrey	Halcrow	Mertens	Rocheleau
Fleming	Henning	Metzger	Shablow
Gackle	Kieffer	Meyer	Solberg

Ganser	Kingsbury	Miller, E.	Wilkie
Gengler	Knudson		

Absent and not voting:

Haugland	Lundene	White
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So the bill passed and the title was agreed to.

Rep. Miedema moved that the vote by which House Bill No. 1446 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1475. A Bill for an Act to amend and reenact subsections 1 and 2 of section 57-38-66 of the North Dakota Century Code, relating to the business privilege tax imposed on individuals, estates, trusts, and corporations.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 70; nays, 24; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Larson, L.	Rice
Austin	Gronneberg	Laughlin	Rivinius
Backes	Gunderson	Linderman	Rocheleau
Berg	Halcrow	Livingston	Rolfstrud
Boyum	Haman	McGauvran	Rundle
DeGroot	Haugland	McGeehan	Shablow
DeKrey	Henry	Mertens	Solberg
Dornacker	Hensrud	Metzger	Stoltenow
Dotzenrod	Hickle	Meyer	Stone
Erickson, K.	Hildebrand	Miller, E.	Strinden
Erickson, W.	Hoffner	Moore	Thorsgard
Fleming	Jacobson	Murphy	Tweten
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	Wilkie
Gerl	Knudson	Peterson, J.	Winge
Giffey	Lang	Raymond	Mr. Speaker
Glaspey	Larson, G.		

Those voting in the negative were:

Atkinson	Hausauer, A.	Jenkins	Raile
Boustead	Hausauer, R.	Kingsbury	Reimers
Brekke	Henning	Miedema	Streibel
Bunker	Hentges	Miller, B.	Ulvedal
Dick	Herman	Mushik	Wagner
Eagles	Hilleboe	Peterson, R.	Welder

Absent and not voting:

Lee	Lundene	Sandness	White
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So the bill passed and the title was agreed to.

House Bill No. 1491. A Bill for an Act to amend and reenact sections 15-18-03 and 15-18-04.1 of the North Dakota Century Code, relating to tuition and fees at junior colleges and off-campus educational centers, and to amend and reenact section 15-55-18 of the North Dakota Century Code, relating to bond issues for junior colleges and off-campus educational centers.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Grant	Lang	Reimers
Atkinson	Gronneberg	Larson, G.	Rice

Austin	Gunderson	Larson, L.	Rivinius
Backes	Halcrow	Laughlin	Rocheleau
Berg	Haman	Lee	Rolfsrud
Boustead	Haugland	Linderman	Sandness
Boyum	Hausauer, A.	Livingston	Shablow
Brekke	Hausauer, R.	McGauvran	Solberg
Bunker	Henning	McGeehan	Stoltenow
DeKrey	Henry	Mertens	Stone
Dick	Hensrud	Metzger	Streibel
Dornacker	Hentges	Meyer	Strinden
Dotzenrod	Herman	Miedema	Thorsgard
Eagles	Hickle	Miller, B.	Tweten
Erickson, K.	Hildebrand	Miller, E.	Ulvedal
Erickson, W.	Hilleboe	Murphy	Wagner
Fleming	Hoffner	Mushik	Walsh
Gackle	Jacobson	Olienyk	Weber
Ganser	Johnson, H.	Opedahl	Welder
Gengler	Johnson, K.	Patrick	Wilkie
Gerl	Kieffer	Peterson, R.	Winge
Giffey	Kingsbury	Raile	Mr. Speaker
Glaspey	Knudson	Raymond	

Absent and not voting:

DeGroot	Lundene	Peterson, J.	White
Jenkins	Moore	Rundle	

So the bill passed and the title was agreed to.

MOTION

Rep. Bunker moved that House Bill No. 1519 be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1509. A Bill for an Act to create and enact subsection 9 of section 15-35-02 of the North Dakota Century Code, relating to standards for the construction of school buildings.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 6; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Rice
Atkinson	Gunderson	Larson, L.	Rivinius
Austin	Halcrow	Laughlin	Rocheleau
Backes	Haman	Lee	Rolfsrud
Berg	Haugland	Linderman	Rundle
Boustead	Hausauer, R.	Livingston	Sandness
Boyum	Henning	McGauvran	Shablow
Brekke	Henry	McGeehan	Solberg
Bunker	Hensrud	Mertens	Stoltenow
DeGroot	Herman	Meyer	Stone
DeKrey	Hickle	Miedema	Streibel
Dornacker	Hildebrand	Miller, B.	Strinden
Dotzenrod	Hoffner	Miller, E.	Thorsgard
Eagles	Jacobson	Mushik	Tweten
Erickson, K.	Jenkins	Olienyk	Wagner
Erickson, W.	Johnson, H.	Opedahl	Walsh
Gackle	Johnson, K.	Patrick	Weber
Ganser	Kieffer	Peterson, R.	Welder
Gerl	Kingsbury	Raile	Wilkie
Giffey	Knudson	Raymond	Winge
Glaspey	Lang	Reimers	Mr. Speaker
Grant			

Those voting in the negative were:

Fleming	Hentges	Murphy	Ulvedal
Hausauer, A.	Metzger		

Absent and not voting:

Dick	Hilleboe	Moore	White
Gengler	Lundene	Peterson, J.	

So the bill passed and the title was agreed to.

House Bill No. 1543. A Bill for an Act to create and enact subsection 16 of section 50-06-06 of the North Dakota Century Code, and to amend and reenact sections 12-46-02, 12-46-03, 12-46-04, 12-46-05, 12-46-06, 12-46-07, 12-46-09, 12-46-10, 12-46-10.1, 12-46-11, 12-46-12, 12-46-13, 12-46-16, 12-46-17, 12-46-18, 12-46-21, 12-46-22, 12-46-23, 12-52-01, 12-52-02, 12-52-03, 12-52-04, 12-52-05, 12-52-06, 12-52-07, 54-23-01, and 54-23-22 of the North Dakota Century Code, transferring control of the North Dakota industrial school to the public welfare board.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 44; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Glaspey	Linderman	Peterson, J.
Backes	Grant	Livingston	Raymond
Boyum	Gronneberg	McGauvran	Rocheleau
Bunker	Haman	McGeehan	Rolfstrud
DeGroot	Haugland	Mertens	Sandness
Dotzenrod	Henry	Meyer	Shallow
Eagles	Hensrud	Miller, B.	Solberg
Erickson, K.	Hoffner	Miller, E.	Stone
Erickson, W.	Jacobson	Mushik	Thorsgard
Fleming	Johnson, H.	Olienyk	Weber
Gengler	Kieffer	Opedahl	Wilkie
Gerl	Laughlin	Patrick	Winge
Giffey			

Those voting in the negative were:

Austin	Hausauer, A.	Lang	Rice
Berg	Hausauer, R.	Larson, G.	Rivinius
Boustead	Henning	Larson, L.	Rundle
Brekke	Hentges	Lee	Stoltenow
DeKrey	Herman	Metzger	Streibel
Dick	Hickle	Miedema	Strinden
Dornacker	Hildebrand	Moore	Tweten
Gackle	Jenkins	Murphy	Ulvedal
Ganser	Johnson, K.	Peterson, R.	Wagner
Gunderson	Kingsbury	Raile	Welder
Halcrow	Knudson	Reimers	Mr. Speaker
Absent and not voting:			
Atkinson	Lundene	Walsh	White
Hilleboe			

So the bill lost for want of a two-thirds majority.

Rep. Kingsbury moved that the vote by which House Bill No. 1543 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion failed on a division vote.

House Bill No. 1104. A Bill for an Act to create and enact section 57-55-01.1 of the North Dakota Century Code, and to amend and reenact sections 57-55-01, 57-55-02, 57-55-03, 57-55-04, 57-55-05, 57-55-06, 57-55-07, 57-55-08, 57-55-10, 57-55-11, and 57-55-12 of the North Dakota Century Code, relating to the taxation of mobile homes, providing that county directors of tax equalization shall administer such tax, and providing penalties.

Which was read.

Rep. Gackle requested that the question be divided, which the Speaker ruled was not in order.

Rep. Gackle moved that House Bill No. 1104 be considered by the Committee of the Whole, which motion failed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 79; nays, 11; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Haman	Larson, L.	Rivinius
Austin	Haugland	Laughlin	Rocheleau
Backes	Hausauer, A.	Lee	Roifsrud
Berg	Hausauer, R.	Linderman	Rundle
Boyum	Henning	Livingston	Sandness
Brekke	Henry	McGauvran	Solberg
Bunker	Hensrud	McGeehan	Stoltenow
DeGroot	Hentges	Mertens	Stone
Dick	Herman	Metzger	Streibel
Dornacker	Hildebrand	Meyer	Strinden
Dotzenrod	Hilleboe	Miedema	Thorsgard
Eagles	Hoffner	Miller, B.	Tweten
Erickson, K.	Jenkins	Miller, E.	Ulvedal
Erickson, W.	Johnson, H.	Moore	Wagner
Fleming	Johnson, K.	Murphy	Walsh
Ganser	Kieffer	Opedahl	Weber
Giffey	Kingsbury	Patrick	Wilkie
Grant	Knudson	Peterson, J.	Winge
Gronneberg	Lang	Peterson, R.	Mr. Speaker
Gunderson	Larson, G.	Raymond	

Those voting in the negative were:

Boustead	Gengler	Halcrow	Raile
DeKrey	Gerl	Hickle	Rice
Gackle	Glaspey	Olienyk	

Absent and not voting:

Atkinson	Lundene	Reimers	Welder
Jacobson	Mushik	Shablow	White

So the bill passed and the title was agreed to.

House Bill No. 1244. A Bill for an Act to amend and reenact subsections 3, 4, 5, 6, 7, 8, 9, 10 and 20 of section 64-02-10 of the North Dakota Century Code, relating to the fees to be charged for inspecting weighing and measuring devices, including devices for measuring liquid fertilizer.

Which was read.

Rep. Dotzenrod requested that he be excused from voting because of a personal interest.

Rep. Weber moved that Rep. Dotzenrod be allowed to vote on House Bill No. 1244, which motion prevailed.

Rep. DeGroot requested he be excused from voting because of a personal interest.

Rep. Weber moved that Rep. DeGroot be allowed to vote, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 78; nays, 16; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Glaspey	Johnson, K.	Raymond
Atkinson	Grant	Kieffer	Rivinius
Austin	Gronneberg	Knudson	Rocheleau
Backes	Gunderson	Lang	Sandness
Boustead	Halcrow	Larson, G.	Shablow
Boyum	Haman	Larson, L.	Solberg

Bunker	Haugland	Laughlin	Stoltenow
DeGroot	Hausauer, R.	Lee	Stone
DeKrey	Henning	Linderman	Streibel
Dick	Henry	Livingston	Strinden
Dotzenrod	Hensrud	McGeehan	Thorsgard
Eagles	Hentges	Mertens	Tweten
Erickson, K.	Herman	Miedema	Ulvedal
Erickson, W.	Hickle	Moore	Wagner
Fleming	Hildebrand	Mushik	Walsh
Gackle	Hilleboe	Olienyk	Weber
Ganser	Hoffner	Opedahl	Wilkie
Gengler	Jacobson	Peterson, J.	Winge
Gerl	Jenkins	Peterson, R.	Mr. Speaker
Giffey	Johnson, H.		

Those voting in the negative were:

Berg	McGauvran	Miller, E.	Rice
Brekke	Metzger	Murphy	Rolfsrud
Hausauer, A.	Meyer	Patrick	Rundle
Kingsbury	Miller, B.	Raile	Welder

Absent and not voting:

Dornacker	Lundene	Reimers	White
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So the bill passed and the title was agreed to.

House Bill No. 1280. A Bill for an Act to amend and reenact subsection 59 of section 40-05-01 of the North Dakota Century Code, relating to the powers of municipalities to participate with the federal government on public works projects.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Rice
Atkinson	Halcrow	Larson, L.	Rivinius
Austin	Haman	Laughlin	Rocheleau
Berg	Haugland	Lee	Rolfsrud
Boyum	Hausauer, A.	Linderman	Rundle
Brekke	Hausauer, R.	Livingston	Sandness
Bunker	Henning	McGauvran	Shablow
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hensrud	Mertens	Stoltenow
Dick	Hentges	Metzger	Stone
Dotzenrod	Herman	Meyer	Streibel
Eagles	Hickle	Miedema	Strinden
Erickson, K.	Hildebrand	Miller, B.	Thorsgard
Erickson, W.	Hilleboe	Miller, E.	Tweten
Fleming	Hoffner	Moore	Ulvedal
Gackle	Jacobson	Murphy	Wagner
Ganser	Jenkins	Mushik	Walsh
Gengler	Johnson, H.	Olienyk	Weber
Gerl	Johnson, K.	Opedahl	Welder
Giffey	Kieffer	Patrick	Wilkie
Glaspey	Kingsbury	Peterson, J.	Winge
Grant	Knudson	Peterson, R.	Mr. Speaker
Gronneberg	Lang	Raymond	

Absent and not voting:

Backes	Dornacker	Raile	White
Boustead	Lundene	Riemers	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the House dispense with the reading of the titles to House Bills Nos. 1293, 1320, 1353, 1369, 1376, 1380, 1391, 1421, 1451, 1522 and 1530, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1293. A Bill for an Act to amend and reenact section 24-05-04 of the North Dakota Century Code, relating to the advertisement of bids by counties for the purchase and rental of heavy equipment.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 7; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Raymond
Austin	Halcrow	Larson, G.	Rice
Berg	Haman	Larson, L.	Rivinius
Boustead	Haugland	Laughlin	Rocheleau
Boyum	Hausauer, A.	Lee	Rolfsrud
Brekke	Hausauer, R.	Linderman	Rundle
Bunker	Henning	Livingston	Sandness
DeGroot	Henry	McGauvran	Shablow
DeKrey	Hensrud	McGeehan	Solberg
Dick	Hentges	Mertens	Stoltenow
Dornacker	Herman	Metzger	Stone
Dotzenrod	Hickle	Meyer	Streibel
Eagles	Hildebrand	Miedema	Strinden
Erickson, K.	Hilleboe	Miller, B.	Thorsgard
Erickson, W.	Hoffner	Miller, E.	Tweten
Fleming	Jacobson	Moore	Ulvedal
Ganser	Jenkins	Murphy	Walsh
Gengler	Johnson, H.	Olienyk	Weber
Gerl	Johnson, K.	Opedahl	Wilkie
Giffey	Kieffer	Patrick	Winge
Glaspey	Knudson	Peterson, R.	Mr. Speaker
Grant			

Those voting in the negative were:

Atkinson	Kingsbury	Peterson, J.	Welder
Gackle	Mushik	Wagner	

Absent and not voting:

Backes	Lundene	Riemers	White
Gunderson	Raile		

So the bill passed and the title was agreed to.

House Bill No. 1320. A Bill for an Act to amend and reenact section 40-08-03 of the North Dakota Century Code, relating to the determination of the number of aldermen in cities.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Rice
Atkinson	Gronneberg	Larson, L.	Rivinius
Austin	Halcrow	Laughlin	Rocheleau
Berg	Haman	Lee	Rolfsrud
Boustead	Haugland	Linderman	Rundle
Boyum	Hausauer, A.	Livingston	Sandness
Brekke	Hausauer, R.	McGauvran	Shablow
Bunker	Henning	McGeehan	Solberg
DeGroot	Henry	Mertens	Stoltenow
DeKrey	Hensrud	Metzger	Stone
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miedema	Strinden
Dotzenrod	Hickle	Miller, B.	Thorsgard

Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hilleboe	Moore	Ulvedal
Erickson, W.	Hoffner	Murphy	Wagner
Fleming	Jacobson	Mushik	Walsh
Gackle	Jenkins	Olienyk	Weber
Ganser	Johnson, H.	Opedahl	Welder
Gengler	Johnson, K.	Patrick	Wilkie
Gerl	Kieffer	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker
Glaspey	Lang	Raymond	

Those voting in the negative were:
Kingsbury

Absent and not voting:

Backes	Lundene	Riemers	White
Gunderson	Raile		

So the bill passed and the title was agreed to.

House Bill No. 1353. A Bill for an Act relating to excess mill levies in townships.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Rice
Atkinson	Gronneberg	Larson, L.	Rivinius
Austin	Halcrow	Laughlin	Rocheleau
Backes	Haman	Lee	Rundle
Berg	Haugland	Linderman	Sandness
Boustead	Hausauer, A.	Livingston	Shablow
Boyum	Hausauer, R.	McGauvran	Solberg
Brekke	Henning	McGeehan	Stoltenow
Bunker	Henry	Mertens	Stone
DeGroot	Hensrud	Metzger	Streibel
Dick	Hentges	Meyer	Strinden
Dornacker	Herman	Miedema	Thorsgard
Dotzenrod	Hickle	Miller, B.	Tweten
Eagles	Hildebrand	Miller, E.	Ulvedal
Erickson, K.	Hilleboe	Mushik	Wagner
Fleming	Hoffner	Olienyk	Walsh
Gackle	Jacobson	Opedahl	Weber
Gengler	Jenkins	Patrick	Welder
Gerl	Johnson, H.	Peterson, R.	Winge
Giffey	Knudson	Raile	Mr. Speaker
Glaspey	Lang	Raymond	

Those voting in the negative were:

DeKrey	Johnson, K.	Moore	Rolfsrud
Erickson, W.	Kieffer	Murphy	Wilkie
Ganser	Kingsbury	Peterson, J.	

Absent and not voting:

Gunderson	Lundene	Reimers	White
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So the bill passed and the title was agreed to.

House Bill No. 1369. A Bill for an Act to amend and reenact section 15-08-26 of the North Dakota Century Code, relating to the time in which a lessee may remove improvements he has placed on the land when the land is sold.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Halcrow	Laughlin	Rivinius
Backes	Haman	Lee	Rocheleau
Berg	Haugland	Linderman	Rolfstrud
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Herman	Miedema	Streibel
Dornacker	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	Wilkie
Gerl	Kingsbury	Peterson, R.	Winge
Giffey	Knudson	Raile	Mr. Speaker
Glaspey	Lang		

Absent and not voting:

Gunderson	Lundene	Reimers	White
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So the bill passed and the title was agreed to.

House Bill No. 1376. A Bill for an Act to amend and reenact section 20-03-37 of the North Dakota Century Code, relating to suspension of hunting and fishing licenses, and providing a penalty.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 80; nays, 14; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Rice
Atkinson	Gronneberg	Larson, L.	Rivinius
Austin	Gunderson	Laughlin	Rocheleau
Backes	Halcrow	Lee	Rolfstrud
Boustead	Haugland	Linderman	Rundle
Brekke	Hausauer, R.	Livingston	Sandness
Bunker	Henning	McGauvran	Solberg
DeGroot	Henry	McGeehan	Stoltenow
DeKrey	Hensrud	Mertens	Stone
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miedema	Strinden
Eagles	Hickle	Miller, B.	Thorsgard
Erickson, K.	Hilleboe	Miller, E.	Tweten
Fleming	Hoffner	Moore	Ulvedal
Gackle	Jacobson	Mushik	Wagner
Ganser	Jenkins	Opedahl	Walsh
Gengler	Johnson, H.	Patrick	Weber
Gerl	Kieffer	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker

Those voting in the negative were:

Boyum	Hausauer, A.	Metzger	Peterson, J.
Dotzenrod	Hildebrand	Murphy	Shablow
Erickson, W.	Johnson, K.	Olienyk	Welder
Haman	Kingsbury		

Absent and not voting:

Berg Lundene Reimers White

So the bill passed and the title was agreed to.

House Bill No. 1380. A Bill for an Act to amend and reenact subsection 8 of section 29-24-02 of the North Dakota Century Code, relating to grounds for a new trial, and declaring an emergency.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Raymond
Atkinson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfstrud
Boustead	Hausauer, R.	McGauvran	Rundle
Boyum	Henning	McGeehan	Sandness
Brekke	Henry	Mertens	Shablow
Bunker	Hensrud	Metzger	Solberg
DeGroot	Hentges	Meyer	Stoltenow
DeKrey	Herman	Miedema	Stone
Dick	Hickle	Miller, B.	Streibel
Dornacker	Hildebrand	Miller, E.	Strinden
Dotzenrod	Hilleboe	Moore	Thorsgard
Eagles	Hoffner	Murphy	Tweten
Erickson, K.	Jacobson	Mushik	Ulvedal
Erickson, W.	Jenkins	Olienyk	Wagner
Gackle	Johnson, H.	Opedahl	Walsh
Ganser	Johnson, K.	Patrick	Weber
Giffey	Kieffer	Peterson, J.	Wilkie
Glaspey	Knudson	Peterson, R.	Winge
Grant	Lang	Raile	Mr. Speaker
Gronneberg	Larson, G.		

Those voting in the negative were:

Fleming Gengler Gerl Kingsbury

Absent and not voting:

Lundene Riemers Welder White

So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 1391. A Bill for an Act to amend and reenact section 57-15-28 of the North Dakota Century Code, relating to county emergency funds.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raile
Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Rice
Backes	Halcrow	Laughlin	Rivinius
Berg	Haman	Lee	Rocheleau
Boustead	Haugland	Linderman	Rolfstrud
Boyum	Hausauer, A.	Livingston	Rundle
Brekke	Hausauer, R.	McGauvran	Sandness
Bunker	Henning	McGeehan	Shablow
DeGroot	Henry	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow

Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Tweten
Erickson, W.	Jacobson	Murphy	Ulvedal
Fleming	Jenkins	Mushik	Wagner
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	Wilkie
Gerl	Kingsbury	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker
Glaspey			

Absent and not voting:

Hensrud	Riemers	Welder	White
Lundene			

So the bill passed and the title was agreed to.

House Bill No. 1421. A Bill for an Act to amend and reenact section 18-10-06 of the North Dakota Century Code, relating to the powers and duties of directors of rural fire protection districts, and section 18-10-10 of the North Dakota Century Code, relating to contracts of rural fire protection districts.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 16; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Knudson	Peterson, J.
Atkinson	Gronneberg	Lang	Peterson, R.
Austin	Gunderson	Larson, G.	Raile
Backes	Halcrow	Laughlin	Raymond
Boustead	Haman	Lee	Rivinius
Boyum	Haugland	Linderman	Rocheleau
Brekke	Hausauer, R.	Livingston	Shablow
Bunker	Henning	McGauvran	Stone
DeGroot	Henry	McGeehan	Streibel
Dick	Hentges	Mertens	Strinden
Dornacker	Herman	Metzger	Thorsgard
Dotzenrod	Hickle	Meyer	Tweten
Eagles	Hildebrand	Miedema	Ulvedal
Erickson, K.	Hilleboe	Miller, B.	Wagner
Fleming	Hoffner	Miller, E.	Walsh
Ganser	Jacobson	Moore	Weber
Gengler	Jenkins	Mushik	Welder
Giffey	Johnson, H.	Olienyk	Winge
Glaspey	Kieffer	Opedahl	Mr. Speaker

Those voting in the negative were:

Berg	Hausauer, A.	Patrick	Sandness
DeKrey	Johnson, K.	Rice	Solberg
Erickson, W.	Kingsbury	Rolfsrud	Stoltenow
Gackle	Murphy	Rundle	Wilkie

Absent and not voting:

Gerl	Larson, L.	Riemers	White
Hensrud	Lundene		

So the bill passed and the title was agreed to.

House Bill No. 1451. A Bill for an Act to create and enact subsection 10 of section 20-02-05 of the North Dakota Century Code, providing for power of the commissioner to invest game and fish department reserve funds.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 57; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Jacobson	Mushik
Backes	Gronneberg	Johnson, H.	Patrick
DeGroot	Haman	Laughlin	Rocheleau
Dick	Haugland	Linderman	Rolfsrud
Dornacker	Henry	Livingston	Solberg
Dotzenrod	Hentges	McGauvran	Walsh
Erickson, K.	Hildebrand	McGeehan	Weber
Fleming	Hilleboe	Miller, B.	Wilkie
Gengler	Hoffner	Miller, E.	Winge
Glaspay			

Those voting in the negative were:

Atkinson	Hausauer, A.	Lee	Rivinius
Austin	Hausauer, R.	Mertens	Rundle
Berg	Henning	Metzger	Sandness
Boustead	Hensrud	Meyer	Shablow
Boyum	Herman	Miedema	Stoltenow
Brekke	Hickle	Moore	Stone
Bunker	Jenkins	Murphy	Streibel
DeKrey	Johnson, K.	Olienyk	Strinden
Eagles	Kieffer	Opedahl	Thorsgard
Erickson, W.	Kingsbury	Peterson, J.	Tweten
Gackle	Knudson	Peterson, R.	Ulvedal
Ganser	Lang	Raile	Wagner
Giffey	Larson, G.	Raymond	Welder
Gunderson	Larson, L.	Rice	Mr. Speaker
Halcrow			

Absent and not voting:

Gerl	Lundene	Riemers	White
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So the bill lost.

House Bill No. 1522. A Bill for an Act to amend and reenact subsection 6 of section 25-01-01, sections 25-05-01, 25-05-02, 25-05-03, 25-05-06, 25-05-07, 25-05-10.1, 25-05-11, 25-05-16, subsection 3 of section 25-05-19, sections 25-05-33, 25-05-34, 25-09-01, subsection 1 of section 25-09-10, and section 54-23-01 of the North Dakota Century Code, relating to changing the name of the North Dakota state tuberculosis sanatorium to the San Haven state hospital, and providing the state director of institutions with authority to accept federal funds and programs on behalf of the hospital.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Grant	Knudson	Peterson, R.
Atkinson	Gronneberg	Lang	Raile
Austin	Gunderson	Larson, G.	Raymond
Backes	Halcrow	Larson, L.	Rice
Berg	Haman	Laughlin	Rivinius
Boustead	Haugland	Lee	Rocheleau
Boyum	Hausauer, A.	Linderman	Rolfsrud
Brekke	Hausauer, R.	Livingston	Rundle
Bunker	Henning	McGauvran	Shablow
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hensrud	Mertens	Stoltenow
Dick	Hentges	Metzger	Stone
Dornacker	Herman	Meyer	Streibel

Dotzenrod	Hickle	Miedema	Strinden
Eagles	Hildebrand	Miller, B.	Tweten
Erickson, K.	Hilleboe	Miller, E.	Ulvedal
Erickson, W.	Hoffner	Moore	Wagner
Fleming	Jacobson	Murphy	Walsh
Gackle	Jenkins	Mushik	Weber
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Johnson, K.	Opedahl	Wilkie
Giffey	Kieffer	Patrick	Winge
Glaspey	Kingsbury	Peterson, J.	Mr. Speaker

Those voting in the negative were:
Sandness

Absent and not voting:

Gerl	Reimers	Thorsgard	White
Lundene			

So the bill passed and the title was agreed to.

House Bill No. 1530. A Bill for an Act to create and enact section 35-11-01.1 of the North Dakota Century Code, relating to farm laborers' liens.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 6; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Halcrow	Larson, L.	Rice
Austin	Haman	Laughlin	Rivinius
Berg	Hausauer, A.	Lee	Rocheleau
Boustead	Hausauer, R.	Linderman	Rolfsrud
Boyum	Henning	Livingston	Rundle
Brekke	Henry	McGauvran	Sandness
Bunker	Hensrud	McGeehan	Shablow
DeGroot	Hentges	Mertens	Stoltenow
DeKrey	Herman	Metzger	Stone
Dick	Hickle	Meyer	Streibel
Dornacker	Hildebrand	Miedema	Strinden
Dotzenrod	Hilleboe	Miller, B.	Thorsgard
Eagles	Hoffner	Miller, E.	Tweten
Erickson, K.	Jacobson	Moore	Ulvedal
Fleming	Jenkins	Murphy	Wagner
Gackle	Johnson, H.	Mushik	Walsh
Ganser	Johnson, K.	Olienyk	Weber
Gengler	Kieffer	Opedahl	Welder
Giffey	Kingsbury	Patrick	Wilkie
Glaspey	Knudson	Peterson, R.	Winge
Gronneberg	Lang	Raile	Mr. Speaker
Gunderson	Larson, G.	Raymond	

Those voting in the negative were:

Backes	Grant	Peterson, J.	Solberg
Erickson, W.	Haugland		

Absent and not voting:

Anderson	Lundene	Riemers	White
Gerl			

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 5, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1022

House Bill No. 1027

House Bill No. 1046
 House Bill No. 1113
 House Bill No. 1167
 House Bill No. 1193
 House Bill No. 1215
 House Bill No. 1357
 House Bill No. 1384
 House Bill No. 1406
 House Bill No. 1424
 House Bill No. 1428
 House Bill No. 1461
 House Bill No. 1462
 House Bill No. 1463
 House Bill No. 1464
 House Bill No. 1465
 House Bill No. 1521

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, February 5, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2125

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, February 5, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2199

Senate Concurrent Resolution No. 4025

Which the House has amended.

ROY GILBREATH, Chief Clerk
 Senate Chamber
 Bismarck, February 5, 1971

MESSAGE FROM THE SENATE

Bismarck, February 5, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2042

Senate Bill No. 2141

Senate Bill No. 2249

Senate Bill No. 2251

Senate Bill No. 2262

Senate Bill No. 2277

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that five hundred copies be printed of House Bill No. 1271, which motion prevailed.

Rep. Streibel moved that the House be on the Ninth Order, at the conclusion of the Ninth Order the House be on the Thirteenth Order, and at the conclusion of the Thirteenth Order, the House stand recessed subject to the call of the chair, which motion prevailed.

FIRST READING OF A HOUSE RESOLUTION AND HOUSE CONCURRENT RESOLUTIONS

Rep. Winge introduced:

House Resolution No. 5. A Resolution urging various reforms of the Interstate Commerce Commission.

Was read the first time and referred to the committee on Transportation.

Rep. Gackle introduced:

House Concurrent Resolution No. 3022. A Concurrent Resolution calling to the attention of the county commissioners of certain counties the statutory deadline relating to the appointment of county directors of tax equalization.

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

Reps. Streibel and Hoffner introduced:

House Concurrent Resolution No. 3023. A Concurrent Resolution urging the United States Congress and the Administration to make more funds available for Farmers Home Administration loans.

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

Reps. W. Erickson and Gengler introduced:

House Concurrent Resolution No. 3024. A Concurrent Resolution emphasizing the seriousness of rate structures and Interstate Commerce Commission decisions to the economic health of North Dakota and other Upper Midwest agricultural industry-dominated states.

Was read the first time and referred to the committee on Transportation.

FIRST READING OF SENATE BILLS

Senate Bill No. 2011. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment for the tuberculosis sanatorium at San Haven, North Dakota.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2013. A Bill for an Act making an appropriation for the maintenance and operation of the state industrial school at Mandan, North Dakota.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2072. A Bill for an Act to amend and reenact subsections 1 and 2 of section 2-03-01, and sections 2-03-04, 2-03-05, 2-03-06, 2-03-08, 2-03-09, 2-03-10, and 2-03-14 of the North Dakota Century Code, relating to the lawfulness of flight over land and water, the method of operation of aircraft, and liability for damages caused by the operation of aircraft or in accidents involving aircraft; and providing a penalty.

Which was read the first time and referred to the committee on Transportation.

Senate Bill No. 2301. A Bill for an Act to amend and reenact section 49-03-02 of the North Dakota Century Code, relating to notice and hearings in certain utility franchise proceedings, and declaring an emergency.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2310. A Bill for an Act to amend and reenact section 52-01-04 of the 1969 Supplement to the North Dakota Century Code, sections 52-01-07, 52-02-15, 52-02-16, and 52-04-08 of the North Dakota Century Code, relating to penalty for disclosure of information or use of list of names obtained from the North Dakota employment security bureau, a short title for chapters 52-01 through 52-07.1, reciprocal arrangements for unemployment compensation, acquisition of real property for the use and benefit of the North Dakota employment security bureau, and succession to predecessors rights, accounts, contributions, benefit experience and ratings under the North Dakota Unemployment Compensation Law.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2353. A Bill for an Act to amend and reenact subsection 12 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2401. A Bill for an Act to provide for the sale of city lot managed and controlled by the school for the deaf.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2402. A Bill for an Act to amend and reenact subsection 4 of section 39-06-40.1 of the 1969 Supplement to the North Dakota Century Code, relating to the reproduction of driver's licenses.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2404. A Bill for an Act to amend and reenact Section 18-04-02 and 18-04-05, relating to fire department reports and distribution of insurance premiums, and to repeal Section 18-04-06 of the North Dakota Century Code.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2424. A Bill for an Act to amend and reenact section 52-02-07 of the North Dakota Century Code, relating to employment security bureau advisory councils.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2429. A Bill for an Act to amend and reenact Subsection 5 of Section 15-61-02 and Section 15-61-04 of the North Dakota Century Code, relating to authority of the director of surplus property and disposition of charges made for surplus property and making an appropriation.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2431. A Bill for an Act to amend and reenact section 16-06-06 of the North Dakota Century Code, relating to filling a vacancy in the position of a party's nominated candidate for office, and prohibiting a candidate defeated in a primary election from being a candidate for any other office in the general election.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2433. A Bill for an Act to amend and reenact section 16-10-17 of the North Dakota Century Code, relating to compensation for election inspectors attending pre-election meeting with the state's attorney.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2434. A Bill for an Act to amend and reenact section 16-10-14 of the North Dakota Century Code, relating to the duties of a clerk of an election in keeping a poll list.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2435. A Bill for an Act to provide for distribution of election law information prior to elections by the attorney general and county auditors to election officials.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2437. A Bill for an Act to amend and reenact section 16-18-09 of the North Dakota Century Code, relating to delivery

of absent voters' ballots and notification of date when ballot must be returned to be canvassed.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2487. A Bill for an Act to amend and reenact section 40-57-10 of the North Dakota Century Code, relating to sale of revenue bonds.

Which was read the first time and referred to the committee on Industry, Business and Labor.

The House stood recessed pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

TWENTY-EIGHTH DAY AFTER RECESS,
TWENTY-NINTH DAY AND THIRTIETH DAY

Bismarck, February 8, 1971

The House reconvened, pursuant to the call of the chair, with Speaker Bier presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1271

House Bill No. 1301

House Bill No. 1355

House Bill No. 1373

House Bill No. 1450

House Bill No. 1459

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. DeKrey moved that the report be adopted, which motion prevailed, and the report was adopted.

MOTIONS

Rep. Riemers moved that the House reconsider its action by which the Committee Report on House Bill No. 1035 was adopted, which motion prevailed.

Rep. Reimers then moved that House Bill No. 1035 be re-referred to the Committee on Appropriations, which motion prevailed.

RECOGNITION

Rep. Shablow announced that two former Representatives were in the chambers, and requested that the House recognize former Reps. Robert Wells and Glen C. Goodman, and Reps. Wells and Goodman were thereupon introduced to the House.

CONSIDERATION OF AMENDMENTS

Rep. Boustead moved that the amendments to House Bill No. 1065 as recommended by the Committee on Transportation as printed on page 541 of the House Journal be adopted, which motion prevailed.

Rep. Atkinson moved that the amendments to House Bill No. 1101 as recommended by the Committee on Judiciary as printed on page 540 of the House Journal be adopted, which motion prevailed.

Rep. Atkinson moved that the amendments to House Bill No. 1161 as recommended by the Committee on Judiciary as printed on page 540 of the House Journal be adopted, which motion prevailed.

Rep. Atkinson moved that the amendments to House Bill No. 1235 as recommended by the Committee on Judiciary as printed on page 540 of the House Journal be adopted, which motion prevailed.

Rep. K. Johnson moved that the amendments to House Bill No. 1343 as recommended by the Committee on Agriculture as printed on page 541 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 1374 as recommended by the Committee on Social Welfare as printed on page 542 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 1399 as recommended by the Committee on Social Welfare as printed on page 542 of the House Journal be adopted, which motion prevailed.

Rep. Dick moved that the amendments to House Bill No. 1518 as recommended by the Committee on Natural Resources as printed on page 544 of the House Journal be adopted, which motion prevailed.

Rep. Dick moved that the amendments to House Bill No. 1526 as recommended by the Committee on Natural Resources as printed on page 544 of the House Journal be adopted, which motion prevailed.

Rep. Atkinson moved that the amendments to House Bill No. 1551 as recommended by the Committee on Judiciary as printed on page 544 of the House Journal be adopted, which motion prevailed.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Rep. Winge introduced:

House Concurrent Resolution No. 3025. A Concurrent Resolution asking for a national goal and policy on distribution of opportunity and, hence, population in the United States in order to successfully absorb the projected 100 million new Americans who will be seeking jobs and homes by the year 2000.

Was read the first time and referred to the committee on Social Welfare.

Reps. Gackle, Atkinson, Lundene, DeGroot and Metzger introduced:

House Concurrent Resolution No. 3026. A Concurrent Resolution directing the Commissioner of Insurance to conduct a study of the field of nonprofit hospital and medical service plan corporations.

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

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1226 has had the same under consideration and recommends that the same be amended as follows:

On line 12 delete the word "twenty-five" and insert in lieu thereof the word "five"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The majority of your Committee on Judiciary to whom was referred House Bill No. 1238 has had the same under consideration and recommends that the same be amended as follows:

On line 18 delete the word "fourteen" and insert in lieu thereof the word "three"

On line 20 delete the word "ten" and insert in lieu thereof the word "three"

Rep. Gronneberg
Rep. Kieffer
Rep. McGauvran
Rep. Moore
Rep. Murphy
Rep. Raile
Rep. Rocheleau
Rep. Rundle

And when so amended recommends the same do pass, and be referred to the Appropriations Committee.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted.

MINORITY REPORT

Mr. Speaker: The minority of your Committee on Judiciary to whom was referred House Bill No. 1238 has had the same under consideration and recommends that the same be amended as follows:

On line 18 delete the word "fourteen" and insert in lieu thereof the word "four"

On line 20 delete the word "ten" and insert in lieu thereof the word "four"

- Rep. Atkinson
- Rep. Stone
- Rep. Austin
- Rep. Dotzenrod
- Rep. Lundene
- Rep. Walsh
- Rep. Dick

And when so amended recommends the same do pass and be referred to the Appropriations Committee.

REP. ATKINSON, Chairman

Rep. Stone moved that the report of the minority be substituted for the report of the majority.

Rep. Atkinson requested a roll call vote on the motion of Rep. Stone to adopt the Report of the Minority Committee on House Bill No. 1238.

ROLL CALL

The question being on the adoption of the Report of the Minority Committee on House Bill No. 1238, the roll was called and there were ayes, 64; nays, 33; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Ganser	Lang	Peterson, J.
Atkinson	Gengler	Larson, G.	Peterson, R.
Austin	Gerl	Larson, L.	Raymond
Backes	Grant	Laughlin	Riemers
Berg	Gronneberg	Lee	Rice
Boustead	Halcrow	Linderman	Sandness
Brekke	Haman	Livingston	Stone
Bunker	Haugland	Lundene	Streibel
DeGroot	Hausauer, A.	McGeehan	Strinden
Dick	Hausauer, R.	Mertens	Tweten
Dornacker	Herman	Metzger	Ulvedal
Dotzenrod	Hildebrand	Meyer	Wagner
Eagles	Hoffner	Miedema	Walsh
Erickson, K.	Jenkins	Miller, B.	Weber
Fleming	Kingsbury	Mushik	White
Gackle	Knudson	Olienyk	Mr. Speaker

Those voting in the negative were:

Boyum	Hentges	Moore	Rundle
DeKrey	Hickle	Murphy	Shablow
Erickson, W.	Jacobson	Opedahl	Solberg
Giffey	Johnson, H.	Patrick	Støltzenow
Glaspey	Johnson, K.	Raile	Thorsgard
Gunderson	Kieffer	Rivinius	Welder
Henning	McGauvran	Rocheleau	Wilkie
Henry	Miller, E.	Rolfstrud	Winge
Hensrud			

Absent and not voting:

Hilleboe

The motion prevailed.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-NINTH DAY

Bismarck, February 8, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Elmo Anderson, North Viking Lutheran Church, Maddock, North Dakota.

Roll was called and all members were present except Rep. Hilleboe.

A quorum was declared by the Speaker.

REVISION AND CORRECTIONS

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the twenty-seventh day after recess and twenty-eighth day and recommends that the same be corrected as follows:

On page 542, delete line 3

On page 563, line 31, delete the word "Bill" and insert "Concurrent Resolution" in lieu thereof.

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Walsh moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1246 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the word "A BILL" and insert in lieu thereof the following:

"for an Act to repeal subsection 4 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions.

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

SECTION I. REPEAL.) Subsection 4 of section 57-39.2-04 of the 1969 Supplement to the North Dakota Century Code, is hereby repealed."

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1328 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, after the word "Act" insert the following: "to create and enact section 4-10.1-18 of the North Dakota Century Code;"

On page 5, line 33, delete the word "two" and insert in lieu thereof the words "one and one-fourth"

On page 6, line 23, delete the word "two" and insert in lieu thereof the words "one and one-fourth"

On page 7, line 6, delete the word "two" and insert in lieu thereof the words "one and one-fourth"

On page 8, after line 35 add the following:

"SECTION 9.) Section 4-10.1-18 of the North Dakota Century Code is hereby created and enacted to read as follows:"

4-10.1-18. INITIAL REFERENDUM BY GROWERS.) Upon the filing of a petition with the commissioner signed by twenty-five North Dakota growers praying that this Act shall apply, the commissioner shall conduct a referendum in such a manner as he, in his discretion, deems fair and reasonable, and if approved by a majority of the growers voting at such referendum, the growers shall then become governed by this Act."

And renumber the pages, lines and sections accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1346 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, delete the following: "and operation of a readiness evaluation testing program"

On page 1, line 11, following the word "AGES" delete the underscored hyphen

On page 1, line 12, delete the words "**READINESS EVALUATION SYSTEMS**"

On page 1, line 14, delete the triple parentheses before the word "between"

On page 1, line 16, place triple parentheses before and after the word "October" and insert in lieu thereof the word "**August**"

On page 1, line 17, delete the triple parentheses after the word "year"

On page 1, delete lines 18 through 24

On page 2, delete lines 1 through 11 except the period following the word section" in line 11

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1395 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1398 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Raile moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1452 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom

was referred House Bill No. 1537 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 7 delete the triple parentheses before the word "call"

On page 2, line 8 delete the triple parentheses after the word "election" and delete the comma

On page 2, line 11 after the first triple parentheses add the following "or may"

On page 2, line 13 delete the triple parentheses before the period and after the period add the following "If a special election is called" and also on line 13 delete the word "Such" and insert in lieu thereof "such"

On page 2, line 15 delete the triple parentheses after "levied,"

On page 3, line 5 delete the triple parentheses before the word "at" and also on line 15 delete the triple parentheses after the word "election"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1542 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1301. A Bill for an Act to amend and reenact section 15-28-02 of the North Dakota Century Code as amended by section 13 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to rural members of school boards, and declaring an emergency.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 48; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gerl	Knudson	Peterson, R.
Atkinson	Giffey	Larson, G.	Raile
Backes	Glaspey	Larson, L.	Raymond
Boyum	Grant	Linderman	Shablow
Bunker	Gronneberg	Livingston	Stone
DeGroot	Haugland	McGeehan	Strinden
Dotzenrod	Hentges	Mertens	Tweten
Eagles	Herman	Meyer	Ulvedal
Erickson, K.	Hildebrand	Mushik	Wagner
Fleming	Hoffner	Olienyk	Walsh
Gackle	Jacobson	Opedahl	White
Gengler	Jenkins	Patrick	White

Those voting in the negative were:

Austin	Hausauer, A.	Lundene	Rocheleau
Berg	Hausauer, R.	McGauvran	Rolfstrud
Boustead	Henry	Metzger	Rundie
Brekke	Hensrud	Miedema	Sandness
DeKrey	Hickle	Miller, B.	Solberg
Dick	Johnson, H.	Miller, E.	Stoltenow
Dornacker	Johnson, K.	Moore	Streibel

Erickson, W.	Kieffer	Murphy	Thorsgard
Ganser	Kingsbury	Peterson, J.	Weber
Gunderson	Lang	Riemers	Welder
Halcrow	Laughlin	Rice	Wilkie
Haman	Lee	Rivinius	Mr. Speaker

Absent and not voting:
 Henning Hilleboe
 So the bill lost.

MOTION

Rep. Streibel moved that House Bill No. 1368 be laid over one legislative day, to be considered immediately following House Bill No. 1001, which motion prevailed.

House Bill No. 1373. A Bill for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to the homestead credit, and providing a penalty.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 96; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Riemers
Austin	Gunderson	Laughlin	Rice
Backes	Halcrow	Lee	Rivinius
Berg	Haman	Linderman	Rocheleau
Boustead	Haugland	Livingston	Rolfstrud
Boyum	Hausauer, A.	Lundene	Rundle
Brekke	Hausauer, R.	McGauvran	Sandness
Bunker	Henning	McGeehan	Shablow
DeGroot	Henry	Mertens	Solberg
DeKrey	Hensrud	Metzger	Stone
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miedema	Strinden
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker

Those voting in the negative were:
 Stoltenow

Absent and not voting:
 Hilleboe

So the bill passed and the title was agreed to.

House Bill No. 1435. A Bill for an Act to amend and reenact section 39-04-13 of the 1969 supplement to the North Dakota Century Code, relating to number plates, tabs, stickers or registration card for motor vehicles.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Halcrow	Laughlin	Rice
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Atkinson	Haman	Lee	Rivinius
Austin	Haugland	Linderman	Rocheleau
Backes	Hausauer, A.	Livingston	Rolfsrud
Berg	Hausauer, R.	Lundene	Sandness
Boustead	Henning	McGauvran	Shablow
Boyum	Henry	McGeehan	Solberg
Bunker	Hensrud	Mertens	Stoltenow
DeGroot	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Eagles	Hildebrand	Miller, B.	Thorsgard
Erickson, K.	Hoffner	Miller, E.	Tweten
Fleming	Jacobson	Moore	Ulvedal
Gackle	Jenkins	Murphy	Wagner
Ganser	Johnson, H.	Mushik	Walsh
Gengler	Johnson, K.	Olienyk	Weber
Gerl	Kieffer	Opedahl	Welder
Giffey	Kingsbury	Patrick	White
Glaspay	Knudson	Peterson, J.	Wilkie
Grant	Lang	Peterson, R.	Winge
Gronneberg	Larson, G.	Raymond	Mr. Speaker
Gunderson	Larson, L.	Riemers	

Those voting in the negative were:

DeKrey	Erickson, W.	Raile	Rundle
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Absent and not voting:

Brekke	Dotzenrod	Hilleboe
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So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, February 8, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2067
 Senate Bill No. 2243
 Senate Bill No. 2252
 Senate Bill No. 2265
 Senate Bill No. 2267
 Senate Bill No. 2275
 Senate Bill No. 2282
 Senate Bill No. 2289
 Senate Bill No. 2290
 Senate Bill No. 2292
 Senate Bill No. 2304
 Senate Bill No. 2314
 Senate Bill No. 2335
 Senate Bill No. 2338
 Senate Bill No. 2342
 Senate Bill No. 2356
 Senate Bill No. 2357
 Senate Bill No. 2358
 Senate Bill No. 2383
 Senate Bill No. 2385
 Senate Bill No. 2391
 Senate Bill No. 2400
 Senate Bill No. 2403
 Senate Bill No. 2408
 Senate Bill No. 2413
 Senate Bill No. 2417
 Senate Bill No. 2432
 Senate Bill No. 2436
 Senate Bill No. 2439
 Senate Bill No. 2467
 Senate Bill No. 2486

Senate Bill No. 2494

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, February 8, 1971

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 2199 and the President has appointed as a conference committee to act with a like committee from the House,

Senator Holand
Senator Ringsak
Senator Barth

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, February 8, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1095

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, February 8, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1137

Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1137

Page 1 line 3 after "court" insert "; providing a pollbook to the clerk of district court by the county auditor"

Page 1 line 13 after "court" insert "AND TO THE CLERK OF THE NORTH DAKOTA DISTRICT COURT"

Page 1 line 17 after "reports" insert triple parentheses before and after the comma

Page 1 line 18 after "16-13-04" delete the comma

Page 2 at the end of line 14 insert "The county auditor shall provide the clerk of the North Dakota district court with a pollbook to be used by the clerk for jury selection."

Renumber the pages and lines accordingly.

On page 1, line 13, before the period and parentheses (".)") insert the following: "**OF SAID COUNTY**"

On page 2, after line 14, delete the following: "**The county auditor shall provide the clerk of the North Dakota district court with a pollbook to be used by the clerk for jury selection.**" and insert in lieu thereof the following: "**The county auditor shall provide the clerk of the North Dakota district court of said county with a pollbook to be used by the clerk for jury selection.**"

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTIETH DAY

Bismarck, February 8, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Lt. Rebecca Walters, Salvation Army, Mandan.

Roll was called and all members were present except Rep. Hilleboe. A quorum was declared by the Speaker.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1404 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Hensrud moved that the report be adopted.

Rep. Gengler moved a substitute motion that House Bill No. 1404 be placed on the calendar, which motion failed on a division vote.

The question then was on the motion of Rep. Hensrud to adopt the Committee report on House Bill No. 1404, which motion prevailed. House Bill No. 1404 was indefinitely postponed.

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the amendments to House Bill No. 1001 as recommended by the Committee on Appropriations as printed on pages 545, 546 and 547 of the House Journal be adopted.

Rep. Wagner moved that the House dispense with the reading of the amendments to House Bill No. 1001, which motion prevailed.

Rep. Gackle requested permission to divide the question on the motion of Rep. Reimers to adopt the amendments to House Bill No. 1001. There being no objections, it was so ordered by the Speaker.

Rep. Gackle moved that the question be divided on House Bill No. 1001 as follows:

A. Lines 21 through 29 of the amendments recommended in the Committee Report, which state:

"On page 3, after line 18, insert the following: 'Custodial expenses 102,500.00'

"On page 3, delete lines 19, 20, 21, and 22

"On page 3, line 23, delete the numerals '1,065,918.00' and insert in lieu thereof the numerals '102,500.00'

"On page 3, line 24, delete the numerals '179,554.00' and insert in lieu thereof the numerals '70,000.00'

"On page 3, line 25, delete the numerals '886,364.00' and insert in lieu thereof the numerals '32,500.00' "

Lines 66 through 73 of the amendments recommended in the Committee Report, which state:

On page 6, after line 32, insert the following new section:

"SECTION 7. UNIVERSITY OF NORTH DAKOTA-ELLENDALE BRANCH.) It is the intent of the legislature that the university of North Dakota-Ellendale branch cease operation as an institution of higher education and that a sum not in excess of \$102,500.00 be expended for such institution from the period July 1, 1971, to June 30, 1973, for the purpose of custodial care and routine maintenance only."

Rep. Moore requested a Roll Call vote on Section A of Rep. Gackle's divided question on the Motion of Rep. Reimers to adopt the Committee Report on House Bill No. 1001, which request was granted.

ROLL CALL

The roll was called and there were ayes, 67; nays, 30; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Austin	Gronneberg	Larson, L.	Riemers
Backes	Gunderson	Laughlin	Rice
Berg	Halcrow	Lee	Rocheleau
Boustead	Haman	Linderman	Rolfstrud

Boyum	Hausauer, R.	Lundene	Shablow
Brekke	Henning	McGauvran	Stoltenow
Bunker	Hensrud	McGeehan	Strinden
DeGroot	Hentges	Mertens	Thorsgard
Dotzenrod	Herman	Miedema	Tweten
Eagles	Hoffner	Miller, B.	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	White
Ganser	Johnson, H.	Opedahl	Wilkie
Gengler	Kieffer	Patrick	Winge
Gerl	Kingsbury	Peterson, J.	Mr. Speaker
Giffey	Knudson	Peterson, R.	

Those voting in the negative were:

Atkinson	Hausauer, A.	Meyer	Sandness
DeKrey	Henry	Miller, E.	Solberg
Dick	Hickle	Moore	Stone
Dornacker	Hildebrand	Murphy	Streibel
Erickson, K.	Johnson, K.	Raile	Walsh
Gackle	Lang	Rivinius	Weber
Glaspay	Livingston	Rundle	Weider
Haugland	Metzger		

Absent and not voting:

Hilleboe

Section A of the Committee Report was adopted.

The balance of the amendments to House Bill No. 1001 as shown on the Committee Report, omitting Lines 21 through 29 and Lines 66 through 73, were adopted as a part of Rep. Reimers motion to adopt the amendments to House Bill No. 1001. House Bill No. 1001 was placed on the calendar as amended.

SECOND READING OF HOUSE BILLS

House Bill No. 1437. A Bill for an Act to amend and reenact section 39-04A-03 of the North Dakota Century Code relating to motor vehicle ton fee tags.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Rice
Atkinson	Gunderson	Laughlin	Rivinius
Austin	Halcrow	Lee	Rocheleau
Backes	Haman	Linderman	Rolfsrud
Berg	Haugland	Livingston	Rundle
Boustead	Hausauer, A.	Lundene	Sandness
Boyum	Hausauer, R.	McGauvran	Shablow
Brekke	Henning	McGeehan	Solberg
Bunker	Henry	Mertens	Stoltenow
DeKrey	Hensrud	Metzger	Stone
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miedema	Strinden
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Raile	Winge

Glaspey	Lang	Riemers	Mr. Speaker
Grant	Larson, G.		

Absent and not voting:

DeGroot	Hilleboe	Peterson, R.	Raymond
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So the bill passed and the title was agreed to.

House Bill No. 1439. A Bill for an Act to provide for the issuance of a duplicate certificate of title to a motor vehicle.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Rice
Atkinson	Gronneberg	Larson, L.	Rivinius
Austin	Gunderson	Laughlin	Rocheleau
Backes	Halcrow	Lee	Rolfsrud
Berg	Haman	Linderman	Rundle
Boustead	Haugland	Livingston	Sandness
Boyum	Hausauer, A.	Lundene	Shablow
Brekke	Hausauer, R.	McGauvran	Solberg
Bunker	Henning	McGeehan	Stoltenow
DeGroot	Henry	Mertens	Stone
DeKrey	Hensrud	Metzger	Streibel
Dick	Hentges	Meyer	Strinden
Dornacker	Herman	Miedema	Thorsgard
Dotzenrod	Hickle	Miller, B.	Tweten
Eagles	Hildebrand	Miller, E.	Ulvedal
Erickson, K.	Hoffner	Moore	Wagner
Erickson, W.	Jacobson	Murphy	Walsh
Fleming	Jenkins	Mushik	Weber
Gackle	Johnson, H.	Olienyk	Welder
Ganser	Johnson, K.	Opedahl	White
Gengler	Kieffer	Patrick	Wilkie
Gerl	Kingsbury	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker
Glaspey	Lang	Raile	

Absent and not voting:

Hilleboe	Raymond	Reimers
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So the bill passed and the title was agreed to.

House Bill No. 1444. A Bill for an Act to amend and reenact section 39-05-09 of the 1969 supplement to the North Dakota Century Code, relating to the issuance of a title to a motor vehicle.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Larson, L.	Rice
Atkinson	Gronneberg	Laughlin	Rivinius
Austin	Gunderson	Lee	Rocheleau
Backes	Halcrow	Linderman	Rolfsrud
Berg	Haman	Livingston	Rundle
Boustead	Haugland	Lundene	Sandness
Boyum	Hausauer, A.	McGauvran	Shablow
Brekke	Hausauer, R.	McGeehan	Solberg
Bunker	Henning	Mertens	Stoltenow
DeGroot	Henry	Metzger	Stone
DeKrey	Hensrud	Meyer	Streibel
Dick	Hentges	Miedema	Strinden

Dornacker	Herman	Miller, B.	Thorsgard
Dotzenrod	Hickle	Miller, E.	Tweten
Eagles	Hildebrand	Moore	Ulvedal
Erickson, K.	Hoffner	Murphy	Wagner
Erickson, W.	Jacobson	Mushik	Walsh
Fleming	Jenkins	Olienyk	Weber
Gackle	Johnson, H.	Opedahl	Welder
Ganser	Johnson, K.	Patrick	White
Gengler	Kieffer	Peterson, J.	Wilkie
Gerl	Knudson	Peterson, R.	Winge
Giffey	Lang	Raile	Mr. Speaker
Glaspay	Larson, G.		

Absent and not voting:

Hilleboe	Kingsbury	Raymond	Riemers
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So the bill passed and the title was agreed to.

House Bill No. 1450. A Bill for an Act to create and enact a new subsection to section 34-13-01, and a new subsection to section 34-13-15 of the North Dakota Century Code, relating to the licensing of employment agencies and to the establishment of maximum fees which may be charged for services, and to amend and reenact sections 34-13-02, 34-13-03, 34-13-04, 34-13-05, 34-13-07, 34-13-08, 34-13-09, 34-13-10, 34-13-11, and 34-13-12, and subsection 4 of section 34-13-15 of the North Dakota Century Code, relating to the transfer of the regulation of employment agencies from the attorney general to the commissioner of labor, and providing a penalty.

Which was read.

Rep. Bunker moved to amend the title to House Bill No. 1450, as follows:

On page 1 of the engrossed bill, line 2, delete the following: “, and a new subsection to section”

On page 1, line 3, delete the following: “34-13-15”

On page 1, line 12, delete the following: “, and providing a penalty”

Which motion prevailed.

Rep. Bunker moved that the rules be suspended and that House Bill No. 1450 be deemed properly re-engrossed and placed on second reading and final passage, as amended, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Rice
Atkinson	Halcrow	Lee	Rivinius
Austin	Haman	Linderman	Rocheleau
Backes	Haugland	Livingston	Rolfsrud
Berg	Hausauer, A.	Lundene	Rundle
Boustead	Hausauer, R.	McGauvran	Sandness
Boyum	Henning	McGeehan	Shablow
Brekke	Henry	Mertens	Solberg
Bunker	Hensrud	Metzger	Stoltenow
DeGroot	Hentges	Meyer	Stone
DeKrey	Herman	Miedema	Streibel
Dornacker	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Murphy	Ulvedal
Erickson, W.	Jenkins	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	Welder

Gengler	Kingsbury	Peterson, J.	White
Gerl	Knudson	Peterson, R.	Wilkie
Giffey	Lang	Raile	Winge
Glaspey	Larson, G.	Raymond	Mr. Speaker
Grant	Larson, L.	Riemers	

Absent and not voting:

Dick	Gunderson	Hilleboe
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So the bill passed and the title was agreed to.

House Bill No. 1459. A Bill for an Act to create and enact subsection 17 of section 54-12-01 of the North Dakota Century Code, relating to duties of the attorney general.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Reimers
Atkinson	Halcrow	Lee	Rice
Austin	Haman	Linderman	Rivinius
Backes	Haugland	Livingston	Rocheleau
Berg	Hausauer, A.	Lundene	Rolfsrud
Boustead	Hausauer, R.	McGauvran	Sandness
Boyum	Henning	McGeehan	Shablow
Brekke	Henry	Mertens	Solberg
Bunker	Hensrud	Metzger	Stoltenow
DeGroot	Hentges	Meyer	Stone
DeKrey	Herman	Miedema	Streibel
Dick	Hickle	Miller, B.	Strinden
Dornacker	Hildebrand	Miller, E.	Thorsgard
Dotzenrod	Hoffner	Moore	Tweten
Eagles	Jacobson	Murphy	Ulvedal
Erickson, K.	Jenkins	Mushik	Wagner
Erickson, W.	Johnson, H.	Olienyk	Walsh
Fleming	Kieffer	Opedahl	Weber
Gackle	Kingsbury	Patrick	Welder
Ganser	Knudson	Peterson, J.	White
Giffey	Lang	Peterson, R.	Wilkie
Glaspey	Larson, G.	Raile	Winge
Grant	Larson, L.	Raymond	Mr. Speaker

Those voting in the negative were:

Gengler	Gerl	Johnson, K.	Rundle
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Absent and not voting:

Gunderson	Hilleboe
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So the bill passed and the title was agreed to.

House Bill No. 1527. A Bill for an Act to create and enact subsection 4 of section 20-08-01 of the North Dakota Century Code, relating to emergency closing of hunting seasons; and to amend and reenact section 20-08-04 of the North Dakota Century Code, relating to an exception in the publication of governor's orders.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Larson, L.	Reimers
Atkinson	Gronneberg	Laughlin	Rice
Austin	Gunderson	Lee	Rivinius
Backes	Halcrow	Linderman	Rocheleau

Berg	Haman	Livingston	Rolfsrud
Boustead	Haugland	Lundene	Rundle
Boyum	Hausauer, A.	McGauvran	Sandness
Brekke	Hausauer, R.	McGeehan	Shablow
DeGroot	Henry	Mertens	Solberg
DeKrey	Hensrud	Metzger	Stoltenow
Dick	Hentges	Meyer	Stone
Dornacker	Herman	Miedema	Streibel
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Johnson, H.	Mushik	Walsh
Gackle	Johnson, K.	Olienyk	Weber
Ganser	Kieffer	Opedahl	Welder
Gengler	Kingsbury	Patrick	White
Gerl	Knudson	Peterson, R.	Wilkie
Giffey	Lang	Raile	Winge
Glaspey	Larson, G.	Raymond	Mr. Speaker
Absent and not voting:			
Bunker	Hilleboe	Peterson, J.	Strinden
Henning	Jenkins		

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 2121. A Bill for an Act to amend and reenact sections 48-02-02 and 48-02-03 of the North Dakota Century Code, relating to the prerequisite to building or repair of public buildings.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 93; nays, 1; absent and not voting 4.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Reimers
Atkinson	Halcrow	Lee	Rice
Austin	Haman	Linderman	Rivinius
Backes	Haugland	Livingston	Rocheleau
Berg	Hausauer, A.	Lundene	Rolfsrud
Boustead	Hausauer, R.	McGauvran	Rundle
Boyum	Henry	McGeehan	Sandness
Brekke	Hensrud	Mertens	Shablow
Bunker	Hentges	Metzger	Solberg
DeKrey	Herman	Meyer	Stoltenow
Dick	Hickle	Miedema	Streibel
Dornacker	Hildebrand	Miller, B.	Strinden
Eagles	Hoffner	Miller, E.	Thorsgard
Erickson, K.	Jacobson	Moore	Tweten
Erickson, W.	Jenkins	Murphy	Ulvedal
Fleming	Johnson, H.	Mushik	Wagner
Gackle	Johnson, K.	Olienyk	Walsh
Ganser	Kieffer	Opedahl	Weber
Gengler	Kingsbury	Patrick	Welder
Gerl	Knudson	Peterson, J.	White
Giffey	Lang	Peterson, R.	Wilkie
Glaspey	Larson, G.	Raile	Winge
Grant	Larson, L.	Raymond	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Dotzenrod

Absent and not voting:

DeGroot Henning Hilleboe Stone

So the bill passed and the title was agreed to.

Senate Bill No. 2213. A Bill for an Act to amend and reenact subsection 2 of section 40-51.2-07 of the North Dakota Century Code, relating to annexation of territory to cities and protests thereto.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rice
Atkinson	Halcrow	Lee	Rivinius
Austin	Haman	Linderman	Rocheleau
Backes	Haugland	Livingston	Rolfsrud
Berg	Hausauer, A.	Lundene	Rundle
Boustead	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Herman	Miedema	Streibel
Dornacker	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Mushik	Ulvedal
Erickson, W.	Jenkins	Olienyk	Wagner
Fleming	Johnson, H.	Opedahl	Walsh
Gackle	Johnson, K.	Patrick	Weber
Ganser	Kieffer	Peterson, J.	Welder
Gerl	Kingsbury	Peterson, R.	White
Giffey	Knudson	Raile	Wilkie
Glaspey	Lang	Raymond	Winge
Grant	Larson, G.	Reimers	Mr. Speaker
Gronneberg	Larson, L.		

Those voting in the negative were:

Gengler Murphy

Absent and not voting:

Boyum Hilleboe

So the bill passed and the title was agreed to.

MOTIONS

Rep. Hentges requested unanimous consent to amend House Bill No. 1271. There being no objections, consent to amend was granted.

Rep. Hentges moved that House Bill No. 1271 be amended as follows:

On page 7 of the engrossed bill, in line 23, insert triple parentheses before and after the word "assessment"

On page 12, in line 1, insert beginning triple parentheses before the word "water" and ending triple parentheses after the word "control"

On page 13, line 26, insert beginning triple parentheses before the word "water"

On page 13, line 27, insert ending triple parentheses after the word "control"

Which motion prevailed.

Rep. Hentges moved that the rules be suspended and that House Bill No. 1271 be deemed properly re-engrossed and placed on second reading and final passage, as amended, which motion was then withdrawn.

Rep. Weber moved that House Bill No. 1271 be re-referred to the Committee on Natural Resources, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1355. A Bill for an Act to provide for the protection of any scenic area found on land allowed to be leased by this state, and providing a penalty.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 51; nays, 46; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Giffey	Laughlin	Shablow
Atkinson	Glaspey	Linderman	Solberg
Backes	Grant	Livingston	Stone
DeGroot	Haugland	Lundene	Streibel
Dick	Henning	McGauvran	Strinden
Dotzenrod	Henry	McGeehan	Thorsgard
Eagles	Hentges	Mertens	Tweten
Erickson, K.	Hildebrand	Meyer	Ulvedal
Erickson, W.	Hoffner	Miller, E.	Walsh
Fleming	Jacobson	Mushik	Weber
Ganser	Johnson, H.	Opedahl	Wilkie
Gengler	Kieffer	Patrick	Winge
Gerl	Lang	Raymond	

Those voting in the negative were:

Austin	Haman	Lee	Rice
Berg	Hausauer, A.	Metzger	Rivinius
Boustead	Hausauer, R.	Miedema	Rocheleau
Boyum	Hensrud	Miller, B.	Rolfsrud
Brekke	Herman	Moore	Rundle
Bunker	Hickie	Murphy	Sandness
DeKrey	Jenkins	Olienyk	Stoltenow
Dornacker	Johnson, K.	Peterson, J.	Wagner
Gackle	Kingsbury	Peterson, R.	Welder
Gronneberg	Knudson	Raile	White
Gunderson	Larson, G.	Reimers	Mr. Speaker
Halcrow	Larson, L.		

Absent and not voting:

Hilleboe

So the bill passed and the title was agreed to.

Rep. Fleming moved that the vote by which House Bill No. 1355 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion failed on a division vote.

House Bill No. 1519. A Bill for an Act to create and enact section 43-03-22 of the North Dakota Century Code, relating to the regulation of the practice of architecture; and to amend and reenact sections 43-03-01, 43-03-04, 43-03-06, 43-03-11, 43-03-13, 43-03-14, 43-03-15, 43-03-16, 43-03-18, 43-03-19, 43-03-20, and 43-03-21 of the North Dakota Century Code, relating to the membership, powers, and duties of the state board of architecture, the qualifications and examination of applicants for registration, and the regulation of the practice of architecture; and providing a penalty.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 40; nays, 56; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Gunderson	Larson, L.	Rocheleau
Backes	Haugland	Lee	Sandness

Berg	Hausauer, A.	McGeehan	Stone
Boustead	Hausauer, R.	Metzger	Streibel
Boyum	Hensrud	Meyer	Strinden
Brekke	Hentges	Mushik	Tweten
Bunker	Herman	Opedahll	Wagner
Eagles	Hildebrand	Patrick	Walsh
Gengler	Jenkins	Peterson, J.	White
Giffey	Lang	Raymond	Mr. Speaker

Those voting in the negative were:

Anderson	Grant	Larson, G.	Raile
Austin	Gronneberg	Laughlin	Reimers
DeGroot	Halcrow	Linderman	Rice
DeKrey	Haman	Livingston	Rivinius
Dick	Henning	Lundene	Rolfstrud
Dornacker	Henry	McGauvran	Rundle
Dotzenrod	Hickle	Mertens	Shablow
Erickson, K.	Hoffner	Miedema	Solberg
Erickson, W.	Jacobson	Miller, B.	Stoltenow
Fleming	Johnson, H.	Miller, E.	Ulvedal
Gackle	Johnson, K.	Moore	Weber
Ganser	Kieffer	Murphy	Welder
Gerl	Kingsbury	Olienyk	Wilkie
Glaspey	Knudson	Peterson, R.	Winge

Absent and not voting:

Hilleboe Thorsgard

So the bill lost.

CONSIDERATION OF MESSAGES FROM THE SENATE

Speaker Bier announced the following Conference Committee to meet with a like committee from the Senate on Senate Bill No. 2199:

REP. STONE
 REP. DICK
 REP. DOTZENROD

MESSAGES TO THE SENATE

Bismarck, February 8, 1971

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, on Senate Bill No. 2199.

REP. STONE
 REP. DICK
 REP. DOTZENROD

Very respectfully,
 ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 8, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1016
 House Bill No. 1020
 House Bill No. 1036
 House Bill No. 1118
 House Bill No. 1132
 House Bill No. 1224
 House Bill No. 1233
 House Bill No. 1311
 House Bill No. 1414
 House Bill No. 1445
 House Bill No. 1467
 House Bill No. 1472
 House Bill No. 1479
 House Bill No. 1482
 House Bill No. 1496

House Bill No. 1505

House Bill No. 1513

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 8, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1018

House Bill No. 1030

House Bill No. 1097

House Bill No. 1104

House Bill No. 1115

House Bill No. 1201

House Bill No. 1244

House Bill No. 1280

House Bill No. 1293

House Bill No. 1319

House Bill No. 1320

House Bill No. 1353

House Bill No. 1369

House Bill No. 1376

House Bill No. 1380

House Bill No. 1391

House Bill No. 1411

House Bill No. 1421

House Bill No. 1432

House Bill No. 1433

House Bill No. 1434

House Bill No. 1446

House Bill No. 1475

House Bill No. 1491

House Bill No. 1509

House Bill No. 1522

House Bill No. 1530

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 8, 1971

Mr. President: I have the honor to return:

Senate Concurrent Resolution No. 4004

Which the House has failed to pass.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 8, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2097

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 8, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2049

Senate Bill No. 2107

Senate Bill No. 2120

Senate Bill No. 2148

Senate Bill No. 2195

Senate Concurrent Resolution No. 4008

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

MOTION

Rep. Streibel moved that the House be on the Thirteenth Order, and at the conclusion of the Thirteenth Order, the House stand recessed to 1:00 p.m., Tuesday, February 9, 1971, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2042. A Bill for an Act to establish an office of higher education computer services under the control of the state board of higher education.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2141. A Bill for an Act acknowledging the rights and defining the limitations of legislative office, establishing a code of legislative conduct, and establishing a joint committee on legislative conduct.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2249. A Bill for an Act to amend and reenact sections 27-11-22 and 27-12-02 of the 1969 Supplement to the North Dakota Century Code, relating to annual licenses to practice law and membership of the state bar association.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2251. A Bill for an Act to define vacancies in the district court and the method of filling such vacancies, provide for removal or censure of district court judges, and to amend and reenact sections 16-05-02, 16-08-02, and subsection 2 of section 44-02-02 of the North Dakota Century Code.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2262. A Bill for an Act to provide for the issuing of revenue bonds for the construction of a rehabilitation hospital at the university of North Dakota, and appropriating the moneys for such construction.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2277. A Bill for an Act to provide that no person shall be placed in legal jeopardy for acts of self-defense or to protect his property or in aid of another.

Which was read the first time and referred to the committee on Judiciary.

The House stood recessed, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

THIRTIETH DAY AFTER RECESS
AND THIRTY-FIRST DAY

Bismarck, February 9, 1971

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bier presiding.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1001
House Bill No. 1065
House Bill No. 1101
House Bill No. 1161
House Bill No. 1235
House Bill No. 1374
House Bill No. 1399
House Bill No. 1518
House Bill No. 1526
House Bill No. 1551

And find the same correctly engrossed.

REP. MIEDEMA, Chairamn

Rep. Mushik moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 1271

And find the same correctly re-engrossed.

REP. MIEDEMA, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed, and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Atkinson moved that the amendments to House Bill No. 1226 as recommended by the Committee on Judiciary as printed on page 568 of the House Journal be adopted, which motion prevailed.

Rep. Atkinson moved that the amendments to House Bill No. 1238 as recommended by the Committee on Judiciary as printed on page 568 of the House Journal be adopted, which motion prevailed. House bill No. 1238 was re-referred to the Committee on Appropriations.

Rep. Dornacker moved that the amendments to House Bill No. 1246 as recommended by the Committee on Finance and Taxation as printed on page 570 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Hilleboe moved that the House reconsider the action by which House Bill No. 1301 was lost, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1301. A Bill for an Act to amend and reenact section 15-28-02 of the North Dakota Century Code as amended by section 13 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to rural members of school boards, and declaring an emergency.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 43; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gengler	Jacobson	Raymond
Atkinson	Gerl	Jenkins	Rocheleau
Austin	Glaspey	Knudson	Solberg
Backes	Grant	Larson, L.	Stone
Boustead	Haugland	Linderman	Strinden
Boyum	Henry	Livingston	Ulvedal
Bunker	Hensrud	McGeehan	Wagner
DeGroot	Hentges	Mertens	Walsh
Dornacker	Herman	Mushik	White
Eagles	Hildebrand	Opedahl	Wilkie
Erickson, K.	Hilleboe	Patrick	Winge
Erickson, W.	Hoffner	Peterson, R.	Mr. Speaker

Those voting in the negative were:

Berg	Hausauer, R.	Metzger	Rolfstrud
Brekke	Henning	Meyer	Rundle
DeKrey	Hickle	Miedema	Sandness
Dotzenrod	Johnson, K.	Miller, B.	Shablow
Gackle	Kieffer	Moore	Stoltenow
Ganser	Kingsbury	Murphy	Streibel
Gronneberg	Lang	Olienyk	Thorsgard
Gunderson	Laughlin	Raile	Tweten
Halcrow	Lee	Reimers	Weber
Haman	Lundene	Rice	Welder
Hausauer, A.	McGauvran	Rivinius	

Absent and not voting:

Dick	Giffey	Larson, G.	Peterson, J.
Fleming	Johnson, H.	Miller, E.	

So the bill lost.

CONSIDERATION OF AMENDMENTS

Rep. K. Johnson moved that the amendments to House Bill No. 1328 as recommended by the Committee on Agriculture as printed on pages 570 and 571 of the House Journal be adopted.

Rep. K. Johnson moved that the House dispense with the reading of the amendments to House Bill No. 1328, which motion prevailed.

The question then was on the motion of Rep. K. Johnson to adopt the amendments to House Bill No. 1328, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1346 as recommended by the Committee on Education as printed on page 571 of the House Journal be adopted.

Rep. Knudson moved that the House dispense with the reading of the amendments to House Bill No. 1346, which motion prevailed.

The question then was on the motion of Rep. Knudson to adopt the amendments to House Bill No. 1346, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 1537 as recommended by the Committee on Finance and Taxation as printed on page 572 of the House Journal be adopted.

Rep. Dornacker moved that the House dispense with the reading of the amendments to House Bill No. 1537, which motion prevailed.

The question then was on the motion of Rep. Dornacker to adopt the amendments to House Bill No. 1537, which motion prevailed.

**FIRST READING OF A HOUSE RESOLUTION
AND A HOUSE CONCURRENT RESOLUTION**

Reps. Hoffner, Berg and Kingsbury introduced:

House Resolution No. 6. A Resolution directing the public service commission to study and prescribe minimum railroad freight service.

Was read the first time and referred to the committee on Transportation.

Reps. Giffey and Opedahl introduced:

House Concurrent Resolution No. 3027. A Concurrent Resolution urging the Congress of the United States to correct the inequalities and inadequacies in the limitations now imposed by section 127 of title 23 of the United States Code, relating to restrictions upon weights of vehicles operated upon state highways that are a part of the federal aid systems.

Was read the first time and referred to the committee on Transportation.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1146 has had the same under consideration and recommends that the same be returned to the House without recommendation.

And be re-referred to the Committee on Appropriations.

REP. HILLEBOE, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1313 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 14 delete "twenty three thousand eight hundred dollars" and insert in lieu thereof the following: "thirty two thousand six hundred forty seven dollars"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1321 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Raile moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1377 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Strinden moved that the report be adopted.

Rep. Sandness moved a substitute motion that House Bill No. 1377 be placed on the calendar.

Rep. Giffey requested a recorded roll call vote on the motion of Rep. Sandness to place House Bill No. 1377 on the calendar.

ROLL CALL

The roll was called and there were ayes, 38; nays, 59; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gronneberg	Livingston	Patrick
Backes	Halcrow	Lundene	Rocheleau
DeKrey	Haman	McGeehan	Sandness
Dotzenrod	Haugland	Mertens	Shablow
Erickson, K.	Henry	Meyer	Solberg
Erickson, W.	Hoffner	Miller, B.	Walsh
Gerl	Jacobson	Miller, E.	Weber
Giffey	Johnson, H.	Mushik	Wilkie
Glaspey	Laughlin	Opedahl	Winge
Grant	Linderman		

Those voting in the negative were:

Atkinson	Hausauer, A.	Larson, G.	Rivinius
Austin	Hausauer, R.	Larson, L.	Rolfsrud
Berg	Henning	Lee	Rundle
Boustead	Hensrud	McGauvran	Stoltenow
Boyum	Hentges	Metzger	Stone
Brekke	Herman	Miedema	Streibel
Bunker	Hickle	Moore	Strinden
DeGroot	Hildebrand	Murphy	Thorsgard
Dick	Hilleboe	Olienyk	Tweten
Dornacker	Jenkins	Peterson, J.	Ulvedal
Eagles	Johnson, K.	Peterson, R.	Wagner
Gackle	Kieffer	Raile	Welder
Ganser	Kingsbury	Raymond	White
Gengler	Knudson	Reimers	Mr. Speaker
Gunderson	Lang	Rice	

Absent and not voting:

Fleming

The motion failed.

The question then was on the motion of Rep. Strinden to adopt the committee report on House Bill No. 1377, which motion prevailed.

House Bill No. 1377 was indefinitely postponed.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-FIRST DAY

Bismarck, February 9, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Chaplain R. W. Horn, State industrial School, Mandan.

Roll was called and all members were present except Reps. Fleming, Gerl and R. Peterson.

A quorum was declared by the Speaker.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the twenty-eighth day after recess, twenty-ninth day and thirtieth day, and finds the same to be correct.

REP. STONE, Chairman

Rep. Lee moved that the report be adopted, which motion prevailed.

RECOGNITION

Rep. Hensrud announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Stuart McDonald, and Rep. McDonald was thereupon introduced to the House.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1378 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1449 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Dotzenrod moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1486 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Raile moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1541 has had the same under consideration and returns the bill without recommendation.

REP. DORNACKER, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1559 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3018 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. McGeehan moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3017 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2050 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Weber moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2051 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2052 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2053 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2161 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2168 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2177 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2209 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Glaspey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2216 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2226 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1065. A Bill for an Act to amend and reenact section 39-17-07 of the North Dakota Century Code, relating to the unsatisfied judgment fund.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 7; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raymond
Atkinson	Gronneberg	Larson, G.	Reimers
Austin	Gunderson	Larson, L.	Rice
Berg	Halcrow	Laughlin	Rivinius
Boustead	Haman	Lee	Rocheleau
Boyum	Haugland	Linderman	Rundle
Brekke	Hausauer, A.	Livingston	Sandness
Bunker	Hausauer, R.	Lundene	Shablow
DeGroot	Henning	McGauvran	Solberg
DeKrey	Henry	McGeehan	Stoltenow
Dick	Hensrud	Mertens	Stone
Dornacker	Hentges	Metzger	Streibel
Dotzenrod	Herman	Meyer	Strinden
Eagles	Hickle	Miedema	Thorsgard
Erickson, K.	Hilleboe	Miller, B.	Twetén
Erickson, W.	Hoffner	Miller, E.	Ulvedal
Gackle	Jacobson	Moore	Wagner
Ganser	Jenkins	Mushik	Walsh
Gengler	Johnson, H.	Olienik	Weber
Gerl	Kieffer	Opedahl	White
Giffey	Kingsbury	Patrick	Winge
Glaspey	Knudson	Peterson, J.	Mr. Speaker

Those voting in the negative were:

Hildebrand	Murphy	Rolfsrud	Wilkie
Johnson, K.	Raile	Welder	

Absent and not voting:

Backes	Fleming	Peterson, R.
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So the bill passed and the title was agreed to.

House Bill No. 1101. A Bill for an Act to provide for the recounting of ballots in congressional and state elections and to provide procedures for such recounts.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Rice
Atkinson	Gunderson	Laughlin	Rivinius
Austin	Halcrow	Lee	Rocheleau
Berg	Haman	Linderman	Rolfsrud
Boustead	Haugland	Livingston	Rundle
Boyum	Hausauer, A.	Lundene	Sandness
Brekke	Hausauer, R.	McGauvran	Shablow
Bunker	Henning	McGeehan	Solberg
DeGroot	Henry	Mertens	Stoltenow
DeKrey	Hensrud	Metzger	Stone
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Moore	Twetén
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Gackle	Johnson, H.	Olienik	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	White
Giffey	Knudson	Raile	Wilkie
Glaspey	Lang	Raymond	Winge
Grant	Larson, G.	Reimers	Mr. Speaker

Absent and not voting:

Backes	Hickle	Miller, E.	Peterson, R.
Fleming	Jenkins		

So the bill passed and the title was agreed to.

House Bill No. 1161. A Bill for an Act to create chapter 14-15 of the North Dakota Century Code, relating to adoptions and constituting the Revised Uniform Adoption Act, and to repeal chapter 14-11 of the North Dakota Century Code.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Halcrow	Laughlin	Reimers
Atkinson	Haman	Lee	Rice
Austin	Haugland	Linderman	Rivinius
Berg	Hausauer, A.	Livingston	Rocheleau
Boyum	Hausauer, R.	Lundene	Rolfsrud
Brekke	Henning	McGauvran	Rundle
Bunker	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Tweten
Erickson, W.	Jacobson	Murphy	Ulvedal
Gackle	Jenkins	Mushik	Wagner
Ganser	Johnson, H.	Olienyk	Walsh
Gengler	Johnson, K.	Opedahl	Weber
Gerl	Kieffer	Patrick	Welder
Glaspey	Kingsbury	Peterson, J.	White
Grant	Knudson	Raile	Winge
Gronneberg	Lang	Raymond	Mr. Speaker
Gunderson	Larson, L.		

Absent and not voting:

Backes	Fleming	Larson, G.	Sandness
Boustead	Giffey	Peterson, R.	Wilkie

So the bill passed and the title was agreed to.

House Bill No. 1235. A Bill for an Act to authorize a person to execute a power of attorney to provide for the care of his person or property while under disability, to provide for the manner of execution of the power, for its termination, and for the appointment of a successor, and prescribing the duties and liabilities of the attorney in fact.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 1; absent and not voting, 14.

Those voting in the affirmative were:

Anderson	Haugland	Lee	Rivinius
Austin	Hausauer, A.	Linderman	Rocheleau
Berg	Hausauer, R.	Livingston	Rolfsrud
Bunker	Henning	Lundene	Rundle
DeGroot	Henry	McGauvran	Shablow
DeKrey	Hensrud	McGeehan	Solberg
Dick	Hentges	Mertens	Stoltenow

Dornacker	Herman	Metzger	Stone
Dotzenrod	Hickle	Meyer	Streibel
Eagles	Hildebrand	Miedema	Strinden
Erickson, W.	Hilleboe	Miller, B.	Thorsgard
Gackle	Hoffner	Miller, E.	Tweten
Ganser	Jacobson	Moore	Ulvedal
Gengler	Johnson, H.	Murphy	Wagner
Gerl	Johnson, K.	Mushik	Walsh
Glaspey	Kieffer	Olienyk	Weber
Grant	Kingsbury	Patrick	Welder
Gronneberg	Knudson .	Peterson, J.	White
Gunderson	Lang	Raile	Winge
Halcrow	Larson, L.	Raymond	Mr. Speaker
Haman	Laughlin	Rice	

Those voting in the negative were:

Reimers

Absent and not voting:

Atkinson	Brekke	Jenkins	Peterson, R.
Backes	Erickson, K.	Larson, G.	Sandness
Boustead	Fleming	Opedahl	Wilkie
Boyum	Giffey		

So the bill passed and the title was agreed to.

MOTIONS

Rep. K. Johnson moved that the House reconsider its action by which it adopted the amendments to House Bill No. 1343, which motion prevailed.

Rep. K. Johnson moved that the House reconsider its action by which it adopted the Committee Report on House Bill No. 1343, which motion prevailed.

Rep. K. Johnson moved that House Bill No. 1343 be re-referred to the Committee on Agriculture, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1374. A Bill for an Act to amend and reenact section 23-02-35 of the North Dakota Century Code, relating to death without medical attendance.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Hausauer, A.	Lee	Rice
Austin	Hausauer, R.	Linderman	Rivinius
Berg	Henning	Livingston	Rocheleau
Boyum	Henry	Lundene	Rolfsrud
Bunker	Hensrud	McGauvran	Rundle
DeKrey	Hentges	McGeehan	Shablow
Dornacker	Herman	Mertens	Solberg
Dotzenrod	Hickle	Metzger	Stoltenow
Eagles	Hildebrand	Meyer	Stone
Erickson, K.	Hilleboe	Miedema	Streibel
Erickson, W.	Hoffner	Miller, B.	Strinden
Gackle	Jacobson	Miller, E.	Thorsgard
Ganser	Jenkins	Moore	Tweten
Gengler	Johnson, H.	Murphy	Ulvedal
Gerl	Johnson, K.	Mushik	Wagner
Glaspey	Kieffer	Olienyk	Walsh
Grant	Kingsbury	Patrick	Weber
Gronneberg	Knudson	Peterson, J.	Welder
Gunderson	Lang	Raile	White

Halcrow	Larson, G.	Raymond	Winge
Haman	Larson, L.	Reimers	Mr. Speaker
Haugland	Laughlin		

Absent and not voting:

Atkinson	Brekke	Fleming	Peterson, R.
Backes	DeGroot	Giffey	Sandness
Boustead	Dick	Opedahl	Wilkie

So the bill passed and the title was agreed to.

House Bill No. 1395. A Bill for an Act to amend and reenact section 40-18-09 of the North Dakota Century Code, relating to the issuance and service of subpoenas for witnesses by a municipal judge; and providing a penalty.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Anderson	Haman	Laughlin	Reimers
Austin	Hausauer, A.	Lee	Rice
Berg	Hausauer, R.	Linderman	Rivinius
Boyum	Henning	Livingston	Rocheleau
Brekke	Henry	Lundene	Rolfsrud
Bunker	Hensrud	McGauvran	Rundle
DeKrey	Hentges	McGeehan	Shablow
Dick	Herman	Mertens	Solberg
Dornacker	Hickle	Metzger	Stoltenow
Dotzenrod	Hildebrand	Meyer	Stone
Eagles	Hilleboe	Miedema	Streibel
Erickson, K.	Hoffner	Miller, B.	Strinden
Erickson, W.	Jacobson	Miller, E.	Thorsgard
Gackle	Jenkins	Moore	Tweten
Ganser	Johnson, H.	Murphy	Ulvedal
Gengler	Johnson, K.	Mushik	Wagner
Gerl	Kieffer	Olienyk	Walsh
Glaspey	Kingsbury	Opedahl	Weber
Grant	Knudson	Patrick	White
Gronneberg	Lang	Raile	Winge
Gunderson	Larson, L.	Raymond	Mr. Speaker

Absent and not voting:

Atkinson	Fleming	Larson, G.	Sandness
Backes	Giffey	Peterson, J.	Welder
Boustead	Halcrow	Peterson, R.	Wilkie
DeGroot	Haugland		

So the bill passed and the title was agreed to.

House Bill No. 1398. A Bill for an Act to amend and reenact sections 40-18-07 and 40-18-08 of the North Dakota Century Code, relating to the issuance of warrants by municipal judges, and the service of such warrants.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Reimers
Austin	Halcrow	Lee	Rice
Backes	Haman	Linderman	Rivinius
Berg	Haugland	Livingston	Rocheleau
Boyum	Hausauer, R.	Lundene	Rolfsrud
Brekke	Henning	McGauvran	Rundle
Bunker	Hensrud	McGeehan	Shablow

DeKrey	Hentges	Mertens	Solberg
Dick	Herman	Meyer	Stoltenow
Dornacker	Hickle	Miedema	Stone
Dotzenrod	Hildebrand	Miller, B.	Streibel
Eagles	Hilleboe	Miller, E.	Strinden
Erickson, K.	Hoffner	Moore	Thorsgard
Erickson, W.	Jacobson	Murphy	Tweten
Gackle	Jenkins	Mushik	Ulvedal
Ganser	Johnson, H.	Olienyk	Wagner
Gengler	Johnson, K.	Opedahl	Walsh
Gerl	Kieffer	Patrick	Weber
Glaspey	Kingsbury	Peterson, J.	White
Grant	Knudson	Raile	Winge
Gronneberg	Lang	Raymond	Mr. Speaker
Absent and not voting:			
Atkinson	Giffey	Larson, L.	Sandness
Boustead	Hausauer, A.	Metzger	Welder
DeGroot	Henry	Peterson, R.	Wilkie
Fleming	Larson, G.		

So the bill passed and the title was agreed to.

House Bill No. 1399. A Bill for an Act to amend and reenact subsections 1, 4, and 10 of section 27-20-02 of the North Dakota Century Code, relating to the definition of terms used in the Uniform Juvenile Court Act; to amend and reenact subsection 2 of section 27-20-05 of the North Dakota Century Code, relating to the compensation of juvenile supervisors; to amend and reenact subsection 1 of section 27-20-06 of the North Dakota Century Code, relating to the powers and duties of juvenile supervisors; to amend and reenact subsections 1, 2, and 4 of section 27-20-16 of the North Dakota Century Code, relating to the place of detention of a child; and to amend and reenact subsection 2 of section 27-20-17 of the North Dakota Century Code, relating to the release of a child from detention.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 71; nays, 19; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Haugland	Laughlin	Reimers
Austin	Hausauer, R.	Lee	Rice
Backes	Henning	Linderman	Rocheleau
Boyum	Henry	Livingston	Rolfsrud
Brekke	Hensrud	Lundene	Sandness
Bunker	Hentges	McGeehan	Solberg
DeGroot	Herman	Mertens	Stone
Dick	Hildebrand	Meyer	Streibel
Dornacker	Hilleboe	Miller, B.	Strinden
Dotzenrod	Hoffner	Miller, E.	Thorsgard
Eagles	Jacobson	Moore	Tweten
Erickson, K.	Jenkins	Mushik	Wagner
Gackle	Kieffer	Olienyk	Walsh
Ganser	Kingsbury	Opedahl	Weber
Gronneberg	Knudson	Patrick	White
Gunderson	Lang	Peterson, J.	Wilkie
Halcrow	Larson, G.	Raile	Mr. Speaker
Haman	Larson, L.	Raymond	

Those voting in the negative were:

Berg	Glaspey	Johnson, K.	Rundle
DeKrey	Grant	McGauvran	Shallow
Erickson, W.	Hausauer, A.	Metzger	Stoltenow

Gengler	Hickle	Miedema	Winge
Gerl	Johnson, H.	Murphy	
Absent and not voting:			
Atkinson	Fleming	Peterson, R.	Ulvedal
Boustead	Giffey	Rivinius	Welder

So the bill passed and the title was agreed to.

House Bill No. 1452. A Bill for an Act to amend and reenact section 40-21-09 of the North Dakota Century Code, relating to elections in cities.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Haugland	Lee	Rice
Austin	Hausauer, A.	Linderman	Rivinius
Berg	Hausauer, R.	Livingston	Rocheleau
Boyum	Henning	Lundene	Rolfsrud
Brekke	Henry	McGauvran	Rundle
Bunker	Hensrud	McGeehan	Sandness
DeGroot	Hentges	Mertens	Shablow
Dick	Herman	Metzger	Solberg
Dornacker	Hickle	Meyer	Stoltenow
Dotzenrod	Hildebrand	Miedema	Stone
Eagles	Hilleboe	Miller, B.	Streibel
Erickson, W.	Hoffner	Miller, E.	Strinden
Gackle	Jacobson	Moore	Thorsgard
Ganser	Jenkins	Murphy	Tweten
Gengler	Johnson, H.	Mushik	Ulvedal
Gerl	Johnson, K.	Olienyk	Wagner
Glaspey	Kieffer	Opedahl	Walsh
Grant	Kingsbury	Patrick	Weber
Gronneberg	Knudson	Peterson, J.	White
Gunderson	Larson, G.	Raile	Wilkie
Halcrow	Larson, L.	Raymond	Winge
Haman	Laughlin	Reimers	Mr. Speaker

Absent and not voting:

Atkinson	DeKrey	Giffey	Peterson, R.
Backes	Erickson, K.	Lang	Welder
Boustead	Fleming		

So the bill passed and the title was agreed to.

MOTION

Rep. Dick moved that House Bill No. 1518 be returned to the Committee on Natural Resources, which motion prevailed.

House Bill No. 1526. A Bill to amend and reenact section 20-03-39 of the North Dakota Century Code, relating to non-resident fishing license and providing that it may be divided into two segments of consecutive days; and to provide for an effective date.

Which was read.

Rep. Dick requested unanimous consent of the House to amend House Bill No. 1526. There being no objection, it was so ordered by the Speaker.

Rep. Dick moved that House Bill No. 1526 be amended as follows:

Page 1, line 15, delete the numeral "20-03-39" and insert in lieu thereof the following "20-03-09"

Which motion prevailed.

Rep. Dick moved that the rules be suspended and that House Bill

No. 1526 be deemed properly re-engrossed and placed on second reading and final passage, as amended, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 75; nays, 18; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Raile
Austin	Gunderson	Larson, L.	Raymond
Backes	Halcrow	Laughlin	Reimers
Brekke	Haman	Lee	Rocheleau
Bunker	Haugland	Linderman	Sandness
DeGroot	Hausauer, R.	Livingston	Solberg
DeKrey	Henning	Lundene	Stone
Dick	Henry	McGeehan	Streibel
Dornacker	Hensrud	Mertens	Strinden
Dotzenrod	Hentges	Miedema	Thorsgard
Eagles	Herman	Miller, B.	Tweten
Erickson, K.	Hickle	Miller, E.	Wagner
Erickson, W.	Hilleboe	Moore	Walsh
Gackle	Hoffner	Murphy	Welder
Ganser	Jacobson	Mushik	White
Gengler	Jenkins	Opedahl	Wilkie
Gerl	Johnson, H.	Patrick	Winge
Glaspey	Kieffer	Peterson, J.	Mr. Speaker
Grant	Knudson	Peterson, R.	

Those voting in the negative were:

Berg	Kingsbury	Rice	Shallow
Boyum	McGauvran	Rivinius	Stoltenow
Hausauer, A.	Metzger	Rolfsrud	Ulvedal
Hildebrand	Meyer	Rundle	Weber
Johnson, K.	Olienyk		

Absent and not voting:

Atkinson	Fleming	Giffey	Larson, G.
Boustead			

So the bill passed and the title was agreed to.

House Bill No. 1542. A Bill for an Act to amend and reenact section 40-21-02 of the North Dakota Century Code, to provide for the appointment of poll clerks for municipal elections.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfsrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shallow
DeGroot	Hentges	Mertens	Solberg
DeKrey	Herman	Metzger	Stoltenow
Dick	Hickle	Meyer	Stone
Dornacker	Hildebrand	Miedema	Streibel
Dotzenrod	Hilleboe	Miller, B.	Strinden
Eagles	Hoffner	Miller, E.	Thorsgard
Erickson, K.	Jacobson	Moore	Tweten
Erickson, W.	Jenkins	Murphy	Ulvedal
Fleming	Johnson, H.	Mushik	Wagner

Gackle	Johnson, K.	Olienyk	Walsh
Ganser	Kieffer	Opedahl	Weber
Gengler	Kingsbury	Patrick	Welder
Gerl	Knudson	Peterson, R.	White
Glaspey	Lang	Raile	Wilkie
Grant	Larson, G.	Raymond	Winge
Gronneberg	Larson, L.	Reimers	Mr. Speaker
Gunderson			

Those absent and not voting:

Atkinson	Giffey	Hensrud	Peterson, J.
Boustead			

So the bill passed and the title was agreed to.

House Bill No. 1551. A bill for an Act to allow judges to record court proceedings by electronic or mechanical means.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 62; nays, 32; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Halcrow	Livingston	Rolfsrud
Austin	Hausauer, A.	Lundene	Sandness
Backes	Hausauer, R.	McGauvran	Stoltenow
Berg	Henning	Mertens	Stone
Boyum	Henry	Meyer	Streibel
Brekke	Hentges	Miedema	Strinden
Bunker	Herman	Miller, B.	Thorsgard
Dornacker	Hickle	Miller, E.	Tweten
Dotzenrod	Hilleboe	Moore	Ulvedal
Eagles	Kieffer	Mushik	Wagner
Erickson, K.	Kingsbury	Olienyk	Walsh
Fleming	Knudson	Opedahl	Weber
Gackle	Lang	Peterson, R.	White
Glaspey	Larson, L.	Reimers	Winge
Gronneberg	Laughlin	Rice	Mr. Speaker
Gunderson	Lee		

Those voting in the negative were:

DeGroot	Haman	Johnson, K.	Raile
DeKrey	Haugland	Larson, G.	Raymond
Dick	Hensrud	Linderman	Rocheleau
Erickson, W.	Hildebrand	McGeehan	Rundle
Ganser	Hoffner	Metzger	Shablow
Gengler	Jacobson	Murphy	Solberg
Gerl	Jenkins	Patrick	Welder
Grant	Johnson, H.	Peterson, J.	Wilkie

Absent and not voting:

Atkinson	Boustead	Giffey	Rivinius
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So the bill passed and the title was agreed to.

House Bill No. 1001. A Bill for an Act making an appropriation for the general operation, maintenance and plant improvements of the state institutions of higher learning of the state of North Dakota.

Which was read.

Rep. Halcrow requested that his remarks regarding House Bill No. 1001 be printed in the Journal.

Rep. Halcrow: "Mr. Speaker: It may be a bit unusual for a member of the House Appropriations Committee to oppose H. B. No. 1001 on the floor this afternoon. For several weeks we have worked on this bill in an effort to be as responsible as possible to the people employed in our colleges and at the same time to express the interest and concern of the Committee in maintaining the physical plants in

good condition and repair. Many of us believed that instructional salary increases in the Governor's budget were too high. They were set at 6% and 6% while others were set at 5% and 5%, or 5% and 4%. We were not particularly concerned about each individual salary. The proposed reduction of the increase in these salaries was \$736,259.00. The Committee felt this was necessary to inform the institutions that we wanted better curriculum control and less duplication. The reduction from 6% and 6% to 5% and 4% with a corresponding increase in building repair and maintenance was affirmed on several occasions with a majority vote in our Committee.

"The college lobby is the most powerful special interest group in this capitol. At least two legislators have more than a passing interest in college legislation and budgets, and this situation approaches the area of conflict of interest. Further, the county containing the largest of our institutions has two members on the house appropriations committee. Contrast that with the fact that there are only two members, (1-Republican, 1-Democrat) from west of the Missouri River.

"There is a bill floating around that provides for a Hockey Arena for half million dollars too.

"Total college operational budgets have grown from 19 million in 1959 to 68 million for 1971-73. We must conclude that North Dakota, with a declining population, and a depression in its major industry cannot stand continuing budget increases of such magnitude. Financial doomsday for North Dakota Education is approaching unless the system and the legislature find alternatives to ever increasing budgets. I oppose H. B. No. 1001 as now constituted. I respectfully request that this body now defeat this bill. Let us then reconsider our action, send the bill back to committee and reduce instructional salary increases from 6% and 6% to 5% and 4% for a total decrease of \$736,259.00. Unless such action is taken I must continue to oppose the bill, and other special budget requests for higher education."

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 64; nays, 31; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Hausauer, R.	Larson, L.	Raymond
Austin	Henning	Linderman	Reimers
Backes	Henry	Livingston	Rocheleau
Berg	Hensrud	Lundene	Shablow
Brekke	Hentges	McGauvran	Solberg
Bunker	Herman	McGeehan	Stoltenow
DeGroot	Hildebrand	Mertens	Stone
Dick	Hilleboe	Meyer	Streibel
Dornacker	Hoffner	Miedema	Strinden
Eagles	Jacobson	Miller, B.	Tweten
Fleming	Jenkins	Mushik	Ulvedal
Ganser	Johnson, H.	Olienyk	Wagner
Gengler	Kieffer	Opedahl	Walsh
Gerl	Kingsbury	Patrick	White
Grant	Knudson	Peterson, J.	Winge
Haugland	Larson, G.	Peterson, R.	Mr. Speaker

Those voting in the negative were:

Boyum	Gunderson	Lee	Rolfsrud
DeKrey	Halcrow	Metzger	Rundle
Dotzenrod	Haman	Miller, E.	Sandness
Erickson, K.	Hausauer, A.	Moore	Thorsgard
Erickson, W.	Hickle	Murphy	Weber
Gackle	Johnson, K.	Raile	Welder
Glaspey	Lang	Rice	Wilkie
Gronneberg	Laughlin	Rivinius	

Absent and not voting:

Atkinson Boustead Giffey

So the bill passed and the title was agreed to.

House Bill No. 1368. A Bill for an Act authorizing the state board of higher education to pay the revenue bonds of 1969 for the new men's dormitory and the revenue bonds for Hicks Hall and Crabtree Hall at the state teacher's college at Ellendale from the insurance proceeds in the fire replacement fund, and making an appropriation.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 18; absent and not voting, 4.

Those voting in the affirmative were:

Austin	Haman	Larson, L.	Reimers
Backes	Haugland	Laughlin	Rice
Berg	Hausauer, R.	Lee	Rivinius
Brekke	Henning	Linderman	Rocheleau
Bunker	Henry	Livingston	Rolfsrud
DeGroot	Hensrud	McGauvran	Shablow
Dotzenrod	Hentges	McGeehan	Stoltzenow
Eagles	Herman	Mertens	Stone
Erickson, K.	Hickle	Metzger	Streibel
Erickson, W.	Hildebrand	Miedema	Strinden
Fleming	Hilleboe	Miller, B.	Thorsgard
Ganser	Hoffner	Miller, E.	Twetten
Gengler	Jacobson	Mushik	Ulvedal
Gerl	Jenkins	Olienyk	Wagner
Glaspsey	Johnson, H.	Opedahl	Walsh
Grant	Kieffer	Patrick	White
Gronneberg	Kingsbury	Peterson, J.	Wilkie
Gunderson	Knudson	Peterson, R.	Winge
Halcrow	Larson, G.	Raymond	Mr. Speaker

Those voting in the negative were:

Boyum	Hausauer, A.	Moore	Sandness
DeKrey	Johnson, K.	Murphy	Solberg
Dick	Lang	Raile	Weber
Dornacker	Lundene	Rundle	Welder
Gackle	Meyer		

Absent and not voting:

Anderson Atkinson Boustead Giffey

So the bill passed and the title was agreed to.

MOTIONS

Rep. White moved that the House reconsider the action by which House Bill No. 1377 was indefinitely postponed, and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Stone moved that the House concur in the Senate amendments to House Bill No. 1137, which motion prevailed.

Rep. Stone moved that the rules be suspended and that House Bill No. 1137 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1137. A Bill for an Act to amend and reenact section 16-13-07 of the North Dakota Century Code, relating to sending pollbooks to the United States district court.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Rice
Austin	Halcrow	Laughlin	Rivinius
Backes	Haman	Lee	Rocheleau
Berg	Haugland	Livingston	Rolfsrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Tweten
Erickson, W.	Jacobson	Murphy	Ulvedal
Fleming	Jenkins	Mushik	Wagner
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	White
Glaspey	Knudson	Peterson, R.	Wilkie
Grant	Lang	Raile	Winge
Gronneberg	Larson, G.	Raymond	Mr. Speaker

Absent and not voting:

Atkinson	Giffey	Linderman	Reimers
Boustead	Hausauer, A.		

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, February 9, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2004
Senate Bill No. 2178
Senate Bill No. 2211
Senate Bill No. 2272
Senate Bill No. 2280
Senate Bill No. 2284
Senate Bill No. 2362
Senate Bill No. 2365
Senate Bill No. 2376
Senate Bill No. 2426
Senate Bill No. 2427
Senate Bill No. 2452
Senate Bill No. 2489
Senate Bill No. 2491
Senate Bill No. 2500
Senate Concurrent Resolution No. 4019

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, February 9, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1147
Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House be on the Thirteenth Order, and at the conclusion of the Thirteenth Order, the House stand recessed until 1:30 p.m., Wednesday, February 10, 1971, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2067. A Bill for an Act to create and enact sections 16-01-11.1 and 16-01-11.2 of the North Dakota Century Code; to amend and reenact section 16-01-11 of the North Dakota Century Code, relating to regulations governing initiative, referendum, and recall petitions, and the powers and duties of the secretary of state in regard thereto; providing an appropriation; and declaring an emergency.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2243. A Bill for an Act to amend and reenact section 57-50-03 of the North Dakota Century Code, relating to claims for refund of motor fuel tax.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2252. A Bill for an Act to amend and reenact section 28-18-09 of the North Dakota Century Code, and to repeal section 28-27-32 of the North Dakota Century Code, relating to appeals to the North Dakota supreme court.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2265. A Bill for an Act to amend and reenact section 29-02-04 of the North Dakota Century Code, relating to the prevention of public offenses by officers of justice; and to repeal sections 29-02-06, 29-02-07, 29-02-08, 29-02-09, 29-02-10, 29-02-11, 29-02-12, 29-02-13, 29-02-14, 29-02-15, 29-02-16, 29-02-17, 29-02-18, 29-02-19, 29-02-20, 29-02-21, and 29-02-22 of the North Dakota Century Code, relating to the peace bond procedure following complaint that a person is threatening bodily harm or harm to property.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2267. A Bill for an Act to amend and reenact subsection 11 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions of certain feed sales.

Which was read the first time and referred to the committee on Agriculture.

Senate Bill No. 2275. A Bill for an Act to create a state trust to hold unpaid guaranteed student loans belonging to the state of North Dakota; to authorize preparation, sale, and issuance of special coupon bonds of the state of North Dakota against such United States government guaranteed student loans so held; and to make such bonds eligible for investment of the funds of banks, savings and loan associations, and public trust funds of this state, and making an appropriation.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2282. A Bill for an Act to amend and reenact subsections 3 and 6 of section 54-52-01 and section 54-52-02 of the North Dakota Century Code, relating to definitions and formulation of plans under the state employees' retirement system.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2289. A Bill for an Act relating to the mandatory disposition of detainers for criminal charges pending against persons imprisoned in this state and constituting the Uniform Mandatory Disposition of Detainers Act.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2290. A Bill for an Act to amend and reenact section 40-08-07 of the North Dakota Century Code, relating to compensation of aldermen in council cities.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2292. A Bill for an Act to amend and reenact sections 54-38-01, 54-38-02, 54-38-05, 54-38-06, 54-38-07 and 54-38-09 relating to the creation of a division of alcoholism and drug abuse within the State Department of Health and repealing sections 54-38-03, 54-38-04 and 54-38-08 of the North Dakota Century Code, relating to the state commission on alcoholism.

Which was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 2304. A Bill for an Act to amend and reenact subsections 1, 2, 3 and 4 of section 44-08-04 of the North Dakota Century Code, relating to travel expenses.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2314. A Bill for an Act to amend and reenact subsection 1 of section 40-45-13 of the North Dakota Century Code, relating to payments of police pension benefits to police widows or widowers.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2335. A Bill for an Act to amend and reenact section 40-09-06 of the North Dakota Century Code, relating to salaries of city commissioners.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2338. A Bill for an Act to empower County Commissioners to levy special assessments in rural subdivisions.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2342. A Bill for an Act to amend and reenact section 51-07-01 of the North Dakota Century Code, relating to the recovery of the price of articles upon the discontinuance of contract between retailer and wholesaler, manufacturer or distributor.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2356. A Bill for an Act to amend and reenact section 40-22-20 of the North Dakota Century Code, relating to bond or check to accompany bids; and to repeal section 40-22-21 of the North Dakota Century Code, relating to amount of bidder's bond.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2357. A Bill for an Act to amend and reenact subsection 4 of section 48-02-04 of the North Dakota Century Code, relating to contents of advertisement for bids on public buildings.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2358. A Bill for an Act to amend and reenact section 11-11-28 of the North Dakota Century Code, relating to bond or check to accompany bids before county commissioners.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2383. A Bill for an Act to provide for the change of a district court judge upon written demand of a party and prescribing the procedure therefor; and to repeal chapter 28-13 and sections 29-15-13, 29-15-14, 19-15-15, 29-15-16, 29-15-17, 29-15-19, and 29-15-20 of the North Dakota Century Code, relating to affidavits of prejudice are hereby repealed.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2385. A Bill for an Act relating to income tax credits.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2391. A Bill for an Act to create and enact section 38-08-09.17 of the North Dakota Century Code, to provide for the unitized management, operation, and development of two or more pools or parts thereof separated vertically in one field; defining the term "unit source of supply."

Which was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 2400. A Bill for an Act to create and enact section 42-02-14.1 of the North Dakota Century Code, relating to an annual license fee for certified public accountants; to create and enact subsection 5 of section 43-02-08 relating to the powers of the board of accountancy; to amend and reenact sections 43-02-11, 43-02-12, 43-02-13, 43-02-14, 43-02-15 and subsections 2 and 3 of section 43-02-17 of the North Dakota Century Code relating to examination, revocation of certificates, fees for examination for certificates for certified public accountants, use of the title "certified public accountant," and penalties.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2403. A Bill for an Act to amend and reenact section 39-22-09 of the 1969 Supplement to the North Dakota Century Code, relating to the reporting of used motor vehicle inventories.

Which was read the first time and referred to the committee on Transportation.

Senate Bill No. 2408. A Bill for an appropriation for the use of the state toxicologist.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2413. A Bill for an Act to amend and reenact subsection 1 of section 57-38-66 of the North Dakota Century Code, relating to the tax on individuals, estates and trusts for the privilege of doing business in this state; to provide an effective date; and to declare an emergency.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2417. A Bill for an Act to provide for the collection of delinquent sales, use, income and business and corporation privilege taxes from taxpayers not residing in this state; providing for tax commissioner to contract with collection and credit agencies; providing for a bond, and providing for payment of fees.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2432. A Bill for an Act to amend and reenact section 16-20-19 of the North Dakota Century Code, relating to soliciting of votes of absent voters.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2436. A Bill for an Act to amend and reenact section 16-12-15 of the North Dakota Century Code, relating to the depositing of unstamped and deinitialed ballots in a ballot box.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2439. A Bill for an Act to amend and reenact section 16-18-14 of the North Dakota Century Code, relating to the canvassing of mailed absent voters' ballots received late.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2467. A Bill for an Act to amend and reenact subsection 1 of section 36-04-06 of the North Dakota Century Code, relating to bonds of livestock dealers and agents.

Which was read the first time and referred to the committee on Agriculture.

Senate Bill No. 2486. A Bill for an Act to create and enact section 15-10-12.1 of the North Dakota Century Code, to provide a procedure for the acceptance of buildings by the board of higher education, and to amend and reenact section 15-10-12 of the North Dakota Century Code, relating to the acceptance of gifts and bequests by the board of higher education.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2494. A Bill for an Act to amend and reenact section 15-40.1-10 of the North Dakota Century Code, as contained in section 7 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to payments of county equalization funds to schools and school districts.

Which was read the first time and referred to the committee on Education.

The House stood recessed, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk



**THIRTY-FIRST DAY AFTER RECESS
AND THIRTY-SECOND DAY**

Bismarck, February 10, 1971

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker Bier presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1226

House Bill No. 1246

House Bill No. 1328

House Bill No. 1346

House Bill No. 1537

House Bill No. 1238

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed, and the report was adopted.

RECOGNITION

Speaker Bier announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Clarence P. Leowen, and Rep. Loewen was thereupon introduced to the House.

RECOGNITION

Rep. DeKrey announced that a former Representative was in the chambers, and requested that the House recognize former Rep. G. M. Iszler, and Rep. Iszler was thereupon introduced to the House.

RECOGNITION

Rep. Lee announced that a former Representative was in the chambers, and requested that the House recognize former Rep. John Bruner, and Rep. John Bruner was thereupon introduced to the House.

CONSIDERATION OF AMENDMENTS

Rep. Knudson moved that the amendments to House Bill No. 1313 as recommended by the Committee on Education as printed on page 589 of the House Journal be adopted, which motion prevailed.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Rep. Eagles, Raymond and Mushik introduced:

House Concurrent Resolution No. 3028. A Concurrent Resolution directing the public school boards of this State to cooperate in the transportation of nonpublic school children.

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

Reps. W. Erickson and Opedahl introduced:

House Concurrent Resolution No. 3029. A Concurrent Resolution

requesting that the State Board of University and School Lands declare a temporary moratorium on the sale of lands under its control which have been evaluated by the State Game and Fish Department as having exceptional value for wildlife enhancement or recreational use.

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

Reps. Wilkie and Laughlin introduced:

House Concurrent Resolution No. 3030. A Concurrent Resolution urging the Congress of the United States to designate the Saint Lawrence Seaway as a toll free transportation route.

Was read the first time and referred to the committee on Transportation.

FIRST READING OF A HOUSE RESOLUTION

Rep. Fleming introduced:

House Resolution No. 7. A Resolution commending and congratulating Miss North Dakota.

Was read the first time.

Rep. Fleming moved that the rules be suspended and that House Resolution No. 7 not be printed as a bill, but be printed in the Journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE RESOLUTION No. 7

1 A resolution commending and congratulating Miss North Dakota.

2

3 WHEREAS, the State's oldest and most respected beauty
4 pageant, the Miss North Dakota Pageant, has since 1949 selected
5 some of North Dakota's finest and loveliest young ladies to
6 represent the State in the annual Miss America Pageant; and

7 WHEREAS, the present Miss North Dakota, and those who
8 have held the title previously, have reflected great credit
9 upon North Dakota and its citizens; and

10 WHEREAS, the Forty-second Legislative Assembly was
11 honored on January 28, 1971, with the presence and the singing
12 of the current Miss North Dakota, Miss Nancy Tangen; and

13 WHEREAS, it is the custom of the Legislative Assembly
14 to recognize and honor North Dakota citizens for their
15 accomplishments;

16 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
17 REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

18 That the House of Representatives takes great pleasure
19 in commending the current Miss North Dakota, Miss Nancy
20 Tangen of Northwood, and expresses congratulations and best
21 wishes during the remainder of her reign as Miss North
22 Dakota; and

23 BE IT FURTHER RESOLVED, that the Secretary of State send
24 a copy of this resolution to Miss Nancy Tangen, Northwood,
25 North Dakota.

SECOND READING OF A HOUSE RESOLUTION

House Resolution No. 7. A Resolution commending and congratulating Miss North Dakota.

Was read the second time.

Rep. Fleming requested he be excused from voting because of a personal interest.

Rep. Weber moved that Rep. Fleming be allowed to vote, which motion prevailed.

The question being on the final adoption of the resolution.

So the House Resolution was declared adopted on a voice vote.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1002 has had the same under consideration and recommends that the same be amended as follows:

Page 1, line 19, delete the figure "5,006,859.00" and insert in lieu thereof the figure "5,031,859.00"

Page 1, line 23, delete the figure "5,800,434.00" and insert in lieu thereof the figure "5,825,434"

Page 2, line 1, delete the figure "1,662,724.00" and insert in lieu thereof the figure "1,687,724.00"

Page 2, line 10, delete the figure "823,654.00" and insert in lieu thereof the figure "830,736.00"

Page 2, line 12, delete the figure "475,000.00" and insert in lieu thereof the figure "509,630.00"

Page 2, line 13, delete the figure "7,465,254.00" and insert in lieu thereof the figure "7,506,966.00"

Page 2, line 15, delete the figure "4,672,860.00" and insert in lieu thereof the figure "4,714,572.00"

Page 2, line 19, delete the figure "72,658.00" and insert in lieu thereof the figure "72,783.00"

Page 2, after line 20, add the following: "20a Special Assessments for two years \$8200.00"

Page 2, line 21, delete the figure "363,074.00" and insert in lieu thereof the figure "371,399.00"

Page 2, line 23, delete the figure "251,074.00" and insert in lieu thereof the figure "259,399.00"

Page 2, line 27, delete the figure "13,507.00" and insert in lieu thereof the figure "14,650.00"

Page 2, line 28, delete the figure "11,120.00" and insert in lieu thereof the figure "11,440.00"

Page 2, line 29, delete the figure "88,166.00" and insert in lieu thereof the figure "89,629.00"

Page 2, line 31, delete the figure "60,166.00" and insert in lieu thereof the figure "61,629.00"

Page 3, after line 5, add the following:

"5a Fuel Storage	1500.00
5b Grain Bin	1325.00"

Page 3, line 7, delete the figure "80,207.00" and insert in lieu thereof the figure "83,032.00"

Page 3, line 10, delete the figure "18,950.00" and insert in lieu thereof the figure "23,878.00"

Page 3, line 13, delete the figure "158,849.00" and insert in lieu thereof the figure "163,777.00"

Page 3, line 14, delete the figure "126,500.00" and insert in lieu thereof the figure "143,000.00"

Page 3, line 15, delete the figure "32,349.00" and insert in lieu thereof the figure "20,777.00"

Page 3, after line 15, add the following:

"15a Heating Plant	16,500.00"
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Page 3, line 16, delete "WILLISTON EXPERIMENT STATION" and insert in lieu thereof the following: "Total General Fund 37,277.00"

Page 3, line 18, delete the figure "20,800.00" and insert in lieu thereof the figure "21,450.00"

Page 3, line 19, delete the figure "23,675.00" and insert in lieu thereof the figure "23,800.00"

Page 3, line 21, delete the figure "142,736.00" and insert in lieu thereof the figure "143,511.00"

Page 3, line 23, delete the figure "112,736.00" and insert in lieu thereof the figure "113,511.00"

Page 3, line 28, delete the figure "25,400.00" and insert in lieu thereof the figure "27,500.00"

Page 3, line 29, delete the figure "261,369.00" and insert in lieu thereof the figure "263,469.00"

Page 3, line 31, delete the figure "176,369.00" and insert in lieu thereof the figure "178,469.00"

Page 3, line 33, delete the figure "149,625.00" and insert in lieu thereof the figure "70,625.00"

Page 3, line 34, delete the figure "325,994.00" and insert in lieu thereof the figure "249,094.00"

On page 5, in line 25 after the period insert the following section: "SECTION 5. SUGAR BEETS.) An amount of \$25,000.00 included in the appropriation for Extension Division salaries and wages shall be available for one-half of the salary of two persons doing sugar beet extension work upon notification that the State of Minnesota has entered into an agreement to fund such work under a cooperative basis to the extent of \$25,000.00 for the same period of time."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The increase to fees and services, supplies and materials, and equipment is to provide for the experiment stations to update their services. The \$79,000 was deducted from the Livestock research unit at Carrington in order for the Missouri River Diversion grant to fund this amount.

REP. REIMERS, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1024 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 17, insert the following section:

"SECTION 4, INTENT.) The \$625,707.00 is to be distributed proportionately among the existing mental health and retardation units in accordance with work loads and expenditures as determined by the State Department of Health.

And when so amended recommends the same do pass.

REP. REIMERS, Chairman

Rep. L. Hausauer moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1286 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Rice moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1342 has had the same under consideration and recommends that the same be amended as follows:

On page 2, delete lines 7 through 10, and insert in lieu thereof:

"SECTION 2.) The director of institutions shall arrange for an appraisal of the property described in section 1 of this Act prior to its sale. This appraisal shall be accomplished by one or more individuals or firms who are deemed competent in the field of appraisal work, by the director of institutions, and are basically fa-

miliar with land valuations within the general vicinity. Such appraisal shall be based upon and consistent with current land valuations and recent sale prices of comparable land in this vicinity. No sale shall be consummated at a price less than appraised value. Conveyance shall be executed in accordance with section 54-01-05.1 of the North Dakota Century Code and the quit claim deed issued shall also be countersigned by the director of institutions. All minerals and mineral substances therein, including but not limited to oil, gas, coal, cement materials, sodium sulphate, sand and gravel, road material, building stone, chemical substances, metallic ores, uranium ores, and colloidal or other clays shall be reserved and accepted to the state of North Dakota.

SECTION 3.) The proceeds of the sale shall be deposited in the state treasury and credited to the Grafton state school operating fund, and are hereby appropriated to be used in maintenance and operation of the said Grafton state school operating fund for the biennium 1971 to 1973. All expenses incurred by the director of institutions in preparation of and consummation of sale shall be paid from the Grafton state school appropriations."

And renumber the lines, pages and sections accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Patrick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1349 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KNUDSON, Chairman

Rep. Rice moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1364 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1393 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KNUDSON, Chairman

Rep. Stoltenow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1410 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Miedema moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1453 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KNUDSON, Chairman

Rep. Hildebrand moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1560 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2181 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 20, delete the word "through" and insert in lieu thereof the word "throughout"

And be re-referred to the Committee on Appropriations.

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1168 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 23, after the word "farmer" and before the ";" insert the following language: ". No provision of this Act shall be construed to mean that an employee of the State of North Dakota, or the political subdivisions thereof, shall be accorded the right to engage in a strike"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Gerl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1217 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Kieffer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1250 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, delete everything following the word "for" and insert the following language in lieu thereof: the registration of subdivided lands situated outside North Dakota which are offered or disposed of in North Dakota and providing requirements for such registration; defining certain terms; naming the state real estate commission to administer this Act; providing for certain exemptions from the registration requirements; providing for full disclosure of material facts concerning subdivided lands offered or disposed of; providing for a public offering statement; providing for an inquiry and examination; providing for the payment of registration and renewal fees; providing for annual reports by registered subdividers; providing general powers and duties in the administration of this Act; defining fraudulent practices; providing for investigations and proceedings; providing for cease and desist orders for certain violations of this Act; providing grounds for the revocation of registration; providing for judicial review of administrative decisions; providing for the licensure of real estate brokers, salesman, and mortgage brokers in connection with the offer or disposition of subdivided lands; providing a civil remedy for dispositions made in violation of this Act; providing for jurisdiction of causes of action arising under this Act; providing for extradition; providing for service of process; providing for certain evidentiary matters; and providing penalties for violations of this Act.

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

SECTION 1. TITLE.) This Act shall be known and may be cited as the "Subdivided Lands Disposition Act".

SECTION 2. DEFINITIONS.) When used in this Act, unless the context otherwise requires,

1. "Commission" means the state real estate commission;
2. "Disposition" includes sale, lease, assignment, award by lottery, or any other transaction concerning a subdivision, if undertaken for gain or profit;
3. "Offer" includes any inducement, solicitation, or attempt to encourage a person to acquire an interest in land, if undertaken for gain or profit;
4. "Person" means an individual, corporation, government, or governmental subdivision or agency, business trust, estate, trust, partnership, unincorporated association, two or more of any of the foregoing having a joint or common interest, or any other legal or commercial entity;
5. "Purchaser" means a person who acquires or attempts to acquire or succeeds to an interest in land;
6. "Subdivider" means any owner of subdivided land who offers it for disposition or the principal agent of an inactive owner; and
7. "Subdivision" and "subdivided lands" means any land situated outside the state of North Dakota which is divided or is proposed to be divided for the purpose of disposition into five or more lots, parcels, units, or interests and also includes any land, whether contiguous or not, if five or more lots, parcels, units, or interests are offered as a part of a common promotional plan of advertising and sale.

SECTION 3. ADMINISTRATION OF ACT.) This Act shall be administered by the state real estate commission.

SECTION 4. PROHIBITIONS ON DISPOSITIONS OF INTERESTS IN SUBDIVISIONS.) Unless the subdivided lands or the transaction is exempt under section 5, it shall be unlawful for any person in this state

1. To offer or to dispose of any interest in subdivided lands located without this state prior to the time that the subdivided lands are registered in accordance with this Act;
2. To dispose of any interest in subdivided lands unless a current public offering statement is delivered to the purchaser and the purchaser is afforded a reasonable opportunity to examine the public offering statement prior to the disposition.

SECTION 5. EXEMPTIONS.)

1. Unless the method of disposition is adopted for the purpose of evasion of this Act, the registration provisions of this Act do not apply to offers or dispositions of an interest in land
 - a. By a purchaser of subdivided lands for his own account in a single or isolated transaction;
 - b. If fewer than five separate lots, parcels, units, or interests in subdivided lands are offered by a person in a period of twelve months;
 - c. To persons who are engaged in the business of construction of buildings for resale or to persons who acquire an interest in subdivided lands for the purpose of engaging, and do engage, in the business of construction of buildings for resale;
 - d. Pursuant to court order;
 - e. By any government or government agency; or
 - f. As cemetery lots or interests.
2. Unless the method of disposition is adopted for the purpose of evasion of this Act, the registration provisions of this Act do not apply to

- a. Offers and dispositions of securities currently registered with the North Dakota commissioner of securities;
- b. A subdivision as to which the plan of disposition is to dispose to ten or fewer persons; or
- c. A subdivision as to which the commission has granted an exemption as provided in section 11.

SECTION 6. APPLICATION FOR REGISTRATION.)

1. The application for registration of subdivided lands shall be filed as prescribed by the commission and shall contain the following documents and information:
 - a. An irrevocable appointment of the commission to receive service of any lawful process in any non-criminal proceeding arising under this Act against the applicant or his personal representative;
 - b. A legal description of the subdivided lands offered for registration, together with a map showing the division proposed or made, the dimensions of the lots, parcels, units, or interests, and the relation of the subdivided lands to existing streets, roads, waterways, schools, churches, shopping centers, public transportation facilities, and other off-site improvements;
 - c. The states or jurisdictions in which an application for registration or similar document has been filed, and any adverse order, judgment, or decree entered in connection with the subdivided lands by the regulatory authorities in each jurisdiction or by any court;
 - d. The applicant's name, address, and the form, date, and jurisdiction of organization; and the address of each of its offices in this state;
 - e. The name, address, and principal occupation for the past five years of every director and officer of the applicant or person occupying a similar status or performing similar functions; the extent and nature of his interest in the applicant or the subdivided lands as of a specified date within thirty days of the filing of the application;
 - f. A Statement, in a form acceptable to the commission, of the condition of the title to the subdivided lands including encumbrances as of a specified date within thirty days of the date of application by a title opinion of a licensed attorney, not a salaried employee, officer, or director of the applicant or owner, or by other evidence of title acceptable to the commission;
 - g. Copies of the instruments which will be delivered to a purchaser to evidence his interest in the subdivided lands and of the contracts and other agreements which a purchaser will be required to agree to or sign;
 - h. Copies of the instruments by which the interest in the subdivided lands was acquired and a statement of any lien or encumbrance upon the title and copies of the instruments creating the lien or encumbrance, if any, with data as to recording;
 - i. If there is a lien or encumbrance affecting more than one lot, parcel, unit, or interest, a statement of the consequences for a purchaser of failure to discharge the lien or encumbrance and the steps, if any, taken to protect the purchaser in case of this eventuality;
 - j. Copies of instruments creating easements, restrictions, or other encumbrances affecting the subdivided lands;
 - k. A statement of the zoning and other governmental regulations affecting the use of the subdivided lands and also

- of any existing tax and existing or proposed special taxes or assessments which affect the subdivided lands;
1. A statement of the existing provisions for legal and physical access or, if none exists, a statement to that effect; a statement of the existing or proposed provisions for sewage disposal, water, and other public utilities in the subdivision; a statement of the improvements to be installed, the schedule for their completion, and a statement as to the provisions for improvement maintenance;
 - m. A narrative description of the promotional plan for the disposition of the subdivided lands, including the range of selling prices or rents at which it is proposed to dispose of the lots in the subdivision, together with copies of all advertising material which has been prepared for public distribution by any means of communication;
 - n. A copy of its articles of incorporation, with all amendments thereto, if the subdivider is a corporation; copies of all instruments by which the trust is created or declared, if the subdivider is a trust; copies of its articles of partnership or association and all other papers pertaining to its organization, if the subdivider is a partnership, unincorporated association, or any other legal or commercial entity; and if the purported holder of legal title is a person other than the subdivider, copies of the above documents for such person;
 - o. The proposed public offering statement;
 - p. Such current financial statements, certified or otherwise, as the commission may require; and
 - q. Such other information and such other documents and certifications as the commission may require as being reasonably necessary or appropriate for the protection of purchasers.
2. If the subdivider registers additional subdivided lands to be offered for disposition, he may consolidate the subsequent registration with any earlier registration offering subdivided lands for disposition under the same promotional plan.
 3. The subdivider shall immediately report any material changes in the information contained in an application for registration.

SECTION 7. PUBLIC OFFERING STATEMENT.)

1. A public offering statement shall disclose fully and accurately the physical characteristics of the subdivided lands offered and shall make known to prospective purchasers all unusual and material circumstances or features affecting the subdivided lands. The proposed public offering statement submitted to the commission shall be in a form prescribed by it and shall include the following:
 - a. The name and principal address of the subdivider;
 - b. A general description of the subdivided lands stating the total number of lots, parcels, units, or interests in the offering;
 - c. The significant terms of any encumbrances, easements, liens, and restrictions, including zoning and other regulations, affecting the subdivided lands and each unit or lot, and a statement of all existing taxes and existing or proposed special taxes or assessments which affect the subdivided lands;
 - d. A statement of the use for which the property is offered;
 - e. Information concerning improvements, including streets, water supply, levees, drainage control systems, irrigation systems, sewage disposal facilities, and customary utilities,

- and the estimated cost, date of completion, and responsibility for construction and maintenance of existing and proposed improvements which are referred to in connection with the offering or disposition of any interest in subdivided lands; and
- f. Such of the information contained in the application for registration, and any amendments thereto, and such other information as the commission may require as being necessary or appropriate in the public interest or for the protection of purchasers.
 2. The public offering statement shall not be used for any promotional purposes before registration of the subdivided lands and afterwards only if it is used in its entirety. No person may advertise or represent that the commission approves or recommends the subdivided lands or disposition thereof. No portion of the public offering statement may be underscored, italicized, or printed in larger or heavier or different color type than the remainder of the statement unless the commission requires it.
 3. The commission may require the subdivider to alter or amend the proposed public offering statement in order to assure full and fair disclosure to prospective purchasers, and no change in the substance of the promotional plan or plan of disposition or development of the subdivision may be made after registration without notifying the commission and without making appropriate amendment of the public offering statement. A public offering statement is not current unless all amendments are incorporated.

SECTION 8. INQUIRY AND EXAMINATION.) Upon receipt of an application for registration in proper form, the commission shall forthwith initiate an examination to determine that

1. The subdivider can convey or cause to be conveyed the interest in subdivided lands offered for disposition if the purchaser complies with the terms of the offer, and, when appropriate, that release clauses, conveyances in trust, escrow and impoundage provisions, and other safeguards have been provided;
2. There is reasonable assurance that all proposed improvements will be completed as represented;
3. The advertising material and the general promotional plan are not false or misleading and comply with the standards prescribed by the commission in its rules and regulations and afford full and fair disclosure;
4. The subdivider has not, or if a corporation, its officers, directors, and principals have not been convicted of a crime involving land dispositions or any aspect of the land sales business in this state, the United States, or any other state or foreign country within the past ten years and has not been subject to any injunction or administrative order within the past ten years restraining a false or misleading promotional plan involving land dispositions;
5. There is no evidence which would reasonably lead the commission to believe that the subdivider, or if a corporation, its officers, directors, or principals are contemplating a fraudulent or misleading sales promotion; and
6. The public offering statement requirements of this Act have been satisfied.

SECTION 9. NOTICE OF FILING; REGISTRATION; FEES.)

1. Upon receipt of the application for registration in proper form and of a registration fee of one hundred dollars, the commission shall issue a notice of filing to the applicant. Within ninety days from the date of the notice of filing, the

commission shall enter an order registering the subdivided lands or rejecting the registration. If no order of rejection is entered within ninety days from the date of notice of filing, the land shall be deemed registered unless the applicant has consented in writing to a delay.

2. If the commission affirmatively determines, upon inquiry and examination, that the requirements of section 8 have been met, it shall enter an order registering the subdivided lands and shall designate the form of the public offering statement.
3. If the commission determines, upon inquiry and examination, that any of the requirements of section 8 has not been met, the commission shall notify the applicant that the application for registration must be corrected in the particulars specified within ten days. If the requirements are not met within the time allowed, the commission shall enter an order rejecting the registration which shall include the findings of fact upon which the order is based. The order rejecting the registration shall not become effective for twenty days during which time the applicant may petition for reconsideration and shall be entitled to a hearing.
4. Registration under this Act shall be effective for a period of one year and may be renewed for additional periods of one year by filing, not later than fifteen days prior to the expiration of a registration, a renewal application in such form and containing such information as the commission shall prescribe, together with the payment of a renewal fee of one hundred dollars. The initial registration and any renewal fees shall not be returned or refunded for any reason.

SECTION 10. ANNUAL REPORT.)

1. Within thirty days after each annual anniversary date of an order registering subdivided lands, the subdivider shall file a report in the form prescribed by the commission. The report shall reflect any material changes in information contained in the original application for registration.
2. The commission, at its option, may permit the filing of annual reports within thirty days after the anniversary date of the consolidated registration in lieu of the anniversary date of the original registration.

SECTION 11. GENERAL POWERS AND DUTIES.)

1. The commission shall have the authority to promulgate, to amend, and to repeal reasonable rules and regulations for the administration and enforcement of this Act. Such rules and regulations shall include, but not be limited to, provisions for advertising standards to assure full and fair disclosure; provisions for escrow or trust agreements or other means to assure that all improvements referred to in the application for registration and advertising will be completed and that purchasers will receive the interest in land for which they contracted; provisions for operating procedures; and such other rules and regulations as are necessary or proper to accomplish the purposes of this Act.
2. All advertising material of any nature whatsoever prepared for use in connection with the offer and disposition of any interests in subdivided lands registered under this Act shall be submitted to and approved by the commission prior to its use.
3. As a condition precedent to the registration of any subdivided lands, the commission shall require that the subdivider file an indemnity bond running to the state of North Dakota for the use, benefit, and protection of any person and conditioned for the faithful compliance by the subdivider, his agents,

and his employees with all of the provisions of this Act, as amended, and with all rules, regulations, and orders made pursuant thereto and for the faithful performance and payment of all obligations of the subdivider, his agents, and his employees in connection with the registration. The indemnity bond shall be of such type and in such form as shall be prescribed by the commission and shall be in such amount as the commission shall deem necessary to protect purchasers when the volume of business of the subdivider and other relevant factors are taken into consideration, but in no event less than twenty-five thousand dollars. Any such bond shall have as surety thereon a surety company authorized to do business in this state.

4. Whenever it appears that a person has engaged or is about to engage in acts or practices which constitute or will constitute a violation of the provisions of this Act or of a rule or regulation or order hereunder, the commission, with or without prior administrative proceedings, may bring an action in any district court to enjoin the acts or practices and to enforce compliance with this Act or any rule or regulation or order hereunder. Upon a proper showing, a permanent or temporary injunction or restraining order shall be granted without bond.
5. The commission may intervene in a suit involving subdivided lands. In any suit by or against a subdivider involving subdivided lands, the subdivider promptly shall furnish the commission notice of the suit and copies of all pleadings.
6. The commission may
 - a. Accept registrations filed in other states or with the federal government;
 - b. Contract with similar agencies in this state or other jurisdictions to perform investigative functions; and
 - c. Accept grants-in-aid from any source.
7. The commission shall cooperate with similar agencies in other jurisdictions to establish uniform filing procedures and forms, uniform public offering statements, advertising standards, rules and regulations, and common administrative practices.
8. The commission may exempt a subdivision of ten or fewer lots, parcels, units, or interests from the provisions of this Act if it determines that the plan of promotion and disposition is primarily directed to persons in the local community in which the subdivision is located.

SECTION 12. FRAUDULENT PRACTICES.) It shall be a fraudulent practice, and it shall be unlawful

1. For any person knowingly to subscribe to or make or cause to be made any material false statement or representation in any application, financial statement, or other document or statement required to be filed under any provision of this Act, or to omit to state any material statement or fact in any such document or statement which is necessary in order to make the statements made, in the light of the circumstances under which they are made, not misleading;
2. For any person, in connection with the offer, disposition, or purchase of subdivided lands, directly or indirectly, to employ any device, scheme, or artifice to defraud;
3. For any person, in connection with the offer, disposition, or purchase of subdivided lands, directly or indirectly, to make any untrue statement of a material fact or to omit to state a material fact necessary in order to make the statements made, in the light of the circumstances under which they are made, not misleading; or

4. For any person, in connection with the offer, disposition, or purchase of subdivided lands, directly or indirectly, to engage in any act, practice, or course of business which operates or would operate as a fraud or deception upon purchasers or the public.

SECTION 13. INVESTIGATIONS AND PROCEEDINGS.)

1. The commission shall investigate any subdivision offered for disposition in this state and may
 - a. Rely upon any relevant information concerning a subdivision obtained from the Federal Housing Administration, the United States Veterans Administration, or any other federal agency having comparable duties in relation to subdivisions;
 - b. Require the applicant to submit reports prepared by competent engineers as to any hazard to which any subdivision offered for disposition is subject or any factor which affects the utility of interests within the subdivision, and require evidence of compliance in removing or minimizing all hazards reflected in engineering reports;
 - c. Require an on-site inspection of the subdivision by a person or persons designated by it. All expenses incurred in connection with an on-site inspection shall be defrayed by the applicant, and the commission shall require a deposit sufficient to defray such expenses in advance;
 - d. Make public or private investigations within or outside this state to determine whether any person has violated or is about to violate this Act or any rule, regulation, or order hereunder, or to aid in the enforcement of this Act or in prescribing rules and regulations and forms hereunder; and
 - e. Require or permit any person to file a statement in writing, under oath or otherwise as the commission determines, as to all the facts and circumstances concerning the matter to be investigated.
2. For the purpose of any investigation or proceeding under this Act, the commission or any person designated by it may administer oaths or affirmations, and upon its own motion or upon the request of any party shall subpoena witnesses, compel their attendance, take evidence, and require the production of any matter which is relevant to the investigation, including the existence, description, nature, custody, condition, and location of any books, documents, or other tangible things and the identity and location of persons having knowledge of relevant facts or any other matter reasonably calculated to lead to the discovery of material evidence.
3. Upon failure to obey a subpoena or to answer questions propounded by the investigator and upon reasonable notice to all persons affected thereby, the agency may apply to the district court for an order compelling compliance.
4. The commission may permit a person registered with the commission whose conduct or actions may be under investigation to waive formal proceedings and enter into a consent proceeding whereby orders, rules, or letters of censure or warning, whether formal or informal, may be entered against said person.
5. Except as otherwise provided in this Act, all proceedings under this Act shall be in accordance with chapter 28-32.

SECTION 14. CEASE AND DESIST ORDERS.)

1. If the commission determines after notice and hearing that a person has

- a. Violated any provisions of this Act;
 - b. Directly or through an agent or employee knowingly engaged in any false, deceptive, or misleading advertising, promotional, or sales methods to offer or dispose of an interest in subdivided lands;
 - c. Made any substantial change in the plan of disposition and development of the subdivided lands subsequent to the order of registration without obtaining prior written approval from the commission;
 - d. Disposed of any subdivided lands which have not been registered with the commission; or
 - e. Violated any lawful order or rule or regulation of the commission; it may issue an order requiring the person to cease and desist from the unlawful practice and to take such affirmative action as in the judgment of the commission will carry out the purposes of this Act.
2. If the commission makes a finding of fact in writing that the public interest will be irreparably harmed by delay in issuing an order, it may issue a temporary cease and desist order. Prior to issuing the temporary cease and desist order, the commission, whenever possible, by telephone or otherwise shall give notice of the proposal to issue a temporary cease and desist order to the person. Every temporary cease and desist order shall include in its terms a provision that upon request a hearing will be held promptly to determine whether or not it becomes permanent.

SECTION 15. REVOCATION.)

1. A registration may be revoked after notice and hearing upon a written finding of fact that the subdivider has
 - a. Failed to comply with the terms of a cease and desist order;
 - b. Been convicted or found liable in any court subsequent to the filing of the application for registration of a crime or tort involving fraud, deception, false pretenses, misrepresentation, false advertising, or dishonest dealing in real estate transactions;
 - c. Disposed of, concealed, or diverted any funds or assets of any person so as to defeat the rights of subdivision purchasers;
 - d. Failed faithfully to perform any stipulation or agreement made with the commission as an inducement to grant any registration, to reinstate any registration, or to approve any promotional plan or public offering statement; or
 - e. Made intentional misrepresentations or concealed material facts in an application for registration. Findings of fact, if set forth in statutory language, shall be accompanied by a concise and explicit statement of the underlying facts supporting the findings.
2. If the commission finds after notice and hearing that the subdivider has been guilty of a violation for which revocation could be ordered, it may issue a cease and desist order instead.

SECTION 16. JUDICIAL REVIEW.) A person who has exhausted all administrative remedies available within the commission and who is aggrieved by an order pertaining to registration, a cease and desist order, an order of renovation, or any other final decision of the commission is entitled to judicial review in accordance with chapter 28-32.

SECTION 17. REAL ESTATE LICENSE REQUIRED.) No real estate broker, salesman, or mortgage broker shall offer or dispose

of subdivided lands within or from this state, except in dispositions and transactions exempt under section 5, unless said real estate broker, salesman, or mortgage broker is licensed pursuant to chapter 43-23.

SECTION 18. CIVIL REMEDY.)

1. Every disposition made in violation of any of the provisions of this Act, or of any order issued by the commission under any of the provisions of this Act, shall be voidable at the election of the purchaser. The person making such disposition, and every director, officer, salesman, or agent of or for such person who shall have participated or aided in any way in making such disposition, shall be jointly and severally liable to such purchaser in any action at law in any court of competent jurisdiction for the consideration paid for the lot, parcel, unit, or interest, together with interest at the rate of six percent per year from the date of payment, property taxes and assessments paid, court costs, and reasonable attorney's fees, less the amount of any income received from the subdivided lands, upon tender of appropriate instruments of reconveyance made at any time before the entry of judgment. If the purchaser no longer owns the lot, parcel, unit, or interest in subdivided lands, he may recover the amount that would be recoverable upon a tender of a reconveyance less the value of the land when disposed of and less interest at the rate of six percent per year on that amount from the date of disposition.
2. No action shall be brought under this section for the recovery of the consideration paid after five years from the date of such disposition nor more than three years after the purchaser has received information as to matter or matters upon which the proposed recovery is based, whichever occurs first.
3. Any stipulation or provision purporting to bind any person acquiring subdivided lands to waive compliance with this Act or any rule or regulation or order under it is void.
4. The rights and remedies provided by this Act shall be in addition to any and all other rights and remedies that may exist at law or in equity.

SECTION 19. JURISDICTION.) Dispositions of subdivided lands are subject to this Act, and the district courts of this state have jurisdiction in claims or causes of action arising under this Act if

1. The subdivider's principal office is located in this state; or
2. Any offer or disposition of subdivided lands is made in this state, whether or not the offeror or offeree is then present in this state, if the offer originates within this state or is directed by the offeror to a person or place in this state and received by the person or at the place to which it is directed.

SECTION 20. EXTRADITION.) In proceedings for extradition of a person charged with a crime under this Act, it need not be shown that the person whose surrender is demanded has fled from justice or at the time of the commission of the crime was in the demanding or other state.

SECTION 21. SERVICE OF PROCESS.)

1. In addition to the methods of service provided for in the North Dakota Rules of Civil Procedure and statutes, service may be made by delivering a copy of the process to the office of the commission, but it is not effective unless the plaintiff (which may be the commission in a proceeding instituted by it)
 - a. Forthwith sends a copy of the process and of the pleading by certified or registered mail to the defendant or respondent at his last known address, and

- b. The plaintiff's affidavit of compliance with this section is filed in the case on or before the return day of the process, if any, or within such further time as the court allows.
2. If any person, including any nonresident of this state, engages in conduct prohibited by this Act or any rule or regulation or order hereunder, and has not filed a consent to service of process and personal jurisdiction over him cannot otherwise be obtained in this state, that conduct authorizes the commission to receive service of process in any noncriminal proceeding against him or his successor which grows out of that conduct and which is brought under this Act or any rule or regulation or order hereunder, with the same force and validity as if served on him personally. Notice shall be given as provided in subsection 1.

SECTION 22. EVIDENTIARY MATTERS.)

1. In any action, civil or criminal, where a defense is based upon any exemption provided for in this Act, the burden of proving the existence of such exemption shall be upon the party raising such defense.
2. In any action, civil or criminal, a certificate signed and sealed by the commission stating compliance or noncompliance with the provisions of this Act shall be admissible in any such action.

SECTION 23. PENALTIES.) Any person who shall willfully violate any provision of this Act or who willfully violates any rule or regulation or order of the commission made pursuant to the provisions of this Act, or who shall engage in any act, practice, or transaction declared by any provision of this Act to be unlawful shall upon conviction thereof be sentenced to pay a fine of not more than five thousand dollars or to imprisonment in the penitentiary for not more than five years or to both such fine and imprisonment.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1299 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 5, of the title before the number "51-14" insert "and" and delete "and 51-15,"

On page 163, line 31, before the number "51-14" insert "and" and delete ", and 51-15"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1272 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1306 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Patrick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1358 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-SECOND DAY

Bismarck, February 10, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. John Holten, Church of the Cross Lutheran Church, Bismarck.

Roll was called and all members were present except Rep. Grant.

A quorum was declared by the Speaker.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the thirtieth day after recess and thirty-first day, and finds the same to be correct.

REP. STONE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1383 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Sandness moved that the report be adopted.

Rep. Gengler moved a substitute motion to place House Bill No. 1383 on the calendar, which motion failed.

The question then was on the motion of Rep. Sandness to adopt the committee report on House Bill No. 1383, which motion prevailed. House Bill No. 1383 was indefinitely postponed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1418 has had the same under consideration and recommends that the same be amended as follows.

On page 1, line 21 delete the triple parentheses before the word "subject"

On page 1, line 22 delete the triple parentheses after the comma

On page 2, after line 34 insert the following new subsection:

"8. When the assessment on the complainant's property is invalid, inequitable or unjust.

On page 3, line 26 delete everything after the period

On page 3 delete all of lines 27 and 28

On page 4, line 1 delete the triple parentheses before the comma

On page 4, line 2 delete the triple parentheses after the comma

On page 4, line 11 delete the triple parentheses before the word "Except"

On page 4, line 12 delete the triple parentheses and delete the second word "The"

On page 4, line 14 delete the triple parentheses before the word "state" and delete the triple parentheses after the word "commissioner"

On page 4, line 14 delete the words "board of county"

On page 4, line 15 delete the word "commissioners"

On page 4, line 18 delete the triple parentheses before the word "If"

On page 4, line 20 after the word and comma "part," insert the following: "he shall state the basis for disapproval thereon and," and word "The"

On page 5, line 5 place triple parentheses around the word "hundred" and insert in lieu thereof the word "thousand"

On page 5, line 9 delete the triple parentheses and delete the second word "The"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1494 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1503 has had the same under consideration and recommends that the same be amended as follows:

On page 1 delete lines 13 through 24

On page 1, on line 13, insert in lieu thereof the following language:

1. Employees hired on a full-time monthly basis shall receive a minimum pay of not less than:
 - A. Three hundred dollars per month after June 30, 1971;
 - B. Three hundred twenty dollars per month after June 30, 1972;
 - C. Three hundred fifty dollars per month after June 30, 1973;
2. Employees hired on an hourly basis shall receive a minimum rate of not less than:
 - A. One dollar, seventy five cents per hour after June 30, 1971;
 - B. One dollar, eighty five cents per hour after June 30, 1972;
 - C. Two dollars per hour after June 30, 1973.

Except that students, working as part-time help for institutions under the direction of the Board of Higher Education, shall be exempt from these provisions.

On page 2 delete lines 1 and 2

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1515 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1528 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

RECOGNITION

Speaker Bier announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Duane Kuehn, and Rep. Kuehn was thereupon introduced to the House.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2069 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2134 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Meyer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2149 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2214 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2220 has had the same under consideration and recommends that the same do pass.

Rep. HILLEBOE, Chairman

Rep. Patrick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2232 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Berg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2336 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. McGeehan moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2340 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2341 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2359 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2360 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2424 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2429 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1226. A Bill for an Act to prohibit the acceptance of gratuities by public officers and employees, and to provide a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 31; nays, 64; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hildebrand	McGauvran	Rivinius
Brekke	Hoffner	McGeehan	Rundle
Dick	Kieffer	Miller, E.	Stoltenow
Dornacker	Kingsbury	Moore	Stone
Gerl	Knudson	Patrick	Tweten
Henning	Lee	Peterson, R.	Walsh
Henry	Livingston	Raile	White
Hensrud	Lundene	Rice	

Those voting in the negative were:

Anderson	Gengler	Lang	Reimers
Austin	Giffey	Larson, G.	Rocheleau
Backes	Glaspey	Larson, L.	Rolfsrud
Berg	Gronneberg	Laughlin	Sandness
Boustead	Gunderson	Linderman	Shablow
Boyum	Halcrow	Mertens	Solberg
Bunker	Haugland	Metzger	Streibel

DeGroot	Hausauer, A.	Meyer	Strinden
DeKrey	Hentges	Miedema	Thorsgard
Dotzenrod	Herman	Miller, B.	Ulvedal
Eagles	Hickle	Murphy	Wagner
Erickson, K.	Hilleboe	Mushik	Weber
Erickson, W.	Jacobson	Olienyk	Welder
Fleming	Jenkins	Opedahl	Wilkie
Gackle	Johnson, H.	Peterson, J.	Winge
Ganser	Johnson, K.	Raymond	Mr. Speaker

Absent and not voting:

Grant	Haman	Hausauer, R.
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So the bill lost.

House Bill No. 1246. A Bill for an Act to repeal subsection 4 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 80; nays, 15; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Reimers
Austin	Halcrow	Laughlin	Rivinius
Backes	Haman	Lee	Rocheleau
Boustead	Haugland	Linderman	Rolfsrud
Boyum	Hausauer, R.	Livingston	Rundle
Bunker	Henning	Lundene	Sandness
DeKrey	Henry	McGeehan	Solberg
Dick	Hensrud	Mertens	Stoltenow
Dornacker	Hentges	Metzger	Stone
Dotzenrod	Herman	Meyer	Streibel
Eagles	Hickle	Miller, B.	Strinden
Erickson, K.	Hildebrand	Miller, E.	Thorsgard
Erickson, W.	Hoffner	Moore	Tweten
Gackle	Jenkins	Murphy	Ulvedal
Ganser	Johnson, H.	Mushik	Walsh
Gengler	Johnson, K.	Olienyk	Weber
Gerl	Kieffer	Opedahl	White
Giffey	Kingsbury	Peterson, J.	Wilkie
Glaspey	Knudson	Raile	Winge
Gronneberg	Lang	Raymond	Mr. Speaker

Those voting in the negative were:

Atkinson	Hausauer, A.	Miedema	Shablow
Berg	Jacobson	Patrick	Wagner
Brekke	Larson, G.	Peterson, R.	Welder
DeGroot	McGauvran	Rice	

Absent and not voting:

Fleming	Grant	Hilleboe
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So the bill passed and the title was agreed to.

House Bill No. 1321. A Bill for an Act to create and enact subsections 11, 12, and 13 of section 27-08-24 of the North Dakota Century Code; to amend and reenact sections 27-07-28, 27-07-36, and 27-08-10 of the North Dakota Century Code; and to repeal section 27-07-32 of the North Dakota Century Code, all relating to keeping and destroying various records of county courts and county courts having increased jurisdiction.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Rice
Atkinson	Halcrow	Laughlin	Rivinius
Austin	Haman	Lee	Rocheleau
Berg	Haugland	Linderman	Rolfsrud
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Herman	Miedema	Streibel
Dornacker	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Murphy	Ulvedal
Erickson, W.	Jenkins	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Gronneberg	Larson, G.	Reimers	Mr. Speaker

Those voting in the negative were:

Gackle	Raymond		
Absent and not voting:			
Backes	Grant	Hilleboe	McGauvran

So the bill passed and the title was agreed to.

House Bill No. 1328. A Bill for an Act to create and enact section 4-10.1-18 of the North Dakota Century Code; to amend and reenact sections 4-10.1-03, 4-10.1-04, 4-10.1-08, 4-10.1-09, 4-10.1-14, 4-10.1-15, 4-10.1-16, and 4-10.1-17 of the North Dakota Century Code, relating to the Potato Industry Promotion Act, defining potato council powers and duties, memberships and elections, levying an assessment, and providing that records be open for inspection; and to repeal sections 4-10.1-11, 4-10.1-12, and 4-10.1-13.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rice
Atkinson	Halcrow	Linderman	Rivinius
Austin	Haman	Livingston	Rocheleau
Backes	Haugland	Lundene	Rolfsrud
Berg	Hausauer, R.	McGeehan	Rundle
Boustead	Henning	Mertens	Shablow
Boyum	Henry	Metzger	Solberg
Brekke	Hensrud	Meyer	Stoltenow
Bunker	Hentges	Miedema	Stone
DeGroot	Herman	Miller, B.	Streibel
DeKrey	Hildebrand	Miller, E.	Strinden
Dick	Hilleboe	Moore	Thorsgard
Dornacker	Hoffner	Murphy	Tweten
Dotzenrod	Jacobson	Mushik	Ulvedal
Eagles	Jenkins	Olienyk	Wagner
Erickson, K.	Johnson, H.	Opedahl	Walsh
Erickson, W.	Johnson, K.	Patrick	Weber
Gackle	Kieffer	Peterson, J.	Welder
Ganser	Kingsbury	Peterson, R.	White

Gerl	Knudson	Raile	Wilkie
Giffey	Lang	Raymond	Winge
Glaspey	Larson, G.	Reimers	Mr. Speaker
Gronneberg	Larson, L.		

Those voting in the negative were:
 Fleming Hausauer, A. Sandness

Absent and not voting:
 Gengler Hickle Lee McGauvran
 Grant

So the bill passed and the title was agreed to.

House Bill No. 1346. A Bill for an Act to amend and reenact section 15-47-01 of the North Dakota Century Code, relating to public school entrance age.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 61; nays, 35; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gunderson	Knudson	Peterson, R.
Atkinson	Haman	Larson, G.	Rice
Austin	Haugland	Larson, L.	Rocheleau
Berg	Hausauer, R.	Laughlin	Rundle
Brekke	Henning	Lee	Sandness
Bunker	Henry	Livingston	Solberg
DeGroot	Hensrud	Lundene	Stoltenow
Dornacker	Herman	Metzger	Stone
Dotzenrod	Hickle	Meyer	Streibel
Eagles	Hildebrand	Miller, E.	Strinden
Erickson, W.	Hilleboe	Murphy	Tweten
Gackle	Hoffner	Mushik	Ulvedal
Ganser	Jacobson	Olienyk	Walsh
Gengler	Jenkins	Opedahl	Weber
Gerl	Johnson, H.	Peterson, J.	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Backes	Halcrow	McGeehan	Rivinius
Boustead	Hausauer, A.	Mertens	Rolfsrud
Boyum	Hentges	Miedema	Thorsgard
DeKrey	Johnson, K.	Miller, B.	Wagner
Dick	Kieffer	Moore	Welder
Erickson, K.	Kingsbury	Patrick	White
Fleming	Lang	Raile	Wilkie
Giffey	Linderman	Raymond	Winge
Glaspey	McGauvran	Reimers	

Absent and not voting:
 Grant Shablow

So the bill passed and the title was agreed to.

MOTION

Rep. Boustead moved that House Bill No. 1537 be moved to the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1378. A Bill for an Act to amend and reenact section 11-17-08 of the North Dakota Century Code, relating to destruction of certain court records by clerks of court.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Glaspey	Larson, L.	Reimers
Atkinson	Gronneberg	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfstrud
Boustead	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Solberg
Bunker	Hensrud	Mertens	Stoltenow
DeGroot	Hentges	Metzger	Stone
DeKrey	Herman	Meyer	Streibel
Dick	Hickle	Miedema	Strinden
Dornacker	Hildebrand	Miller, B.	Thorsgard
Dotzenrod	Hilleboe	Miller, E.	Tweten
Eagles	Hoffner	Moore	Ulvedal
Erickson, K.	Jacobson	Murphy	Wagner
Erickson, W.	Johnson, H.	Mushik	Walsh
Fleming	Johnson, K.	Olienyk	Weber
Gackle	Kieffer	Opedahl	Welder
Ganser	Kingsbury	Patrick	White
Gengler	Knudson	Peterson, J.	Wilkie
Gerl	Lang	Raile	Winge
Giffey	Larson, G.	Raymond	Mr. Speaker

Those absent and not voting:

Grant	Halcrow	Peterson, R.	Shablow
Gunderson	Jenkins		

So the bill passed and the title was agreed to.

House Bill No. 1449. A Bill for an Act to amend and reenact section 35-03-04 of the North Dakota Century Code, relating to Prerequisites For Recording.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Reimers
Atkinson	Haman	Lee	Rice
Austin	Haugland	Linderman	Rivinius
Backes	Hausauer, A.	Livingston	Rocheleau
Berg	Henning	Lundene	Rolfstrud
Boustead	Henry	McGauvran	Rundle
Boyum	Hensrud	McGeehan	Sandness
Brekke	Hentges	Mertens	Solberg
Bunker	Herman	Metzger	Stoltenow
DeGroot	Hickle	Meyer	Stone
DeKrey	Hildebrand	Miedema	Streibel
Dick	Hilleboe	Miller, B.	Thorsgard
Dornacker	Hoffner	Miller, E.	Tweten
Dotzenrod	Jacobson	Moore	Ulvedal
Eagles	Johnson, H.	Murphy	Wagner
Erickson, K.	Johnson, K.	Mushik	Walsh
Fleming	Kieffer	Olienyk	Weber
Gackle	Kingsbury	Opedahl	Welder
Ganser	Knudson	Patrick	White
Gengler	Lang	Peterson, J.	Wilkie
Giffey	Larson, G.	Raile	Winge
Glaspey	Larson, L.	Raymond	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Erickson, W.

Absent and not voting:

Gerl	Halcrow	Jenkins	Shablow
Grant	Hausauer, R.	Peterson, R.	Strinden

So the bill passed and the title was agreed to.

House Bill No. 1541. A Bill for an Act to amend and reenact subsection 1 of section 19-05-08 and subsection 2 of section 19-05-13 of the North Dakota Century Code, relating to the reduction and elimination of the tax imposed upon oleomargarine sold in this state.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 50; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Hausauer, A.	Metzger	Rivinius
Boustead	Hensrud	Moore	Rundle
Boyum	Hentges	Murphy	Stone
Brekke	Herman	Olienyk	Streibel
Bunker	Hilleboe	Opedahl	Strinden
Eagles	Hoffner	Patrick	Tweten
Fleming	Jenkins	Peterson, J.	Ulvedal
Gengler	Johnson, K.	Peterson, R.	Wagner
Gerl	Larson, G.	Raymond	Welder
Giffey	Larson, L.	Reimers	White
Gunderson	McGeehan	Rice	Mr. Speaker

Those voting in the negative were:

Austin	Gronneberg	Lang	Raile
Backes	Halcrow	Laughlin	Rocheleau
Berg	Haman	Lee	Rolfstrud
DeGroot	Haugland	Linderman	Sandness
DeKrey	Henning	Livingston	Shablow
Dick	Henry	Lundene	Solberg
Dornacker	Hickle	McGauvran	Stoltenow
Dotzenrod	Hildebrand	Mertens	Thorsgard
Erickson, K.	Jacobson	Meyer	Walsh
Erickson, W.	Johnson, H.	Miller, B.	Weber
Gackle	Kieffer	Miller, E.	Wilkie
Ganser	Kingsbury	Mushik	Winge
Glaspey	Knudson		

Absent and not voting:

Atkinson	Grant	Hausauer, R.	Miedema
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So the bill lost.

House Bill No. 1559. A Bill for an Act authorizing and directing transfer of the "Judge A. M. Christianson Project" established by resolution of the thirty-fourth session of the legislative assembly of the state of North Dakota to the Bank of North Dakota, subject to existing contracts and encumbrances.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Hausauer, A.	Linderman	Rice
Austin	Hausauer, R.	Livingston	Rocheleau
Backes	Henning	Lundene	Rolfstrud
Boustead	Henry	McGauvran	Rundle
Boyum	Hensrud	McGeehan	Sandness
Brekke	Hentges	Mertens	Shablow
Bunker	Herman	Metzger	Solberg
DeGroot	Hickle	Meyer	Stoltenow

DeKrey	Hildebrand	Miedema	Stone
Dick	Hilleboe	Miller, B.	Streibel
Dornacker	Hoffner	Miller, E.	Strinden
Dotzenrod	Jacobson	Moore	Thorsgard
Eagles	Jenkins	Murphy	Tweten
Erickson, K.	Johnson, H.	Mushik	Ulvedal
Erickson, W.	Johnson, K.	Olienyk	Wagner
Fleming	Kieffer	Opedahl	Walsh
Gackle	Kingsbury	Patrick	Weber
Gerl	Knudson	Peterson, J.	Welder
Glaspey	Lang	Peterson, R.	White
Gronneberg	Larson, G.	Raile	Wilkie
Gunderson	Larson, L.	Raymond	Winge
Haman	Laughlin	Reimers	Mr. Speaker
Haugland	Lee		

Absent and not voting:

Atkinson	Ganser	Giffey	Halcrow
Berg	Gengler	Grant	Rivinius

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3017. A Concurrent Resolution requesting the President of the United States to direct the release of \$300,000.00 appropriated for the establishment of an Economic Development Administration Region comprised of North Dakota, South Dakota, Nebraska, Wyoming, and Montana.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

House Concurrent Resolution No. 3018. A Concurrent Resolution supporting North Dakota's efforts to commemorate the two-hundredth anniversary of the American Revolution.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 2050. A Bill for an Act to amend and reenact section 40-57.1-03 of the North Dakota Century Code, to require notice by publication to competitors by potential project operators applying for tax exemptions.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Riemers
Atkinson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfstrud
Boustead	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
Bunker	Hensrud	Mertens	Solberg
DeGroot	Hentges	Metzger	Stoltenow
DeKrey	Herman	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dornacker	Hildebrand	Miller, B.	Strinden

Dotzenrod	Hilleboe	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Murphy	Ulvedal
Erickson, W.	Jenkins	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Gronneberg	Larson, G.	Raymond	Mr. Speaker

Absent and not voting:

Gengler Grant

So the bill passed and the title was agreed to.

Senate Bill No. 2051. A Bill for an Act to create and enact section 40-57.1-06 of the North Dakota Century Code, to provide for reapplication for tax exemptions in those cases where the exempted property increases in value and in those cases where a project operator moves to a new location.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Haman	Lee	Rice
Atkinson	Haugland	Linderman	Rivinius
Austin	Hausauer, A.	Livingston	Rocheleau
Backes	Hausauer, R.	Lundene	Rolfsrud
Berg	Henning	McGauvran	Rundle
Boustead	Henry	McGeehan	Sandness
Bunker	Hensrud	Mertens	Shablow
DeGroot	Hentges	Metzger	Solberg
DeKrey	Herman	Meyer	Stoltenow
Dick	Hickle	Miedema	Stone
Dornacker	Hildebrand	Miller, B.	Streibel
Dotzenrod	Hilleboe	Miller, E.	Strinden
Eagles	Hoffner	Moore	Thorsgard
Erickson, K.	Jacobson	Murphy	Tweten
Erickson, W.	Jenkins	Mushik	Ulvedal
Fleming	Johnson, H.	Olienyk	Wagner
Gackle	Johnson, K.	Opedahl	Walsh
Ganser	Kieffer	Patrick	Weber
Gerl	Kingsbury	Peterson, J.	Welder
Giffey	Knudson	Peterson, R.	White
Glaspey	Lang	Raile	Wilkie
Gronneberg	Larson, G.	Raymond	Winge
Gunderson	Larson, L.	Reimers	Mr. Speaker
Halcrow	Laughlin		

Those voting in the negative were:

Brekke

Absent and not voting:

Boyum Gengler Grant

So the bill passed and the title was agreed to.

Senate Bill No. 2052. A Bill for an Act to create and enact section 40-57.1-05 of the North Dakota Century Code, to provide that the state board of equalization shall have discretion in accepting reapplications for tax exemptions for new industries.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rice
Atkinson	Haman	Lee	Rivinius
Austin	Haugland	Linderman	Rocheleau
Backes	Hausauer, A.	Livingston	Rolfsrud
Berg	Hausauer, R.	Lundene	Rundle
Boustead	Henning	McGauvran	Sandness
Boyum	Henry	McGeehan	Shablow
Brekke	Hensrud	Mertens	Solberg
Bunker	Hentges	Metzger	Stoltenow
DeGroot	Herman	Meyer	Stone
DeKrey	Hickle	Miedema	Streibel
Dick	Hildebrand	Miller, B.	Strinden
Dornacker	Hilleboe	Miller, E.	Thorsgard
Dotzenrod	Hoffner	Moore	Twetén
Eagles	Jacobson	Murphy	Ulvedal
Erickson, K.	Jenkins	Mushik	Wagner
Erickson, W.	Johnson, H.	Olienyk	Walsh
Fleming	Johnson, K.	Opedahl	Weber
Gackle	Kieffer	Patrick	Welder
Ganser	Kingsbury	Peterson, J.	White
Gerl	Knudson	Peterson, R.	Wilkie
Giffey	Lang	Raile	Winge
Glaspey	Larson, G.	Raymond	Mr. Speaker
Gronneberg	Larson, L.	Reimers	

Absent and not voting:

Gengler	Grant	Halcrow
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So the bill passed and the title was agreed to.

Senate Bill No. 2053. A Bill for an Act to amend and reenact section 40-57-17 of the North Dakota Century Code, to provide that leaseholds granted by municipalities shall be classified as personal property for only five years.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Halcrow	Larson, L.	Reimers
Atkinson	Haman	Laughlin	Rice
Austin	Haugland	Lee	Rivinius
Backes	Hausauer, A.	Linderman	Rocheleau
Berg	Hausauer, R.	Livingston	Rolfsrud
Boustead	Henning	Lundene	Rundle
Boyum	Henry	McGauvran	Shablow
Bunker	Hensrud	McGeehan	Solberg
DeGroot	Hentges	Mertens	Stoltenow
DeKrey	Herman	Metzger	Stone
Dick	Hickle	Meyer	Streibel
Dornacker	Hildebrand	Miller, B.	Strinden
Dotzenrod	Hilleboe	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Twetén
Erickson, K.	Jacobson	Murphy	Ulvedal
Erickson, W.	Jenkins	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Gronneberg	Larson, G.	Raymond	Mr. Speaker
Gunderson			

Those voting in the negative were:

Brekke
 Absent and not voting:
 Gengler Grant Miedema Sandness

So the bill passed and the title was agreed to.

Senate Bill No. 2161. A Bill for an Act to amend and reenact section 40-18-18 of the North Dakota Century Code relating to the fees of jurors in municipal court and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Reimers
Atkinson	Halcrow	Lee	Rice
Austin	Haugland	Linderman	Rivinius
Backes	Hausauer, A.	Livingston	Rocheleau
Berg	Hausauer, R.	Lundene	Rolfsrud
Boustead	Henning	McGauvran	Rundle
Boyum	Henry	McGeehan	Shablow
Brekke	Hensrud	Mertens	Solberg
Bunker	Hentges	Metzger	Stoltenow
DeGroot	Herman	Meyer	Streibel
DeKrey	Hickle	Miedema	Stone
Dick	Hildebrand	Miller, B.	Strinden
Dornacker	Hilleboe	Miller, E.	Thorsgard
Dotzenrod	Hoffner	Moore	Tweten
Eagles	Jacobson	Mushik	Ulvedal
Erickson, K.	Jenkins	Murphy	Wagner
Erickson, W.	Johnson, H.	Olienyk	Walsh
Fleming	Johnson, K.	Opedahl	Weber
Gackle	Kieffer	Patrick	Welder
Ganser	Kingsbury	Peterson, J.	White
Gerl	Knudson	Peterson, R.	Wilkie
Giffey	Lang	Raile	Winge
Glaspey	Larson, G.	Raymond	Mr. Speaker
Gronneberg	Larson, L.		

Absent and not voting:

Gengler Grant Haman Sandness

So the bill passed and the title was agreed to and the emergency clause was declared carried.

MOTION

Rep. Atkinson moved that Senate Bill No. 2177 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2209. A Bill for an Act to authorize the North Dakota director of institutions to grant to northwestern bell telephone company an easement over certain tracts of state land.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Halcrow	Laughlin	Rice
Atkinson	Haman	Lee	Rivinius
Austin	Haugland	Linderman	Rocheleau
Backes	Hausauer, A.	Livingston	Rolfsrud
Berg	Hausauer, R.	Lundene	Rundle
Boustead	Henry	McGauvran	Sandness

Boyum	Henning	McGeehan	Shablow
Brekke	Hensrud	Mertens	Solberg
Bunker	Hentges	Metzger	Stoltenow
DeGroot	Herman	Meyer	Stone
DeKrey	Hickle	Miedema	Streibel
Dick	Hildebrand	Miller, B.	Strinden
Dornacker	Hilleboe	Miller, E.	Thorsgard
Dotzenrod	Hoffner	Moore	Tweten
Eagles	Jacobson	Mushik	Ulvedal
Erickson, K.	Jenkins	Murphy	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Gronneberg	Larson, G.	Raymond	Mr. Speaker
Gunderson	Larson, L.	Reimers	

Absent and not voting:

Erickson, W. Gengler Grant

So the bill passed and the title was agreed to.

Senate Bill No. 2226. A Bill for an Act to amend and reenact section 12-59-02 of the North Dakota Century Code, relating to meetings, quorum and compensation of the parole board.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Raymond
Atkinson	Halcrow	Larson, L.	Reimers
Austin	Haman	Laughlin	Rice
Backes	Haugland	Lee	Rivinius
Berg	Hausauer, A.	Linderman	Rocheleau
Boustead	Hausauer, R.	Livingston	Rolfsrud
Boyum	Henning	Lundene	Sandness
Brekke	Henry	McGauvran	Shablow
Bunker	Hensrud	McGeehan	Solberg
DeGroot	Hentges	Mertens	Stoltenow
Dick	Herman	Metzger	Stone
Dornacker	Hickle	Meyer	Streibel
Dotzenrod	Hildebrand	Miedema	Strinden
Eagles	Hilleboe	Miller, B.	Thorsgard
Erickson, K.	Hoffner	Miller, E.	Tweten
Erickson, W.	Jacobson	Murphy	Ulvedal
Fleming	Jenkins	Mushik	Wagner
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gerl	Kieffer	Patrick	White
Giffey	Kingsbury	Peterson, J.	Wilkie
Glaspey	Knudson	Peterson, R.	Winge
Gronneberg	Lang	Raile	Mr. Speaker

Those voting in the negative were:

DeKrey Moore Rundle Welder

Absent and not voting:

Gengler Grant

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE BILL

House Bill No. 1537. A Bill for an Act to amend and reenact sections 57-17-01, 57-17-02, 57-17-03, and 57-17-04 of the North

Dakota Century Code, relating to excess levies in counties, cities, and townships, to notice of election, and to the form of election ballots.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Halcrow	Larson, L.	Reimers
Atkinson	Haman	Laughlin	Rice
Austin	Haugland	Lee	Rivinius
Backes	Hausauer, A.	Linderman	Rocheleau
Berg	Hausauer, R.	Livingston	Rundie
Boustead	Henning	Lundene	Sandness
Boyum	Henry	McGauvran	Shablow
Brekke	Hensrud	McGeehan	Solberg
Bunker	Hentges	Mertens	Stoltenow
DeGroot	Herman	Metzger	Stone
Dick	Hickle	Meyer	Streibel
Dornacker	Hildebrand	Miedema	Strinden
Dotzenrod	Hilleboe	Miller, B.	Thorsgard
Eagles	Hoffner	Miller, E.	Tweten
Erickson, K.	Jacobson	Moore	Ulvedal
Erickson, W.	Jenkins	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	White
Glaspay	Knudson	Peterson, R.	Wilkie
Gronneberg	Lang	Raile	Winge
Gunderson	Larson, G.	Raymond	Mr. Speaker

Those voting in the negative were:

Giffey	Murphy	Rolfsrud
--------	--------	----------

Absent and not voting:

DeKrey	Gengler	Grant
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So the bill passed and the title was agreed to.

MOTION

Rep. Hilleboe moved that the House not concur on Senate amendments to House Bill No. 1068, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

Speaker Bier announced the appointment of the following to a Conference Committee on House Bill No. 1068:

- Rep. Hentges
- Rep. Hensrud
- Rep. Backes

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, February 10, 1971

Mr. Speaker: I have the honor to transmit:

- Senate Bill No. 2056
- Senate Bill No. 2198
- Senate Bill No. 2248
- Senate Bill No. 2281
- Senate Bill No. 2328
- Senate Bill No. 2443

Senate Bill No. 2496

Senate Bill No. 2506

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 10, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1093

House Bill No. 1136

House Bill No. 1165

House Bill No. 1173

House Bill No. 1223

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 10, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1122

Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1122

Page 1 line 15 of the engrossed bill delete "**one**" and insert in lieu thereof "**three**"

Renumber the pages and lines accordingly.

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 10, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2121

Senate Bill No. 2213

Which the House has amended.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 10, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1355

House Bill No. 1373

House Bill No. 1435

House Bill No. 1437

House Bill No. 1439

House Bill No. 1444

House Bill No. 1450

House Bill No. 1459

House Bill No. 1527

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Rep. Halcrow introduced:

House Concurrent Resolution No. 3032. A Concurrent Resolution congratulating Satchel Paige on his election to the Baseball Hall of Fame.

Was read the first time.

Rep. Halcrow moved that the rules be suspended and that House Concurrent Resolution No. 3032 not be printed as a bill, but be printed in the Journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3032

1 A concurrent resolution congratulating Satchel Paige on his
2 election to the Baseball Hall of Fame.

3
4 WHEREAS, the ageless Satchel Paige, one of baseball's
5 truly great right-handed pitchers, has been elected to that
6 sport's Hall of Fame; and

7 WHEREAS, selection to the Hall of Fame is considered
8 the highest honor baseball can bestow upon its own; and

9 WHEREAS, Satchel Paige's remarkable baseball career
10 has stretched from 1926, when he broke into organized base-
11 ball with the Chattanooga, Tennessee, Black Lookouts, to the
12 Kansas City Athletics, where he pitched his last major league
13 curve in 1965, to the Atlanta Braves, where he is currently
14 a coach; and

15 WHEREAS, a portion of his early career was spent in
16 North Dakota where, in 1934 and 1935, he played for the
17 Corwin-Churchill Motors semiprofessional baseball team in
18 Bismarck; and

19 WHEREAS, during his time with the Corwin-Churchill team
20 he won 84 games, once pitching 29 games on 29 consecutive
21 days and winning 28 of those games, and led the Bismarck
22 team to the championship of the first National Semi-Pro
23 Baseball Tourney in 1935 in Wichita, Kansas; and

24 WHEREAS, over his long career he pitched in approxi-

PAGE TWO

1 mately 3,000 games, won approximately 2,500 games, and tossed
2 in his own words, "a hatful" of no-hitters, to far outdistance
3 in these categories even the legendary Cy Young who set the
4 major league record for career victories with 511 and who
5 appeared in 906 major league games; and

6 WHEREAS, he has made numerous appearances in the State
7 since that time, giving baseball exhibitions and earning the
8 respect and admiration of countless North Dakotans; and

9 WHEREAS, his strong character, optimistic outlook on
10 life, and enduring philosophy have provided guidelines for
11 persons of all races and all ages to follow;

12 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
12a REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE
13a CONCURRING
14 THEREIN:

15 That the Forty-second Legislative Assembly, on behalf
16 of all North Dakotans, extends to a former North Dakota
17 resident, Satchel Paige, sincere congratulations for capping
18 a lifetime of baseball achievement with election to the
19 Baseball Hall of Fame, and sends along to him its wishes
20 that each of the next years may be his best in baseball; and

21 BE IT FURTHER RESOLVED, that the Secretary of State send
22 copies of this resolution to the Baseball Hall of Fame,
23 Baseball Commissioner Bowie Kuhn, the Atlanta Braves, and
24 to Satchel Paige.

Rep. Halcrow requested that his remarks regarding House Con-
current Resolution No. 3032 be printed in the Journal.

Rep. Halcrow:

"Mr. Speaker: On February 9, 1971 Satchel Paige was inducted into the Hall of Fame at Cooperstown, New York. There he will take his place as one of the greatest baseball pitchers of all time, in the same company with Walter Johnson, Grover Cleveland Alexander, Dizzy Dean, Sandy Koufax, and others.

"It is interesting to note that Satchel Paige has no rancor in his heart for any of his associates during his long and distinguished

career in baseball. He said yesterday that each succeeding year has been his best in baseball, and we hope that each succeeding day will be the best of his life.

"North Dakota is proud to have had him during the peak of his career. Satchel Paige is more than a baseball immortal. He is a most distinguished citizen of the United States, above and beyond the ordinary prejudices of life or race, or color, or creed. We salute him as such."

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3032. A Concurrent Resolution congratulating Satchel Paige on his election to the Baseball Hall of Fame.

Was read the second time.

Rep. Halcrow moved the adoption of House Concurrent Resolution No. 3032.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Halcrow requested that House Concurrent Resolution No. 3032 be messaged to the Senate immediately, and there being no objections, it was so ordered by the Speaker.

MESSAGES TO THE SENATE

House Chamber
Bismarck, February 10, 1971

Mr. President: I have the honor to transmit:

House Concurrent Resolution No. 3032

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Bismarck, February 10, 1971

Mr. President: I have the honor to inform you that the House refused to concur in the Senate amendment to House Bill No. 1068 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Rep. Hentges, Hensrud and Backes.

Very respectfully,

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House be on the Thirteenth Order, and at the conclusion of the Thirteenth Order the House stand recessed until 12:30 p.m., Thursday, February 11, 1971, which motion prevailed.

FIRST READING OF SENATE BILLS AND A SENATE CONCURRENT RESOLUTION

Senate Bill No. 2004. A Bill for an Act to appropriate money for the expenses of departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2178. A Bill for an Act to amend and reenact section 15-36-11 of the North Dakota Century Code, relating to teachers' certificates.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2211. A Bill for an Act to amend and reenact subsection 2 of section 15-10-17 of the North Dakota Century Code, relating to the powers and duties of the state board of higher education.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2272. A Bill for an Act to amend and reenact section 40-45-09 of the North Dakota Century Code, relating to policemen's pensions and who may be retired.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2280. A Bill for an Act to amend and reenact section 54-27-19 of the North Dakota Century Code, relating to the highway tax distribution fund and to the apportionment and distribution of such fund to the state highway department, counties and cities, and declaring an emergency.

Which was read the first time and referred to the committee on Transportation.

Senate Bill No. 2284. A Bill for an Act to amend and reenact subsection 1 of section 15-10-17 of the North Dakota Century Code, relating to the powers and duties of the state board of higher education.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2362. A Bill for an Act to provide for the dissolution of city housing authorities and to amend and reenact subsection 2 of section 23-11-01 and section 23-11-30 of the North Dakota Century Code relating to the definition of a city and the reports of housing authorities.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2365. A Bill for an Act to amend and reenact sections 40-22-24 of the North Dakota Century Code, relating to filing, sealing, endorsing, opening and considering bids.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2376. A Bill for an Act to amend and reenact section 16-13-16 of the North Dakota Century Code, relating to compensation for members of the county canvassing board.

Political Subdivisions.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2426. A Bill for an Act to amend and reenact section 54-49-01 of the North Dakota Century Code, relating to the name of the Natural Resources Council.

Which was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 2427. A Bill for an Act to repeal section 61-02-74 of the North Dakota Century Code, relating to the disposition of certain moneys received by the State Water Commission.

Which was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 2452. A Bill for an Act to amend and reenact section 15-22-02 of the North Dakota Century Code, relating to qualifications of the county superintendent.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2489. A Bill for an Act to amend and reenact section 61-04-05 of the North Dakota Century Code, relating to notice by applicant for a water permit.

Which was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 2491. A Bill for an Act to amend and reenact sections 60-03-01 and 60-03-04 of the North Dakota Century Code, relating to the definition of roving grain or hay buyers and the amount of the bond required thereof.

Which was read the first time and referred to the committee on Agriculture.

Senate Bill No. 2500. A Bill for an Act to provide an appropriation for expenses of the education fact finding commission.

Which was read the first time and referred to the committee on Appropriations.

Senate Concurrent Resolution No. 4019. A Concurrent Resolution urging the appropriate federal agencies to undertake a feasibility study relative to the development and improvement of the Missouri River for the purpose of utilizing that waterway for barge traffic and other navigational purposes.

Which was read the first time and referred to the committee on Transportation.

The House stood recessed, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

THIRTY-SECOND DAY AFTER RECESS
AND THIRTY-THIRD DAY

Bismarck, February 11, 1971

The House reconvened at 12:30 p.m., pursuant to recess taken, with Speaker Bier presiding.

MOTION

Rep. Tweten moved that the House reconsider the action by which it adopted the Committee Report on House Bill No. 1002, which motion prevailed.

Rep. Tweten moved that House Bill No. 1002 be re-referred to the Committee on Appropriations, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the amendments to House Bill No. 1024 as recommended by the Committee on Appropriations as printed on page 612 of the House Journal be adopted, which motion prevailed.

Rep. Bunker moved that the amendments to House Bill No. 1168 as recommended by the Committee on Industry, Business and Labor as printed on page 614 of the House Journal be adopted, which motion prevailed.

Rep. Bunker moved that the amendments to House Bill No. 1250 as recommended by the Committee on Industry, Business and Labor as printed on pages 614 through 624 of the House Journal be adopted.

Rep. Bunker moved that the House dispense with the reading of the amendments to House Bill No. 1250, which motion prevailed.

The question then was on the motion of Rep. Bunker to adopt the amendments to House Bill No. 1250, which motion prevailed.

Rep. Bunker moved that the amendments to House Bill No. 1299 as recommended by the Committee on Industry, Business and Labor as printed on page 624 of the House Journal be adopted.

Rep. Hoffner moved a substitute motion that House Bill No. 1299 be re-referred to the Committee on Industry, Business and Labor, which motion failed.

The question then was on the motion of Rep. Bunker to adopt the amendments to House Bill No. 1299, which motion prevailed.

Rep. Hilleboe moved that the amendments to House Bill No. 1342 as recommended by the Committee on State and Federal Government as printed on pages 612 and 613 of the House Journal be adopted.

Rep. Hilleboe moved that the House dispense with the reading of amendments to House Bill No. 1342, which motion prevailed.

The question then was on the motion of Rep. Hilleboe to adopt the amendments to House Bill No. 1342, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Bill No. 2181 as recommended by the Committee on State and Federal Government as printed on page 614 of the House Journal be adopted, which motion prevailed. Senate Bill No. 2181 was re-referred to the Committee on Appropriations.

FIRST READING OF A HOUSE RESOLUTION
AND HOUSE CONCURRENT RESOLUTIONS

Reps. Olienyk and Patrick introduced:

House Resolution No. 8. A Resolution asking federal officials to take note of the rising crisis in grain farming.

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

Rep. Giffey introduced:

House Concurrent Resolution No. 3031. A Concurrent Resolution requesting the Legislative Council to examine the need for the continuation of the North Dakota Rural Rehabilitation Corporation and to make such recommendations for its continuance or dissolution as are deemed appropriate.

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

Rep. Walsh introduced:

House Concurrent Resolution No. 3033. A Concurrent Resolution urging the Secretary of the Interior to update the in-lieu payments in wetlands acquisitions.

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

Rep. Gengler introduced:

House Concurrent Resolution No. 3034. A Concurrent Resolution requesting the Secretary of the United States Department of Transportation to consider the needs of such states as North Dakota in locating end points and, hence, passenger rail service under the Rail Pax Plan.

Was read the first time and referred to the committee on Transportation.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1023 has had the same under consideration and recommends that the same be amended as follows:

Page 2, line 7, delete the following: " -Missouri 40,000.00"

Page 2, line 8, delete the figure "1,375,346.00" and insert in lieu thereof the figure "1,335,346.00"

Page 2, line 10, delete the figure "1,286,796.00" and insert in lieu thereof the figure "1,246,796.00"

Re-number the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: \$40,000 was deleted from the Missouri Basin Commission because this program is now conducted by the Missouri Basin Interagency Commission.

REP. REIMERS, Chairman

Rep. Opedahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1035 has had the same under consideration and recommends that the same be amended as follows:

Page 1, line 15, delete the figure "6,000.00" and insert in lieu thereof the figure "8,000.00"

Page 1, line 16, delete the figure "2,000.00" and insert in lieu thereof the figure "3,000.00"

Page 1, line 17, delete the figure "6,000.00" and insert in lieu thereof the figure "8,000.00"

Page 1, line 18, delete the figure "5,000.00" and insert in lieu thereof the figure "7,000.00"

Page 1, line 19, delete the figure "6,000.00" and insert in lieu thereof the figure "8,000.00"

Page 1, line 20, delete the figure "6,000.00" and insert in lieu thereof the figure "8,000.00"

Page 1, line 21, delete the figure "5,000.00" and insert in lieu thereof the figure "7,000.00"

Page 1, line 22, delete the figure "5,000.00" and insert in lieu thereof the figure "7,000.00"

Page 1, line 23, delete the figure "5,000.00" and insert in lieu thereof the figure "7,000.00"

Page 1, line 24, delete the figure "5,000.00" and insert in lieu thereof the figure "7,000.00"

Page 2, line 1, delete the figure "5,000.00" and insert in lieu thereof the figure "7,000.00"

Page 2, after line 1, insert the following:

"2 Commissioner of Labor 6,000.00"

Page 2, line 10, delete the figure "136,000.00" and insert in lieu thereof the figure "194,000.00"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The line for Commissioner of Labor was added to include him with other commissioners and with their salary schedules in the budget. The increase in expense payments per year was to induce quality people to run for state offices.

REP. REIMERS, Chairman

Rep. Rolfsrud moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1130 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1043 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Kingsbury moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1146 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. J. Peterson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1343 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, delete the following:

"sections 4-06-09, 4-06-10, and" and insert in lieu thereof the word "section"

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

On page 1, delete line 3

On page 1, line 4, delete the words "and defining"

On page 1, line 10, delete the numerals and words "4-06-09 of the North"

On page 1, line 11, delete the words and numeral "Dakota Century Code, and sections 4-06-10"

On page 1, line 12, after the comma, delete the word "are" and insert in lieu thereof the word "is"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1412 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. A. Hausauer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1481 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Rocheleau moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3009 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Concurrent Resolution No. 3013 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 3021 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 3023 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2017 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2018 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. J. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2028 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Solberg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2035 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Solberg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2154 has had the same under consideration and recommends that the same be amended as follows:

On page 3, line 18 of the engrossed bill delete the word "or"

On page 3, line 19 delete the word "township"

On page 3, line 20 delete the words "or township"

On page 3, line 22 after the word "year" delete the semi-colon and the words "; the board"

On page 3 delete all of lines 23, 24, 25, 26, and 27

On page 3, line 28 delete all the words before the period

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2304 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, of the engrossed bill, after the word "expenses" add the following: ", and declaring an emergency"

On page 2, after line 1, add the following:

"SECTION 2. EMERGENCY.) This act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines, pages and sections accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Lee moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2318 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 4, delete the period and add the following: ", and declaring an emergency."

On page 1, line 20, delete the first word "the" and insert in lieu thereof the word "his"

On page 2 after line 7, add the following:

"SECTION 2. EMERGENCY.) This act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines, pages and sections accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2401 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 12, of the engrossed bill, delete the following "in accordance with" and insert in lieu thereof "for not less than"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution No. 4011 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 1313

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. White moved that the report be adopted, which motion prevailed, and the report was adopted.

SECOND READING OF A HOUSE BILL

House Bill No. 1217. A Bill for an Act to amend and reenact sections 39-20-01, 39-20-04, 39-20-05 and subsection 3 of section 39-20-07 of the North Dakota Century Code, relating to the implied consent law on chemical testing of motor vehicle drivers for the purpose of determining the alcoholic content of the driver's blood.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 70; nays, 26; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Giffey	Knudson	Rocheleau
Atkinson	Glaspey	Lang	Roifsrud
Austin	Grant	Larson, G.	Sandness
Backes	Gronneberg	Lee	Solberg
Berg	Gunderson	Linderman	Stoltenow
Boustead	Halcrow	Livingston	Stone
Boymr	Haugland	Lundene	Streibel
Brekke	Hausauer, A.	McGauvran	Strinden
Bunker	Henning	McGeehan	Thorsgard
DeGroot	Henry	Meyer	Tweten
DeKrey	Hensrud	Miller, B.	Wagner
Dick	Herman	Miller, E.	Walsh
Dornacker	Hildebrand	Moore	Weber
Eagles	Hoffner	Mushik	Welder
Erickson, K.	Jacobson	Opedahl	White
Erickson, W.	Johnson, H.	Peterson, R.	Winge
Gackle	Kieffer	Raymond	Mr. Speaker
Ganser	Kingsbury		

Those voting in the negative were:

Dotzenrod	Jenkins	Murphy	Rice
Fleming	Johnson, K.	Olienyk	Rivinius
Gengler	Larson, L.	Patrick	Rundle
Gerl	Laughlin	Peterson, J.	Shablow

Hausauer, R.	Mertens	Raile	Ulvedal
Hentges	Metzger	Reimers	Wilkie
Hickle	Miedema		

Absent and not voting:
 Haman Hilleboe

So the bill passed and the title was agreed to.

Rep. Lundene moved that the vote by which House Bill No. 1217 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Streibel moved that Senate Bill No. 2360 be placed on the calendar to immediately precede Senate Bill No. 2359, which motion prevailed.

RECOGNITION

Rep. E. Miller announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Ernest Hoffner, and Rep. Hoffner was thereupon introduced to the House.

MOTIONS

Rep. Metzger moved that House Bill No. 1488 and House Bill No. 1523 be returned to the House from the Committee on Political Subdivisions, which motion prevailed.

Rep. Metzger requested permission to withdraw House Bill No. 1523 and House Bill No. 1488. There being no objections, it was so ordered by the Speaker.

Rep. Bunker moved that the House Bill No. 1273 be returned to the House from the Committee on Political Subdivisions, which motion prevailed.

Reps. Bunker, Backes and Strinden requested permission to withdraw House Bill No. 1273. There being no objection, it was so ordered by the Speaker.

SECOND READING OF HOUSE BILLS

House Bill No. 1272. A Bill for an Act to amend and reenact subdivision d of subsection 9 of section 65-01-02 of the North Dakota Century Code, relating to firemen's compensation and death payments under workmen's compensation.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Atkinson	Gunderson	Laughlin	Rice
Austin	Haugland	Lee	Rivinius
Backes	Hausauer, A.	Linderman	Rocheleau
Berg	Hausauer, R.	Livingston	Rolfstrud
Boustead	Henning	Lundene	Rundle
Boyum	Henry	McGauvran	Sandness
Brekke	Hensrud	McGeehan	Shablow
Bunker	Hentges	Mertens	Solberg
Dick	Herman	Metzger	Stoltenow
Dornacker	Hickle	Meyer	Stone
Dotzenrod	Hildebrand	Miedema	Streibel
Eagles	Hilleboe	Miller, B.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber

Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant	Larson, G.	Raymond	

Absent and not voting:

DeGroot	Halcrow	Miller, E.	Thorsgard
DeKrey	Haman	Strinden	

So the bill passed and the title was agreed to.

House Bill No. 1286. A Bill for an Act to amend and reenact section 40-38-01 of the North Dakota Century Code, relating to the dissolution of public libraries.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Reimers
Austin	Gunderson	Lee	Rice
Backes	Haugland	Linderman	Rivinius
Berg	Hausauer, A.	Livingston	Rocheleau
Boustead	Hausauer, R.	Lundene	Rolfsrud
Boyum	Henning	McGauvran	Rundle
Brekke	Henry	McGeehan	Sandness
Bunker	Hensrud	Mertens	Shablow
DeGroot	Hentges	Metzger	Solberg
DeKrey	Herman	Meyer	Stoltenow
Dick	Hickle	Miedema	Stone
Dornacker	Hildebrand	Miller, B.	Streibel
Dotzenrod	Hilleboe	Miller, E.	Strinden
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Murphy	Ulvedal
Erickson, W.	Jenkins	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	Welder
Gengler	Kingsbury	Peterson, J.	White
Gerl	Knudson	Peterson, R.	Wilkie
Giffey	Lang	Raile	Winge
Glaspey	Larson, G.	Raymond	Mr. Speaker
Grant	Larson, L.		

Absent and not voting:

Atkinson	Halcrow	Haman	Thorsgard
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So the bill passed and the title was agreed to.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-THIRD DAY

Bismarck, February 11, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Walter Ellingson, St. George Episcopal Church, Bismarck.

Roll was called and all members were present except Reps. Halcrow and Haman.

A quorum was declared by the Speaker.

REVISION AND CORRECTIONS

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-first day after recess and Thirty-second day and finds the same to be correct.

REP. STONE, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Veterans' Affairs to whom was referred House Bill No. 1141 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. OLIENYK, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans' Affairs to whom was referred House Bill No. 1334 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. OLIENYK, Chairman

Rep. Fleming moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans' Affairs to whom was referred House Bill No. 1335 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. OLIENYK, Chairman

Hep. Hildebrand moved that the report be adopted.

Rep. Jenkins moved a substitute motion that House Bill No. 1335 be placed on the calendar, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1394 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Kieffer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1396 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGLAND, Chairman

Rep. Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1436 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Kieffer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1441 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Herman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1442 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1455 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 18, after the word "family" delete the following language: "and they are or are likely to"

On page 1, line 19, delete the following language: "become public charges"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1456 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, delete all of the words following "A BILL" and insert in lieu thereof the following: "for an Act to create and enact sections 50-11-01.1, 50-11-01.2, and 50-11-01.3 of the North Dakota Century Code, defining a family day care home for children, a day care center for children, and providing for the use of public funds.

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

1 SECTION 1.) Section 50-11-01.1 of the North Dakota
2 Century Code is hereby created and enacted to read as
3 follows:

4 50-11-01.1. FAMILY DAY CARE HOME FOR CHILDREN
5 DEFINED.) As used in this chapter, the term family day
6 care home for children shall mean any home which advertises
7 or holds itself out to the public as providing family day
8 care or which provides care for children from more than
9 one family. The term shall not apply to private arrange-
10 ments entered into by the parents and another family home
11 not coming within the above definition, nor when the
12 children received for care by such person are related to
13 him by blood or marriage.

14 SECTION 2.) Section 50-11-01.2 of the North Dakota
15 Century Code is hereby created and enacted to read as
16 follows:

17 50-11-01.2. DAY CARE CENTER FOR CHILDREN DE-
17a FINED.)

18 As used in this chapter, the term day care center shall
19 mean any facility providing care for a group of children
20 including but not limited to nursery schools, activity
21 centers for retarded, day nurseries, and day care centers.

22 SECTION 3.) Section 50-11-01.3 of the North Dakota
23 Century Code is hereby created and enacted to read as
24 follows:

PAGE 2

25 50-11-01.3. USE OF PUBLIC FUNDS.) Public funds
26 for the purchase of day care shall be used only in licensed
27 day care facilities."

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1538 has had the same under consideration and recommends that the same be amended as follows:

On page 2, delete all of lines 33, 34, and 35

On page 3, delete all of lines 1, 2, 3, and 4

On page 3, line 20, delete the word "other"

On page 3, line 21, delete the words "societies for the prevention of cruelty to animals" and insert in lieu thereof the following: "its affiliates"

On page 4, line 2, delete everything after the period

On page 4, delete all of lines 3, 4, and 5

And renumber the pages, sections, and lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Patrick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1553 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1291 has had the same under consideration and recommends that the same be amended as follows:

On line 1 delete the comma

On line 2 delete the following language "and to repeal section 32-03-40"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Raile moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1390 has had the same under consideration and recommends that the same be amended as follows:

On line 23 place beginning triple parentheses before the word "each" and place ending triple parentheses after the word "way" and insert in lieu thereof the words "**during the course of such jury duty**"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1409 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Fleming moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1422 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1473 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1487 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Gerl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1510 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1529 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Moore moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1532 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Dornacker moved that the amendments to House Bill No. 1418 as recommended by the Committee on Finance and Taxation as printed on pages 625 and 626 of the House Journal be adopted.

Rep. Dornacker moved that the House dispense with the reading of the amendments to House Bill No. 1418, which motion prevailed.

The question then was on the motion of Rep. Dornacker to adopt the amendments to House Bill No. 1418, which motion prevailed.

Rep. Bunker moved that the amendments to House Bill No. 1503 as recommended by the Committee on Industry, Business and Labor as printed on page 626 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Gackle moved that the House reconsider the action by which House Bill No. 1519 was lost, which motion failed for want of a two-thirds majority on a division vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1306. A Bill for an Act to amend and reenact sections 54-04-01, 54-04-03, and 54-04-04 of the North Dakota Century Code, relating to the enrolling and engrossing of legislative measures and the employment of an enroller and engrosser; and to repeal section 54-04-02 of the North Dakota Century Code, relating to regulations governing enrolling and engrossing.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Halcrow	Laughlin	Rice
Atkinson	Haugland	Lee	Rivinius
Austin	Hausauer, A.	Linderman	Rocheleau

Backes	Hausauer, R.	Livingston	Rolfstrud
Berg	Henning	Lundene	Rundle
Boustead	Henry	McGauvran	Sandness
Boyum	Hensrud	McGeehan	Solberg
Bunker	Hentges	Mertens	Stoltenow
DeGroot	Herman	Metzger	Stone
DeKrey	Hickle	Meyer	Streibel
Dick	Hildebrand	Miedema	Strinden
Dornacker	Hilleboe	Miller, B.	Thorsgard
Dotzenrod	Hoffner	Miller, E.	Tweten
Eagles	Jacobson	Murphy	Ulvedal
Erickson, K.	Jenkins	Mushik	Wagner
Erickson, W.	Johnson, H.	Olienyk	Walsh
Fleming	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	Welder
Gengler	Kingsbury	Peterson, J.	White
Giffey	Knudson	Raile	Wilkie
Grant	Lang	Raymond	Winge
Gronneberg	Larson, G.	Reimers	Mr. Speaker
Gunderson	Larson, L.		

Those voting in the negative were:

Gackle	Moore	Shablow
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Absent and not voting:

Brekke	Glaspay	Haman	Peterson, R.
Gerl			

So the bill was passed and the title was agreed to.

House Bill No. 1313. A Bill for an Act directing the state board of higher education to sell and transfer certain land and improvements thereon owned by the state of North Dakota for the use and benefit of the North Dakota state university of agriculture and applied science, and appropriating the proceeds of such sale to the state board of higher education for the purpose of acquiring other land.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays, 14; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Haugland	Larson, L.	Riemers
Austin	Hausauer, A.	Lee	Rice
Berg	Hausauer, R.	Laughlin	Rivinius
Boustead	Henning	Linderman	Rocheleau
Boyum	Henry	Livingston	Rolfstrud
Brekke	Hensrud	Lundene	Sandness
Bunker	Hentges	McGauvran	Stoltenow
DeGroot	Herman	McGeehan	Stone
Dick	Hickle	Mertens	Streibel
Dornacker	Hildebrand	Metzger	Strinden
Dotzenrod	Hilleboe	Meyer	Thorsgard
Eagles	Hoffner	Miedema	Tweten
Erickson, K.	Jacobson	Moore	Ulvedal
Fleming	Jenkins	Mushik	Wagner
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Kieffer	Opedahl	Weber
Gengler	Kingsbury	Patrick	Welder
Grant	Knudson	Peterson, J.	White
Gronneberg	Lang	Peterson, R.	Winge
Gunderson	Larson, G.	Raymond	Mr. Speaker
Halcrow			

Those voting in the negative were:

Atkinson	Giffey	Miller, E.	Rundle
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Backes	Glaspey	Murphy	Solberg
DeKrey	J. hnson, K.	Raile	Wilkie
Erickson, W.	Miller, B.		

Absent and not voting:

Gerl	Haman	Shablow
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So the bill passed and the title was agreed to.

House Bill No. 1358. A Bill for an Act to amend and reenact subsection (d) of subsection (9) of section 65-01-02 of the North Dakota Century Code, relating to Workmen's Compensation Coverage for Law Enforcement Officers.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Reimers
Austin	Halcrow	Laughlin	Rice
Berg	Haugland	Lee	Rivinius
Boustead	Hausauer, A.	Linderman	Rocheleau
Boyum	Hausauer, R.	Livingston	Rolfsrud
Brekke	Henning	Lundene	Sandness
Bunker	Henry	McGauvran	Solberg
DeGroot	Hensrud	McGeehan	Stoltenow
DeKrey	Hentges	Mertens	Stone
Dick	Herman	Metzger	Streibel
Dotzenrod	Hickle	Meyer	Strinden
Eagles	Hildebrand	Miedema	Thorsgard
Erickson, K.	Hilleboe	Miller, B.	Tweten
Erickson, W.	Hoffner	Miller, E.	Ulvedal
Fleming	Jacobson	Moore	Walsh
Gackle	Jenkins	Murphy	Weber
Ganser	Johnson, H.	Mushik	Welder
Gengler	Johnson, K.	Olienyk	White
Gerl	Kieffer	Opedahl	Wilkie
Giffey	Kingsbury	Patrick	Winge
Glaspey	Knudson	Raile	Mr. Speaker
Grant	Lang		

Those voting in the negative were:

Rundle	Wagner
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Absent and not voting:

Backes	Haman	Peterson, R.	Shablow
Dornacker	Peterson, J.		

So the bill passed and the title was agreed to.

House Bill No. 1364. A Bill for an Act to provide for a revolving fund for concessions for the state park service, and to make an appropriation.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Reimers
Austin	Gunderson	Laughlin	Rice
Backes	Halcrow	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfsrud
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Solberg

Bunker	Henry	McGeehan	Stoltenow
DeGroot	Hensrud	Mertens	Stone
Dick	Hentges	Metzger	Streibel
Dotzenrod	Hickle	Meyer	Strinden
Eagles	Hildebrand	Miedema	Thorsgard
Erickson, K.	Hilleboe	Miller, B.	Tweten
Erickson, W.	Hoffner	Miller, E.	Ulvedal
Fleming	Jacobson	Moore	Wagner
Gackle	Jenkins	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Kieffer	Opedahl	Wilkie
Gerl	Kingsbury	Patrick	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker
Glaspey	Lang	Raile	

Those voting in the negative were:

DeKrey	Murphy	Rundle	White
Johnson, K.			

Absent and not voting:

Dornacker	Herman	Shablow	Weber
Haman	Peterson, J.		

So the bill passed and the title was agreed to.

House Bill No. 1410. A Bill for an Act to amend and reenact section 54-27-10 of the North Dakota Century Code, relating to the availability of appropriations and the allocation of same.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfsrud
Boustead	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Solberg
Bunker	Hensrud	Mertens	Stoltenow
DeGroot	Hentges	Metzger	Stone
DeKrey	Herman	Meyer	Streibel
Dick	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker
Grant	Larson, G.		

Absent and not voting:

Dornacker	Haman	Peterson, J.	Shablow
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So the bill passed and the title was agreed to.

House Bill No. 1560. A Bill for an Act to transfer one million dollars from the accumulated profits of the state mill and elevator association to the North Dakota general fund.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 54; nays, 43; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, R.	Larson, L.	Rivinius
Austin	Henning	Lee	Rundle
Berg	Hensrud	Metzger	Sandness
Boustead	Hentges	Miedema	Stoltenow
Boyum	Herman	Moore	Stone
Bunker	Hickle	Murphy	Streibel
DeKrey	Hildebrand	Olienyk	Strinden
Dick	Hilleboe	Opedahl	Thorsgard
Dornacker	Jenkins	Peterson, J.	Ulvedal
Eagles	Johnson, K.	Peterson, R.	Wagner
Ganser	Kingsbury	Raymond	Weider
Gunderson	Knudson	Reimers	White
Halcrow	Lang	Rice	Mr. Speaker
Hausauer, A.	Larson, G.		

Those voting in the negative were:

Anderson	Giffey	Linderman	Raile
Backes	Glaspey	Livingston	Rocheleau
Brekke	Grant	Lundene	Rolfstrud
DeGroot	Gronneberg	McGauvran	Shablow
Dotzenrod	Haugland	McGeehan	Solberg
Erickson, K.	Henry	Mertens	Tweten
Erickson, W.	Hoffner	Meyer	Walsh
Fleming	Jacobson	Miller, B.	Weber
Gackle	Johnson, H.	Miller, E.	Wilkie
Gengler	Kieffer	Mushik	Winge
Gerl	Laughlin	Patrick	

Absent and not voting:

Haman

So the bill passed and the title was agreed to.

Rep. Kingsbury moved that the vote by which House Bill No. 1560 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed on a division vote.

House Bill No. 1515. A Bill for an Act to create and enact sections 26-03-48, 26-26-15, 26-27-15, and 26-27.1-20 of the North Dakota Century Code, permitting the use of coordinated benefit provisions in certain group health insurance policies and group nonprofit service contracts, and authorizing the commissioner of insurance to promulgate rules and regulations for their form and content.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 7; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haugland	Linderman	Rolfstrud
Boustead	Hausauer, A.	Livingston	Sandness
Boyum	Hausauer, R.	Lundene	Solberg
Brekke	Henning	McGauvran	Stoltenow
Bunker	Henry	McGeehan	Stone
DeGroot	Hensrud	Metzger	Streibel
DeKrey	Hentges	Miedema	Strinden
Dick	Herman	Meyer	Thorsgard
Dornacker	Hickle	Miedema	Tweten
Dotzenrod	Hildebrand	Miller, B.	Ulvedal

Eagles	Hoffner	Moore	Wagner
Erickson, K.	Jacobson	Murphy	Walsh
Erickson, W.	Jenkins	Olienyk	Weber
Fleming	Johnson, H.	Opedahl	Welder
Gackle	Kieffer	Patrick	White
Ganser	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspay	Lang	Raile	Mr. Speaker
Grant	Larson, G.	Raymond	

Those voting in the negative were:

Gengler	Johnson, K.	Rice	Shablow
Gerl	Mushik	Rundle	

Absent and not voting:

Atkinson	Haman	Hilleboe	Miller, E.
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So the bill passed and the title was agreed to.

MOTION

Rep. Shablow moved that House Bill No. 1528 be laid over one Legislative day, which motion failed.

House Bill No. 1528. A Bill for an Act to create and enact subdivisions 1 and m of subsection 2 of section 26-03A-03 of the North Dakota Century Code; to amend and reenact subdivision c of subsection 2 of section 26-03A-03 and subsection 7 of section 26-03A-03 of the North Dakota Century Code; and to repeal subdivisions d, e, and f of subsection 2 of section 26-03A-03 of the North Dakota Century Code, pertaining to overinsurance under individual accident and sickness insurance policies.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 52; nays, 42; absent and not voting, 4.

Those voting in the affirmative were:

Boustead	Hausauer, R.	Larson, G.	Stoltenow
Boyum	Henning	Larson, L.	Stone
Brekke	Henry	Lee	Streibel
Bunker	Hensrud	Livingston	Strinden
DeGroot	Hentges	Metzger	Thorsgard
DeKrey	Herman	Meyer	Tweten
Dick	Hildebrand	Moore	Ulvedal
Dornacker	Hilleboe	Olienyk	Wagner
Eagles	Jenkins	Opedahl	Walsh
Fleming	Johnson, H.	Peterson, R.	Weber
Gackle	Kieffer	Rice	White
Gunderson	Knudson	Sandness	Winge
Hausauer, A.	Lang	Solberg	Mr. Speaker

Those voting in the negative were:

Anderson	Glaspay	Lundene	Peterson, J.
Austin	Grant	McGauvran	Raile
Backes	Gronneberg	McGeehan	Raymond
Berg	Halcrow	Mertens	Reimers
Dotzenrod	Hickle	Miedema	Rivinius
Erickson, K.	Hoffner	Miller, B.	Rocheleau
Erickson, W.	Jacobson	Miller, E.	Rolfstrud
Ganser	Johnson, K.	Murphy	Rundle
Gengler	Kingsbury	Mushik	Shablow
Gerl	Laughlin	Patrick	Wilkie
Giffey	Linderman		

Absent and not voting:

Atkinson	Haman	Haugland	Welder
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So the bill passed and the title was agreed to.

Rep. Lang moved that the vote by which House Bill No. 1528 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion failed on a division vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 2069. A Bill for an Act to create and enact chapter 29-30.1 of the North Dakota Century Code, relating to the interstate rendition of accused persons.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gronneberg	Lee	Rice
Austin	Gunderson	Linderman	Rivinius
Backes	Halcrow	Livingston	Rocheleau
Berg	Hausauer, A.	Lundene	Rolfsrud
Boustead	Hausauer, R.	McGauvran	Rundle
Boyum	Henning	McGeehan	Sandness
Brekke	Henry	Mertens	Shablow
Bunker	Hensrud	Metzger	Solberg
DeGroot	Hentges	Meyer	Stoltenow
DeKrey	Herman	Miedema	Stone
Dick	Hildebrand	Miller, B.	Streibel
Dornacker	Hilleboe	Miller, E.	Thorsgard
Dotzenrod	Hoffner	Moore	Twetten
Eagles	Jacobson	Murphy	Ulvedal
Erickson, K.	Jenkins	Mushik	Wagner
Erickson, W.	Johnson, H.	Olienyk	Walsh
Fleming	Johnson, K.	Opedahl	Weber
Gackle	Kieffer	Patrick	Welder
Ganser	Kingsbury	Peterson, J.	White
Gengler	Knudson	Peterson, R.	Wilkie
Giffey	Lang	Raile	Winge
Glaspey	Larson, L.	Raymond	Mr. Speaker
Grant	Laughlin	Reimers	

Those voting in the negative were:

Gerl

Absent and not voting:

Atkinson	Haugland	Larson, G.	Strinden
Haman	Hickle		

So the bill passed and the title was agreed to.

Senate Bill No. 2134. A Bill for an Act to repeal section 4 of chapter 45 of the 1969 Session Laws of the state of North Dakota, relating to the state industrial school; and declaring an emergency.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Laughlin	Reimers
Atkinson	Gronneberg	Lee	Rice
Austin	Gunderson	Linderman	Rivinius
Backes	Halcrow	Livingston	Rocheleau
Berg	Hausauer, A.	Lundene	Rolfsrud
Boustead	Hausauer, R.	McGauvran	Sandness
Boyum	Henning	McGeehan	Shablow
Brekke	Henry	Mertens	Solberg

Bunker	Hensrud	Metzger	Stoltenow
DeGroot	Hentges	Meyer	Stone
DeKrey	Herman	Miedema	Streibel
Dick	Hickle	Miller, B.	Strinden
Dornacker	Hildebrand	Miller, E.	Thorsgard
Dotzenrod	Hilleboe	Moore	Tweten
Eagles	Hoffner	Murphy	Ulvedal
Erickson, K.	Jacobson	Mushik	Wagner
Erickson, W.	Jenkins	Olienyk	Walsh
Fleming	Johnson, H.	Opedahl	Weber
Gackle	Johnson, K.	Patrick	Welder
Ganser	Kieffer	Peterson, J.	White
Gengler	Knudson	Peterson, R.	Wilkie
Gerl	Lang	Raile	Winge
Giffey	Larson, L.	Raymond	Mr. Speaker

Those voting in the negative were:

Kingsbury Rundle

Absent and not voting:

Glaspey Haman Haugland Larson, G.

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 2149. A Bill for an Act to amend and reenact subsection 23 of section 57-02-08 of the North Dakota Century Code, relating to property exempt from taxation as pertains to parking structures.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 7; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raymond
Atkinson	Gronneberg	Larson, G.	Reimers
Austin	Gunderson	Larson, L.	Rivinius
Backes	Halcrow	Laughlin	Rocheleau
Berg	Haugland	Lee	Rolfsrud
Boustead	Hausauer, A.	Linderman	Rundle
Boyum	Hausauer, R.	Livingston	Sandness
Brekke	Henning	Lundene	Shablow
Bunker	Henry	McGauvran	Solberg
DeGroot	Hensrud	McGeehan	Stone
DeKrey	Hentges	Mertens	Streibel
Dick	Herman	Meyer	Strinden
Dornacker	Hildebrand	Miedema	Thorsgard
Dotzenrod	Hilleboe	Miller, B.	Tweten
Eagles	Hoffner	Moore	Ulvedal
Erickson, K.	Jacobson	Mushik	Wagner
Erickson, W.	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Welder
Ganser	Johnson, K.	Patrick	White
Gengler	Kieffer	Peterson, J.	Wilkie
Giffey	Kingsbury	Peterson, R.	Winge
Glaspey	Knudson	Raile	Mr. Speaker

Those voting in the negative were:

Gerl Metzger Murphy Stoltenow
 Hickle Miller, E. Rice

Absent and not voting:

Fleming Haman Weber

So the bill passed and the title was agreed to.

Senate Bill No. 2177. A Bill for an Act authorizing the State Historical Society of North Dakota to sell a tract of land in Billings County, North Dakota, and declaring an emergency.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 11; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Halcrow	Lee	Rice
Atkinson	Haugland	Linderman	Rivinius
Austin	Hausauer, A.	Livingston	Rocheleau
Berg	Hausauer, R.	Lundene	Rolfsrud
Boustead	Henning	McGauvran	Sandness
Boyum	Henry	McGeehan	Shablow
Brekke	Hensrud	Mertens	Solberg
Bunker	Hentges	Metzger	Stoltenow
DeGroot	Herman	Meyer	Stone
DeKrey	Hickle	Miedema	Streibel
Dornacker	Hildebrand	Miller, B.	Strinden
Dotzenrod	Hilleboe	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Mushik	Ulvedal
Fleming	Jenkins	Olienyk	Wagner
Gackle	Kieffer	Opedahl	Walsh
Ganser	Kingsbury	Patrick	Weber
Gerl	Lang	Peterson, J.	Welder
Giffey	Larson, G.	Peterson, R.	White
Gronneberg	Larson, L.	Raile	Winge
Gunderson	Laughlin	Raymond	Mr. Speaker

Those voting in the negative were:

Backes	Glaspey	Johnson, K.	Rundle
Erickson, W.	Grant	Knudson	Wilkie
Gengler	Johnson, H.	Murphy	

Absent and not voting:

Dick	Haman	Reimers
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So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 2220. A Bill for an Act to amend and reenact section 54-23.1-07 of the North Dakota Century Code, providing for increased fees to counties for law enforcement system.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 7; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Raymond
Atkinson	Haugland	Lee	Rice
Austin	Hausauer, A.	Linderman	Rivinius
Berg	Hausauer, R.	Livingston	Rocheleau
Boustead	Henning	Lundene	Rolfsrud
Boyum	Henry	McGauvran	Rundle
Brekke	Hensrud	McGeehan	Sandness
Bunker	Hentges	Mertens	Shablow
DeGroot	Herman	Metzger	Stone
DeKrey	Hickle	Meyer	Streibel
Dornacker	Hildebrand	Miedema	Strinden
Dotzenrod	Hoffner	Miller, B.	Thorsgard
Eagles	Jacobson	Miller, E.	Tweten
Erickson, K.	Jenkins	Moore	Ulvedal
Fleming	Johnson, H.	Mushik	Wagner
Gackle	Johnson, K.	Olienyk	Walsh
Ganser	Kieffer	Opedahl	Weber
Gengler	Kingsbury	Patrick	Welder
Gerl	Knudson	Peterson, J.	White
Giffey	Lang	Peterson, R.	Winge

Grant	Larson, G.	Raile	Mr. Speaker
Gronneberg	Larson, L.		
Those voting in the negative were:			
Backes	Glaspay	Solberg	Wilkie
Erickson, W.	Murphy	Stoltenow	
Absent and not voting:			
Dick	Haman	Hilleboe	Reimers
Halcrow			

So the bill passed and the title was agreed to.

Senate Bill No. 2232. A Bill for an Act to authorize the state department of accounts and purchases to withhold funds due a political subdivision if the subdivision is delinquent in repaying overpayments made under federal natural disaster laws.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Haugland	Lee	Rocheleau
Berg	Hausauer, A.	Linderman	Rolfsrud
Boyum	Hausauer, R.	Livingston	Rundle
Brekke	Henning	Lundene	Sandness
Bunker	Henry	McGauvran	Shablow
DeGroot	Hensrud	McGeehan	Solberg
DeKrey	Hentges	Mertens	Stoltenow
Dick	Herman	Metzger	Stone
Dornacker	Hickle	Meyer	Streibel
Dotzenrod	Hildebrand	Miadema	Strinden
Eagles	Hilleboe	Miller, B.	Thorsgard
Erickson, K.	Hoffner	Miller, E.	Ulvedal
Erickson, W.	Jacobson	Moore	Wagner
Fleming	Jenkins	Murphy	Walsh
Gackle	Johnson, H.	Mushik	Weber
Ganser	Johnson, K.	Olienyk	Welder
Gengler	Kieffer	Opedahl	White
Gerl	Kingsbury	Patrick	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspay	Lang	Raile	Mr. Speaker

Those voting in the negative were:
Peterson, J. Tweten

Absent and not voting:
Boustead Halcrow Haman Riemers

So the bill passed and the title was agreed to.

Senate Bill No. 2336. A Bill for an Act to amend and reenact section 12-46-05 of the North Dakota Century Code, relating to the oath requirement by the employees of the state industrial school.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 9; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Larson, L.	Raile
Atkinson	Gronneberg	Laughlin	Raymond
Austin	Gunderson	Lee	Rice
Backes	Haugland	Linderman	Rocheleau

Berg	Hausauer, R.	Livingston	Rundle
Boustead	Henning	Lundene	Sandness
Boyum	Henry	McGauvran	Shablow
Brekke	Hensrud	McGeehan	Solberg
Bunker	Hentges	Mertens	Stoltenow
DeGroot	Herman	Metzger	Stone
Dick	Hickle	Meyer	Streibel
Dotzenrod	Hildebrand	Miedema	Strinden
Eagles	Hilleboe	Miller, B.	Tweten
Erickson, K.	Hoffner	Miller, E.	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Welder
Gengler	Kieffer	Opedahl	Wilkie
Gerl	Knudson	Patrick	Winge
Giffey	Lang	Peterson, J.	Mr. Speaker
Glaspey	Larson, G.	Peterson, R.	

Those voting in the negative were:

DeKrey	Kingsbury	Rivinius	Thorsgard
Hausauer, A.	Moore	Rolfsrud	Weber
Johnson, K.			

Absent and not voting:

Dornacker	Halcrow	Reimers	White
Ganser	Haman		

So the bill passed and the title was agreed to.

Senate Bill No. 2341. A Bill for an Act to amend and reenact sections 16-05-01 and 16-05-04 of the North Dakota Century Code, relating to the place of filing of certificates of nomination, and the duties of the county auditor regarding the certification of nominations.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 4; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Raymond
Atkinson	Gunderson	Laughlin	Rice
Austin	Haugland	Lee	Rivinius
Berg	Hausauer, A.	Linderman	Rocheleau
Boustead	Hausauer, R.	Livingston	Rolfsrud
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Ganser	Johnson, K.	Olienyk	Weber
Gengler	Kieffer	Opedahl	Welder
Gerl	Kingsbury	Patrick	Wilkie
Giffey	Knudson	Peterson, J.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant	Larson, G.		

Those voting in the negative were:

Backes	Johnson, H.	Lundene	Rundle
Absent and not voting:			
Boyum	Halcrow	Peterson, R.	Sandness

Gackle Haman Reimers White

So the bill passed and the title was agreed to.

Senate Bill No. 2360. A Bill for an Act to amend and reenact section 48-02-07 and 48-02-08 of the North Dakota Century Code, relating to allowance and payment of estimates on public building construction, failure to certify and rate of interest.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raile
Atkinson	Gronneberg	Larson, L.	Raymond
Austin	Gunderson	Laughlin	Rice
Backes	Haugland	Lee	Rivinius
Berg	Hausauer, A.	Linderman	Rocheleau
Boustead	Hausauer, R.	Livingston	Rolfstrud
Boyum	Henning	Lundene	Rundle
Brekke	Hensrud	McGauvran	Shablow
Bunker	Hentges	McGeehan	Stoltenow
DeGroot	Herman	Mertens	Stone
DeKrey	Hickle	Metzger	Streibel
Dick	Hildebrand	Meyer	Thorsgard
Dornacker	Hilleboe	Miedema	Tweten
Dotzenrod	Hoffner	Miller, B.	Ulvedal
Eagles	Jacobson	Miller, E.	Wagner
Erickson, K.	Jenkins	Moore	Walsh
Erickson, W.	Johnson, H.	Murphy	Weber
Fleming	Johnson, K.	Mushik	Welder
Gackle	Kieffer	Olienyk	White
Ganser	Kingsbury	Opedahl	Wilkie
Gengler	Knudson	Patrick	Winge
Giffey	Lang	Peterson, J.	Mr. Speaker
Glaspay			

Those voting in the negative were:

Henry Solberg Strinden

Absent and not voting:

Gerl Haman Reimers Sandness
Halcrow Peterson, R.

So the bill passed and the title was agreed to.

Senate Bill No. 2359. A Bill for an Act to amend and reenact section 40-22-37 of the North Dakota Century Code, relating to progress payments on public contracts, retainage, failure to pay and rate of interest.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raile
Atkinson	Gunderson	Larson, L.	Raymond
Austin	Haugland	Laughlin	Rice
Backes	Hausauer, A.	Lee	Rivinius
Berg	Hausauer, R.	Linderman	Rocheleau
Boustead	Henning	Livingston	Rolfstrud
Boyum	Henry	Lundene	Rundle
Bunker	Hensrud	McGauvran	Shablow
DeKrey	Hentges	McGeehan	Solberg
Dick	Herman	Mertens	Stone
Dornacker	Hickle	Metzger	Streibel

Dotzenrod	Hildebrand	Meyer	Thorsgard
Eagles	Hilleboe	Miedema	Tweten
Erickson, K.	Hoffner	Miller, B.	Ulvedal
Erickson, W.	Jacobson	Miller, E.	Wagner
Fleming	Jenkins	Moore	Walsh
Gackle	Johnson, H.	Murphy	Weber
Ganser	Johnson, K.	Mushik	Welder
Gengler	Kieffer	Olienyk	White
Giffey	Kingsbury	Opedahl	Wilkie
Glaspey	Knudson	Patrick	Winge
Grant	Lang	Peterson, J.	Mr. Speaker

Those voting in the negative were:
Stoltenow Strinden

Absent and not voting:

Brekke	Gerl	Haman	Reimers
DeGroot	Halcrow	Peterson, R.	Sandness

So the bill passed and the title was agreed to.

Senate Bill No. 2424. A Bill for an Act to amend and reenact section 52-02-07 of the North Dakota Century Code, relating to employment security bureau advisory councils.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Glaspey	Larson, G.	Raymond
Atkinson	Grant	Larson, L.	Rice
Austin	Gronneberg	Laughlin	Rivinius
Backes	Gunderson	Lee	Rocheleau
Berg	Haugland	Linderman	Rolfsrud
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Kieffer	Patrick	White
Gengler	Kingsbury	Peterson, J.	Wilkie
Gerl	Knudson	Peterson, R.	Winge
Giffey	Lang	Raile	Mr. Speaker

Those voting in the negative were:

Murphy Welder

Absent and not voting:

Halcrow	Haman	Johnson, K.	Reimers
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So the bill passed and the title was agreed to.

Senate Bill No. 2429. A Bill for an Act to amend and reenact Subsection 5 of Section 15-61-02 and Section 15-61-04 of the North Dakota Century Code, relating to authority of the director of surplus property and disposition of charges made for surplus property and making an appropriation.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Glaspey	Lang	Peterson, R.
Atkinson	Grant	Larson, G.	Raile
Austin	Gronneberg	Larson, L.	Raymond
Backes	Gunderson	Laughlin	Rice
Berg	Haugland	Lee	Rivinius
Boustead	Hausauer, A.	Linderman	Rolfsrud
Boyum	Hausauer, R.	Livingston	Rundle
Brekke	Henning	Lundene	Sandness
Bunker	Henry	McGauvran	Solberg
DeGroot	Hensrud	McGeehan	Stoltenow
DeKrey	Hentges	Mertens	Stone
Dick	Herman	Metzger	Streibel
Dornacker	Hickle	Meyer	Strinden
Dotzenrod	Hildebrand	Miedema	Tweten
Eagles	Hilleboe	Miller, B.	Ulvedal
Erickson, K.	Hoffner	Miller, E.	Wagner
Erickson, W.	Jacobson	Moore	Walsh
Fleming	Jenkins	Murphy	Weber
Gackle	Johnson, H.	Mushik	Welder
Ganser	Johnson, K.	Olienyk	White
Gengler	Kieffer	Opedahl	Wilkie
Gerl	Kingsbury	Patrick	Winge
Giffey	Knudson	Peterson, J.	Mr. Speaker

Absent and not voting:

Halcrow	Reimers	Shablow	Thorsgard
Haman	Rocheleau		

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, February 11, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2003
Senate Bill No. 2010
Senate Bill No. 2045
Senate Bill No. 2183
Senate Bill No. 2234
Senate Bill No. 2303
Senate Bill No. 2343
Senate Bill No. 2344
Senate Bill No. 2363
Senate Bill No. 2367
Senate Bill No. 2405
Senate Bill No. 2446
Senate Concurrent Resolution No. 4007

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, February 11, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1154

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, February 11, 1971

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House Amendment to:

Senate Bill No. 2121
Senate Bill No. 2213

Very Respectfully,
LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, February 11, 1971

Mr. Speaker: I have the honor to inform you that the President has appointed

Senators:
Doherty
Anderson
Rait

To serve with a like committee from the House, on House Bill No. 1068.

Very respectfully,
LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, February 11, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1187
House Bill No. 1198
House Bill No. 1227
House Bill No. 1245
House Bill No. 1264
House Concurrent Resolution No. 3032
Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber
Bismarck, February 11, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1001
House Bill No. 1065
House Bill No. 1101
House Bill No. 1161
House Bill No. 1235
House Bill No. 1368
House Bill No. 1374
House Bill No. 1395
House Bill No. 1398
House Bill No. 1399
House Bill No. 1452
House Bill No. 1526
House Bill No. 1542
House Bill No. 1551

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, February 11, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2168
Senate Bill No. 2216

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House be on the Thirteenth Order, and at the conclusion of the Thirteenth Order, the House stand recessed until 12:30 p.m., which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2056. A Bill for an Act to permit the consolidation of county welfare boards into multicounty welfare districts, for determinations, for hearings, and for a plan.

Which was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 2198. A Bill for an Act to amend and reenact section 15-53.1-07 of the North Dakota Century Code, as contained in section 9 of House Bill No. 1045, relating to the contracting by a school board prior to the effective day of annexation.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2248. A Bill for an Act to create and enact section 15-55-05.1 of the North Dakota Century Code, relating to the issuance of interim bonds for revenue producing projects at the state institutions of higher learning.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2281. A Bill for an Act to amend and reenact section 61-16-46 of the North Dakota Century Code, relating to the cost of constructing and maintaining openings for drains constructed by districts through railroads and highways.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2328. A Bill for an Act to amend and reenact section 39-04-17, of the 1969 supplement to the North Dakota Century Code, relating to Notary Certificates.

Which was read the first time and referred to the committee on Transportation.

Senate Bill No. 2443. A Bill for an Act authorizing the director of institutions to lease certain property now owned by the state and under the control of the state industrial school.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2496. A Bill for an Act to amend and reenact section 15-47-05 of the 1969 Supplement to the North Dakota Century Code, relating to the qualifications of a school district clerk.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2506. A Bill for an Act to amend and reenact section 23-11-28 and 23-11-29 of the North Dakota Century Code, relating to exemption of real property of a housing authority created under Indian laws recognized by the federal government from execution sales, taxes and special assessments.

Which was read the first time and referred to the committee on State and Federal Government.

The House stood recessed, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

**THIRTY-THIRD DAY AFTER RECESS
AND THIRTY-FOURTH DAY**

Bismarck, February 12, 1971

The House reconvened at 12:30 p.m., pursuant to recess taken, with Speaker Bier presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1023
House Bill No. 1168
House Bill No. 1250
House Bill No. 1299
House Bill No. 1342
House Bill No. 1418
House Bill No. 1503

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. White moved that the report be adopted, which motion prevailed, and the report was adopted.

MOTION

Rep. Solberg moved that consideration of the committee report on House Bill No. 1023 be delayed until House Concurrent Resolution No. 3009 is considered on the Fourteenth Order, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the amendments to House Bill No. 1035 as recommended by the Committee on Appropriations as printed on pages 646 and 647 of the House Journal be adopted.

Rep. Wagner moved that the House dispense with the reading of the amendments to House Bill No. 1035, which motion prevailed.

The question then was on the motion of Rep. Reimers to adopt the amendments to House Bill No. 1035, which motion prevailed.

Rep. K. Johnson moved that the amendments to House Bill No. 1343 as recommended by the Committee on Agriculture as printed on pages 647 and 648 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to Senate Bill No. 2154 as recommended by the Committee on Finance and Taxation as printed on page 649 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Bill No. 2304 as recommended by the Committee on State and Federal Government as printed on page 649 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Bill No. 2318 as recommended by the Committee on State and Federal Govern-

ment as printed on page 649 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Bill No. 2401 as recommended by the Committee on State and Federal Government as printed on page 650 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Wagner moved that the House reconsider the action by which the committee report to indefinitely postpone House Bill No. 1334 was adopted, which motion prevailed.

Rep. Wagner moved that House Bill No. 1334 be placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1334. A Bill for an Act to repeal chapter 37-24 of the North Dakota Century Code, relating to educational assistance for veterans.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 44; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hentges	Meyer	Sandness
Austin	Herman	Miedema	Solberg
Boustead	Hickle	Moore	Stoltenow
Boyum	Hilleboe	Murphy	Streibel
Brekke	Jenkins	Opedahl	Strinden
DeKrey	Kingsbury	Peterson, J.	Thorsgard
Dick	Lang	Peterson, R.	Tweten
Dornacker	Larson, G.	Raile	Ulvedal
Ganser	Larson, L.	Rice	Wagner
Gunderson	Lee	Rivinius	Welder
Hausauer, R.	Livingston	Rolfsrud	White
Hensrud	Metzger	Rundle	Mr. Speaker

Those voting in the negative were:

Anderson	Gengler	Jacobson	Miller, B.
Backes	Gerl	Johnson, H.	Miller, E.
Berg	Glaspey	Johnson, K.	Olienyk
Bunker	Grant	Kieffer	Patrick
DeGroot	Gronneberg	Knudson	Raymond
Dotzenrod	Halcrow	Laughlin	Rocheleau
Eagles	Haugland	Linderman	Shablow
Erickson, K.	Hausauer, A.	Lundene	Walsh
Erickson, W.	Henry	McGauvran	Weber
Fleming	Hildebrand	McGeehan	Wilkie
Gackle	Hoffner	Mertens	Winge

Absent and not voting:

Giffey	Henning	Reimers	Stone
Haman	Mushik		

So the bill lost.

MOTIONS

Rep. Bunker moved that House Bill No. 1168 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Bunker moved that House Bill No. 1299 be laid over one legislative day, which motion prevailed.

Rep. Boustead moved that House Bill No. 1499 be returned to the House from the Committee on Agriculture, which motion prevailed.

Rep. Boustead moved that House Bill No. 1499 be re-referred to the Committee on Transportation, which motion prevailed.

Rep. Atkinson moved that the House reconsider the action by which House Bill No. 1541 was lost.

Rep. Dornacker moved that House Bill No. 1541 be laid over one legislative day, which motion was then withdrawn.

The question then was on the motion of Rep. Atkinson to reconsider the action by which House Bill No. 1541 was lost, which motion prevailed on a division vote.

Rep. Dornacker moved that House Bill No. 1541 be laid over one legislative day, which motion prevailed.

Rep. Moore moved that House Concurrent Resolution No. 3016 be returned to the House from the Committee on Education, which motion prevailed.

Rep. Moore then requested permission to withdraw House Concurrent Resolution No. 3016. There being no objections, it was so ordered by the Speaker.

Rep. Bunker moved that Senate Bill No. 2281 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Bunker moved that Senate Bill No. 2281 be re-referred to the Committee on Agriculture, which motion prevailed.

Rep. Fleming moved that we reconsider the action by which House Bill No. 1528 was passed.

Rep. Eagles requested she be excused from voting because of a personal interest.

Rep. Strinden moved that Rep. Eagles be allowed to vote on the question to reconsider the action on House Bill No. 1528, which motion prevailed.

The question then was on the motion of Rep. Fleming to reconsider the action by which House Bill No. 1528 was passed, which motion failed.

RECOGNITIONS

Speaker Bier announced that a former Representative was in the chambers, and requested that the House recognize former Rep. James Connally, and Rep. Connally was thereupon introduced to the House.

Rep. E. Miller announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Clarence Loewen, and Rep. Loewen was thereupon introduced to the House.

POINT OF PERSONAL PRIVILEGE

Rep. K. Johnson requested that his remarks be printed in the Journal.

Rep. K. Johnson: "Mr. Speaker: I wish to clear the air on Senate Bill No. 2177. I was acting in good faith. I checked with the Billings County Auditor on two occasions and was told there were no instruments on file with reversionary conditions regarding the Gold Seal Company. I was mis-informed, and I wish to apologize to Chairman Hilleboe for the additional work I caused the Committee."

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1324 has had the same under consideration and recommends that the same be amended as follows:

On page 2, delete all of lines 23, 24 and 25, and insert in lieu thereof the following:

"9. "Selling agency" shall mean any person engaged in the business of buying or selling in commerce livestock on a commission basis."

On page 6, line 19, after the word "by" insert the words "selling agency at"

On page 7, line 3, after the comma insert the words "selling agencies at"

On page 7, line 13, after the comma insert the words "selling agency at"

On page 7, line 14, delete the word "market" and insert in lieu thereof the word "markets" and delete the word "operator"

On page 7, line 21, after the word "livestock" insert the words "selling agency at a"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Hickle moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1024. A Bill for an Act making an appropriation for the operating and maintenance expenses of the public health department.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 2; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Rice
Atkinson	Gunderson	Lee	Rivinius
Austin	Halcrow	Linderman	Rocheleau
Backes	Haugland	Livingston	Rolfsrud
Berg	Hausauer, A.	Lundene	Sandness
Boustead	Hausauer, R.	McGauvran	Shablow
Boyum	Henry	McGeehan	Solberg
Brekke	Hensrud	Mertens	Stoltenow
Bunker	Hentges	Metzger	Stone
DeGroot	Herman	Meyer	Streibel
DeKrey	Hickle	Miedema	Strinden
Dick	Hildebrand	Miller, B.	Thorsgard
Dornacker	Hoffner	Miller, E.	Ulvedal
Dotzenrod	Jacobson	Moore	Wagner
Eagles	Jenkins	Mushik	Walsh
Erickson, K.	Johnson, H.	Olienyk	Weber
Erickson, W.	Johnson, K.	Opedahl	Welder
Gackle	Kieffer	Patrick	White
Ganser	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant	Larson, L.	Raymond	

Those voting in the negative were:

Murphy Rundle

Absent and not voting:

Fleming	Haman	Hilleboe	Reimers
Gengler	Henning	Larson, G.	Tweten
Gerl			

So the bill passed and the title was agreed to.

House Bill No. 1043. A Bill for an Act to provide for a central microfilm unit in the office of the secretary of state; to provide for the transfer of certain microfilm equipment to the secretary of state; and providing an appropriation.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 80; nays, 9; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Glaspey	Larson, L.	Raymond
Atkinson	Grant	Laughlin	Rice
Austin	Gronneberg	Lee	Rivinius
Backes	Gunderson	Linderman	Rocheleau
Berg	Haman	Livingston	Rolfstrud
Boustead	Hausauer, R.	McGauvran	Sandness
Boyum	Henry	McGeehan	Shablow
Brekke	Hensrud	Mertens	Solberg
Bunker	Hentges	Meyer	Stoltenow
DeGroot	Herman	Miller, B.	Stone
DeKrey	Hickle	Miller, E.	Strinden
Dick	Hildebrand	Moore	Thorsgard
Dotzenrod	Hoffner	Murphy	Tweten
Eagles	Jacobson	Mushik	Ulvedal
Erickson, K.	Johnson, H.	Olienyk	Wagner
Erickson, W.	Johnson, K.	Opedahl	Walsh
Gackle	Kingsbury	Patrick	Weber
Ganser	Knudson	Peterson, J.	White
Gengler	Lang	Peterson, R.	Winge
Giffey	Larson, G.	Raile	Mr. Speaker

Those voting in the negative were:

Haugland	Kieffer	Metzger	Streibel
Hausauer, A.	Lundene	Miedema	Welder
Jenkins			

Absent and not voting:

Dornacker	Halcrow	Hilleboe	Rundle
Fleming	Henning	Reimers	Wilkie
Gerl			

So the bill passed and the title was agreed to.

House Bill No. 1146. A Bill for an Act establishing the legislative audit and fiscal review committee as a division of the committee on Dakota Century Code, relating to the legislative audit and fiscal re-budget of the legislative council, to repeal chapter 54-35.1 of the North view committee, and providing an appropriation.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Grant	Larson, L.	Raymond
Atkinson	Gronneberg	Laughlin	Rice
Austin	Gunderson	Lee	Rivinius
Backes	Halcrow	Linderman	Rocheleau
Berg	Haugland	Livingston	Rolfstrud
Boustead	Hausauer, A.	Lundene	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
Bunker	Hensrud	Mertens	Solberg
DeGroot	Hentges	Metzger	Stoltenow
DeKrey	Herman	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dotzenrod	Hoffner	Miller, B.	Strinden
Eagles	Jacobson	Miller, E.	Thorsgard
Erickson, K.	Jenkins	Murphy	Tweten
Erickson, W.	Johnson, H.	Mushik	Ulvedal
Fleming	Johnson, K.	Olienyk	Wagner
Gackle	Kieffer	Opedahl	Walsh

Ganser	Kingsbury	Patrick	Weber
Gengler	Knudson	Peterson, J.	White
Giffey	Lang	Peterson, R.	Winge
Glaspey	Larson, G.	Raile	Mr. Speaker

Those voting in the negative were:

Hildebrand	Moore	Welder
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Absent and not voting:

Dornacker	Haman	Hilleboe	Wilkie
Gerl	Henning	Reimers	

So the bill passed and the title was agreed to.

House Bill No. 1250. A Bill for an Act to provide for the registration of subdivided lands situate outside of North Dakota for sale or disposition in North Dakota, and providing requirements for such registration; naming the North Dakota real estate commission to administer this Act; providing for certain exemptions; providing for full disclosure of material facts concerning subdivided lands offered for sale or disposal; providing for the payment of registration fees; providing for a bond by the subdivider; providing grounds for revocation of registration; providing for investigation in hearing procedures; providing for judicial review of administrative decisions; providing penalties for violation including civil remedies for damaged parties; providing for service of process; providing for cease and desist orders for certain violations of this Act; providing general powers and duties in the administration of this Act; providing for annual reports by registered subdividers.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Raymond
Atkinson	Halcrow	Lee	Rice
Austin	Haugland	Linderman	Rivinius
Berg	Hausauer, A.	Livingston	Rocheleau
Boustead	Hausauer, R.	Lundene	Rolfsrud
Boyum	Henry	McGauvran	Rundle
Brekke	Hensrud	McGeehan	Sandness
Bunker	Hentges	Mertens	Shablow
DeGroot	Herman	Metzger	Solberg
DeKrey	Hickle	Meyer	Stoltenow
Dotzenrod	Hildebrand	Miedema	Stone
Eagles	Hoffner	Miller, B.	Streibel
Erickson, K.	Jacobson	Miller, E.	Strinden
Erickson, W.	Jenkins	Moore	Thorsgard
Fleming	Johnson, H.	Murphy	Tweten
Gackle	Johnson, K.	Mushik	Ulvedal
Ganser	Kieffer	Olienyk	Wagner
Gengler	Kingsbury	Opedahl	Walsh
Gerl	Knudson	Patrick	Welder
Giffey	Lang	Peterson, J.	White
Grant	Larson, G.	Peterson, R.	Winge
Gronneberg	Larson, L.	Raile	Mr. Speaker

Absent and not voting:

Backes	Glaspey	Hilleboe	Weber
Dick	Haman	Reimers	Wilkie
Dornacker	Henning		

So the bill passed and the title was agreed to.

House Bill No. 1342. A Bill for an Act authorizing the director of institutions to convey certain land owned by the state of North Dakota to the Grafton park district.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 79; nays, 15; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Austin	Gronneberg	Larson, L.	Rice
Berg	Gunderson	Laughlin	Rivinius
Boyum	Halcrow	Lee	Rocheleau
Brekke	Haugland	Linderman	Rolfsrud
Bunker	Hausauer, R.	Livingston	Rundle
DeGroot	Hensrud	Lundene	Shablow
DeKrey	Hentges	McGauvran	Stone
Dick	Herman	McGeehan	Streibel
Dornacker	Hickle	Mertens	Strinden
Dotzenrod	Hildebrand	Meyer	Thorsgard
Eagles	Hilleboe	Miedema	Tweten
Erickson, K.	Hoffner	Miller, B.	Ulvedal
Erickson, W.	Jacobson	Moore	Walsh
Fleming	Jenkins	Mushik	Weber
Gackle	Johnson, H.	Olienyk	Welder
Ganser	Johnson, K.	Opedahl	White
Gengler	Kieffer	Patrick	Winge
Giffey	Kingsbury	Peterson, J.	Mr. Speaker
Glaspey	Knudson	Peterson, R.	

Those voting in the negative were:

Atkinson	Henry	Murphy	Stoltenow
Boustead	Lang	Raile	Wagner
Gerl	Metzger	Sandness	Wilkie
Hausauer, A.	Miller, E.	Solberg	

Absent and not voting:

Backes	Haman	Henning	Reimers
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So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3009. A Concurrent Resolution endorsing the establishment by the President of the Missouri River Basin Commission, authorizing appointment of the state member thereof and fixing his compensation, and pledging state support thereto.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-FOURTH DAY

Bismarck, February 12, 1971

The House convened at 2:00 pm., with Speaker Bier presiding.

Prayer was offered by Rev. Warren K. Johnson, First Lutheran Church, Bismarck.

Roll was called and all members were present except Reps. Haman, Henning and Reimers.

A quorum was declared by the Speaker.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-second day after recess and Thirty-third day and finds the same to be correct.

REP. STONE, Chairman

Rep. Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

POINT OF PERSONAL PRIVILEGE

Rep. Thorsgard requested that his remarks be printed in the Journal.

Rep. Thorsgard: "Mr. Speaker: Because I have been very much impressed by the sincere concern each member of this assembly has evidenced for our youth, the willingness to protect, to educate, and to sacrifice for them, I hope the following remarks will be in order.

"Miss Nancy Tangen thrilled me when, as a 12-year-old girl, coming home from a week at a Church Camp, she, with her song and her attitude, let me know her convictions. Later, visiting in our home, she always had something extra. During the year she was Miss Durum North Dakota. I thought the Durum wheat grew taller.

"I was again encouraged when I was first elected to this Honorable Assembly, as I received a card of Congratulations, informing me she thanked God for that and would remember me in her prayers.

"I was thrilled again this week when Representative Bunker invited this Assembly to the Campus Crusade for Christ breakfast, where we heard her and several other U.N.D. students give their testimony and told us of the work and needs of that organization and of the active role they play on campus life. They have six full time young people employed and a very active group.

"Nancy was first elected as a UND Sorority Queen.

"Following are a few of her statements at the breakfast:

"My year as Miss North Dakota will not only be remembered by what I have taken from it, but what I have become by it.

"This crown has offered many valuable gifts, sparkled with thousands of miles of travel, and glowed with those priceless friendships and remarkable people whom I could not have met under any other circumstances. It has also reflected a bright new world of knowledge to grow, both mentally and spiritually.

"These lasting life changing gifts deserve a thank-you to many wonderful people, but most of all to God for giving me an open mind and an open heart to take the gifts and use them.

"I ascended my throne last June with my biggest responsibility to live up to my Christian testimony and that the Bible was the most important book I owned. And as I descend that throne next June I'll have the same thoughts with the scriptural promise — And we know that all things work together for good to them that love God, to them who are called according to His purpose. (Romans 8:28 KJV).

"So you see, I won't be stepping down, I'll be stepping up to a new life. A new life and a new challenge."

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the amendments to House Bill No. 1023 as recommended by the Committee on Appropriations as printed on page 646 of the House Journal be adopted, which motion prevailed.

Rep. Atkinson moved that the amendments to House Bill No. 1291

as recommended by the Committee on Judiciary as printed on page 655 of the House Journal be adopted, which motion prevailed.

Rep. Atkinson moved that the amendments to House Bill No. 1390 as recommended by the Committee on Judiciary as printed on page 655 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 1455 as recommended by the Committee on Social Welfare as printed on page 654 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 1456 as recommended by the Committee on Social Welfare as printed on page 654 of the House Journal be adopted.

Rep. R. Peterson moved that the House dispense with the reading of the amendments to House Bill No. 1456, which motion prevailed.

The question then was on the motion of Rep. Haugland to adopt the amendments to House Bill No. 1456, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 1538 as recommended by the Committee on Social Welfare as printed on pages 654 and 655 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Solberg moved that House Bill No. 1023 be re-referred to the Committee on Appropriations, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1375 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

Rep. DeKrey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1388 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Gackle moved that the report be adopted.

Rep. Winge made a substitute motion that House Bill No. 1388 be placed on the calendar, which motion failed.

The question then was on the motion of Rep. Gackle to adopt the committee report on House Bill No. 1388, which motion prevailed. House Bill No. 1388 was indefinitely postponed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1470 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1474 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. RUNDLE, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3013. A Concurrent Resolution recognizing the efforts and objectives of those individuals and organizations who are memorializing the history of the U. S. 7th Cavalry during its territorial days' service in North Dakota, and to encourage the activities of those individuals and organizations, and to

encourage various state departments, institutions, and agencies to give assistance.

Which was read.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

RE-REFERRAL OF A RESOLUTION

Speaker Bier announced that House Concurrent Resolution No. 3021 was re-referred to the Legislative Council Resolutions Committee.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3023. A Concurrent Resolution urging the United States Congress and the Administration to make more funds available for Farmers Home Administration loans.

Which was read.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 2017. A Bill for an Act making an appropriation for the purpose of operating and maintaining the state fire and tornado fund.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Raymond
Atkinson	Halcrow	Laughlin	Rice
Austin	Haugland	Lee	Rivinius
Berg	Hausauer, A.	Livingston	Rocheleau
Boustead	Hausauer, R.	Lundene	Rolfstrud
Boyum	Henry	McGauvran	Shablow
Brekke	Hensrud	McGeehan	Solberg
DeGroot	Hentges	Mertens	Stoltenow
DeKrey	Herman	Metzger	Stone
Dick	Hickle	Meyer	Streibel
Dornacker	Hildebrand	Miedema	Strinden
Dotzenrod	Hilleboe	Miller, B.	Thorsgard
Eagles	Hoffner	Miller, E.	Tweten
Erickson, K.	Jacobson	Moore	Ulvedal
Erickson, W.	Jenkins	Murphy	Wagner
Fleming	Johnson, H.	Mushik	Walsh
Gackle	Johnson, K.	Olienyk	Weber
Ganser	Kieffer	Opedahl	White
Gengler	Kingsbury	Patrick	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant	Larson, G.		

Absent and not voting:

Backes	Gunderson	Linderman	Rundle
Bunker	Haman	Peterson, J.	Sandness
Gerl	Henning	Reimers	Welder

So the bill passed and the title was agreed to.

Senate Bill No. 2018. A Bill for an Act making an appropriation for the purpose of operating and maintaining the state bonding fund.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Atkinson	Gunderson	Larson, L.	Rice
Austin	Halcrow	Laughlin	Rivinius
Boustead	Haugland	Lee	Rocheleau
Boyum	Hausauer, A.	Linderman	Rolfsrud
Brekke	Hausauer, R.	Livingston	Sandness
Bunker	Henry	McGauvran	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hoffner	Miller, E.	Thorsgard
Erickson, W.	Jacobson	Moore	Tweten
Fleming	Jenkins	Murphy	Ulvedal
Gackle	Johnson, H.	Mushik	Wagner
Ganser	Johnson, K.	Olienyk	Walsh
Gengler	Kieffer	Opedahl	Weber
Giffey	Kingsbury	Patrick	White
Glaspey	Knudson	Peterson, R.	Wilkie
Grant	Lang	Raile	Winge
Gronneberg	Larson, G.	Raymond	Mr. Speaker

Absent and not voting:

Anderson	Gerl	Lundene	Reimers
Backes	Haman	McGeehan	Rundle
Berg	Henning	Peterson, J.	Welder
Erickson, K.	Hilleboe		

So the bill passed and the title was agreed to.

Senate Bill No. 2028. A Bill for an Act making an appropriation for salaries and other expenses to the unsatisfied judgment fund for administering the provisions of Chapter 39-17 of the North Dakota Century Code.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rivinius
Atkinson	Halcrow	Lee	Rocheleau
Austin	Haugland	Linderman	Rolfsrud
Boustead	Hausauer, A.	Livingston	Sandness
Boyum	Hausauer, R.	Lundene	Shablow
Brekke	Henry	McGauvran	Solberg
Bunker	Hensrud	Mertens	Stoltenow
DeGroot	Hentges	Metzger	Stone
DeKrey	Herman	Meyer	Streibel
Dick	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hoffner	Miller, E.	Tweten
Erickson, W.	Jacobson	Moore	Ulvedal
Fleming	Jenkins	Murphy	Wagner
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kingsbury	Patrick	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker
Gronneberg	Larson, L.	Rice	

Absent and not voting:

Backes	Gerl	Kieffer	Reimers
Berg	Haman	McGeehan	Rundle
Dornacker	Henning	Mushik	Welder
Erickson, K.	Hilleboe	Peterson, J.	

So the bill passed and the title was agreed to.

Senate Bill No. 2035. A Bill for an Act making an appropriation for the purposes of defraying the expenses of the maintenance and operation of the North Dakota national guard and the adjutant general.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Grant	Larson, L.	Raymond
Atkinson	Gronneberg	Laughlin	Rice
Austin	Gunderson	Lee	Rivinius
Boustead	Halcrow	Linderman	Rocheleau
Boyum	Haugland	Livingston	Rolfsrud
Brekke	Hausauer, A.	Lundene	Sandness
Bunker	Hausauer, R.	McGauvran	Shablow
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hensrud	Mertens	Stoltenow
Dick	Hentges	Metzger	Stone
Dornacker	Herman	Meyer	Streibel
Dotzenrod	Hickle	Miedema	Strinden
Eagles	Hildebrand	Miller, B.	Thorsgard
Erickson, K.	Hoffner	Miller, E.	Tweten
Erickson, W.	Jacobson	Moore	Ulvedal
Fleming	Jenkins	Murphy	Wagner
Gackle	Johnson, H.	Mushik	Walsh
Ganser	Johnson, K.	Olienyk	Weber
Gengler	Kingsbury	Opedahl	White
Gerl	Knudson	Patrick	Wilkie
Giffey	Lang	Peterson, R.	Winge
Glaspay	Larson, G.	Raile	Mr. Speaker

Absent and not voting:

Backes	Henning	Peterson, J.	Rundle
Berg	Hilleboe	Reimers	Welder
Haman	Kieffer		

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4011. A Concurrent Resolution urging Congress and the United States Forest Service to relinquish control of the lands surrounding the burning coal vein area in western North Dakota and directing the North Dakota Park Service to seek control of this area.

Which was read.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1335. A Bill for an Act relating to the charging of expenses for the care and maintenance of members of the soldier's home.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 16; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gunderson	Lundene	Rivinius
Atkinson	Halcrow	McGeehan	Rocheleau
Austin	Hausauer, A.	Mertens	Rolfsrud
Backes	Hausauer, R.	Metzger	Sandness
Boustead	Henry	Meyer	Solberg
Boyum	Hensrud	Miedema	Stoltenow
Brekke	Hentges	Miller, B.	Stone
Bunker	Herman	Miller, E.	Streibel
DeGroot	Hoffner	Moore	Strinden
DeKrey	Jacobson	Murphy	Thorsgard
Dick	Jenkins	Mushik	Tweten
Dornacker	Johnson, H.	Olienyk	Ulvedal
Dotzenrod	Kingsbury	Opedahl	Wagner
Eagles	Lang	Patrick	Walsh
Gackle	Larson, G.	Peterson, J.	Weber
Gerl	Larson, L.	Peterson, R.	Welder
Giffey	Laughlin	Raile	White
Glaspey	Lee	Raymond	Wilkie
Gronneberg	Linderman	Rice	Mr. Speaker

Those voting in the negative were:

Erickson, K.	Gengler	Hildebrand	Livingston
Erickson, W.	Grant	Johnson, K.	McGauvran
Fleming	Haugland	Kieffer	Shablow
Ganser	Hickle	Knudson	Winge

Absent and not voting:

Berg	Henning	Reimers	Rundle
Haman	Hilleboe		

So the bill passed and the title was agreed to.

House Bill No. 1394. A Bill for an Act to amend and reenact section 12-21-19 of the North Dakota Century Code, relating to public dancing on Sunday, and providing a penalty.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 68; nays, 24; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Grant	Linderman	Rice
Backes	Gronneberg	Livingston	Rivinius
Boustead	Halcrow	Lundene	Rocheleau
Brekke	Hausauer, R.	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Stone
Dick	Hentges	Metzger	Streibel
Dornacker	Herman	Meyer	Strinden
Dotzenrod	Hickle	Moore	Ulvedal
Eagles	Hildebrand	Murphy	Wagner
Erickson, K.	Hilleboe	Mushik	Walsh
Erickson, W.	Hoffner	Olienyk	Weber
Fleming	Jacobson	Opedahl	Welder
Gengler	Johnson, H.	Patrick	White
Gerl	Kieffer	Peterson, R.	Wilkie
Giffey	Larson, L.	Raile	Winge
Glaspey	Lee	Raymond	Mr. Speaker

Those voting in the negative were:

Anderson	Gunderson	Lang	Peterson, J.
Austin	Haugland	Larson, G.	Rolfsrud
Boyum	Hausauer, A.	Laughlin	Solberg
DeKrey	Johnson, K.	Miedema	Stoltenow
Gackle	Kingsbury	Miller, B.	Thorsgard
Ganser	Knudson	Miller, E.	Tweten

Absent and not voting:

Berg	Henning	Reimers	Rundle
Haman	Jenkins		

So the bill passed and the title was agreed to.

House Bill No. 1409. A Bill for an Act to amend and reenact section 40-47-04 of the North Dakota Century Code, relating to notice of public hearings in zoning matters.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Raymond
Atkinson	Gunderson	Lee	Rice
Austin	Halcrow	Linderman	Rivinius
Backes	Haugland	Livingston	Rocheleau
Boustead	Hausauer, A.	Lundene	Rolfsrud
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
Bunker	Hensrud	Mertens	Solberg
DeGroot	Hentges	Metzger	Stoltenow
DeKrey	Herman	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dornacker	Hildebrand	Miller, B.	Thorsgard
Dotzenrod	Hilleboe	Miller, E.	Tweten
Eagles	Hoffner	Moore	Ulvedal
Erickson, K.	Jacobson	Murphy	Wagner
Erickson, W.	Johnson, H.	Mushik	Wash
Fleming	Johnson, K.	Olienyk	Weber
Gackle	Kieffer	Opedahl	Welder
Ganser	Kingsbury	Patrick	White
Gengler	Knudson	Peterson, J.	Wilkie
Gerl	Lang	Peterson, R.	Winge
Glaspey	Larson, G.	Raile	Mr. Speaker
Grant	Larson, L.		

Absent and not voting:

Berg	Haman	Jenkins	Rundle
Giffey	Henning	Reimers	Strinden

So the bill passed and the title was agreed to.

House Bill No. 1418. A Bill for an Act to amend and reenact section 57-23-04 of the North Dakota Century Code, relating to the abatement or refund of property taxes; section 57-23-06 of the North Dakota Century Code, relating to the hearing on abatement applications; section 57-23-07 of the North Dakota Century Code, relating to the compromise of a property tax, and section 57-23-08 of the North Dakota Century Code, relating to the effective date of abatement actions.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 4; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Grant	Lee	Rice
Austin	Gronneberg	Linderman	Rivinius
Backes	Halcrow	Livingston	Rocheleau
Boustead	Haugland	Lundene	Rolfsrud
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
Bunker	Hensrud	Mertens	Solberg

DeGroot	Herman	Metzger	Stoltenow
DeKrey	Hickle	Meyer	Stone
Dick	Hildebrand	Miedema	Streibel
Dornacker	Hilleboe	Miller, B.	Thorsgard
Dotzenrod	Hoffner	Miller, E.	Tweten
Eagles	Jacobson	Moore	Ulvedal
Erickson, K.	Jenkins	Murphy	Wagner
Erickson, W.	Johnson, H.	Mushik	Walsh
Fleming	Johnson, K.	Olienyk	Weber
Gackle	Kieffer	Opedahl	Welder
Ganser	Kingsbury	Patrick	White
Gengler	Knudson	Peterson, J.	Wilkie
Gerl	Larson, G.	Peterson, R.	Winge
Giffey	Larson, L.	Raile	Mr. Speaker
Glaspey	Laughlin	Raymond	

Those voting in the negative were:

Atkinson	Hausauer, A.	Hentges	Lang
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Absent and not voting:

Berg	Haman	Reimers	Strinden
Gunderson	Henning	Rundle	

So the bill passed and the title was agreed to.

House Bill No. 1422. A Bill for an Act to amend and reenact section 35-27-02 of the North Dakota Century Code, relating to mechanics' liens.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Raymond
Atkinson	Grant	Laughlin	Rice
Austin	Gunderson	Lee	Rivinius
Backes	Halcrow	Linderman	Rochelleau
Boustead	Haugland	Livingston	Rolfsrud
Boyum	Hausauer, A.	Lundene	Sandness
Bunker	Hausauer, R.	McGauvran	Shablow
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hentges	Mertens	Stoltenow
Dick	Herman	Metzger	Stone
Dornacker	Hickle	Meyer	Streibel
Dotzenrod	Hildebrand	Miedema	Thorsgard
Eagles	Hoffner	Miller, B.	Tweten
Erickson, K.	Jacobson	Moore	Ulvedal
Erickson, W.	Jenkins	Murphy	Wagner
Fleming	Johnson, H.	Mushik	Walsh
Gackle	Johnson, K.	Olienyk	Weber
Ganser	Kieffer	Opedahl	Welder
Gengler	Kingsbury	Patrick	White
Gerl	Knudson	Peterson, J.	Wilkie
Giffey	Lang	Peterson, R.	Winge
Glaspey	Larson, G.	Raile	Mr. Speaker

Absent and not voting:

Berg	Henning	Miller, E.	Rundle
Brekke	Hensrud	Reimers	Strinden
Haman	Hilleboe		

So the bill passed and the title was agreed to.

House Bill No. 1436. A Bill for an Act to create and enact section 23-01-17 of the North Dakota Century Code, relating to authority for the state health council to make rules and regulations concerning noise that is hazardous to health and safety.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 50; nays, 42; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Glaspey	Laughlin	Raymond
Backes	Grant	Linderman	Rocheleau
Brekke	Gronneberg	Livingston	Sandness
DeGroot	Gunderson	Lundene	Solberg
Dick	Haugland	McGeehan	Stone
Dotzenrod	Henry	Mertens	Streibel
Eagles	Hildebrand	Miller, B.	Ulvedal
Erickson, K.	Hilleboe	Miller, E.	Walsh
Erickson, W.	Hoffner	Mushik	Weber
Fleming	Johnson, H.	Opedahl	Wilkie
Gengler	Kieffer	Patrick	Winge
Gerl	Knudson	Peterson, R.	Mr. Speaker
Giffey	Larson, G.		

Those voting in the negative were:

Austin	Hausauer, R.	Lee	Rice
Berg	Hensrud	McGauvran	Rivinius
Boustead	Hentges	Metzger	Rolfstrud
Boyum	Herman	Meyer	Shablow
Bunker	Hickle	Miedema	Stoltenow
DeKrey	Jacobson	Moore	Thorsgard
Dornacker	Jenkins	Murphy	Tweten
Gackle	Johnson, K.	Olienyk	Wagner
Ganser	Kingsbury	Peterson, J.	Welder
Halcrow	Lang	Raile	White
Hausauer, A.	Larson, L.		

Absent and not voting:

Atkinson	Henning	Rundle	Strinden
Haman	Reimers		

So the bill passed and the title was agreed to.

Rep. Walsh moved that the vote by which House Bill No. 1436 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion failed on a division vote.

House Bill No. 1441. A Bill for an Act to amend and reenact subsection 7 of section 39-04-01 of the North Dakota Century Code, relating to the definition of commercial freighting.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Glaspey	Knudson	Peterson, R.
Austin	Grant	Lang	Raile
Backes	Gronneberg	Larson, G.	Raymond
Berg	Gunderson	Larson, L.	Rice
Boustead	Halcrow	Laughlin	Rivinius
Boyum	Haugland	Lee	Rocheleau
Brekke	Hausauer, A.	Livingston	Rocheleau
Bunker	Hausauer, R.	Lundene	Rolfstrud
DeGroot	Henry	McGauvran	Shablow
DeKrey	Hensrud	McGeehan	Solberg
Dick	Hentges	Mertens	Stoltenow
Dornacker	Herman	Metzger	Stone
Dotzenrod	Hickle	Miedema	Streibel
Eagles	Hildebrand	Miller, B.	Ulvedal
Erickson, K.	Hilleboe	Miller, E.	Wagner

Erickson, W.	Hoffner	Moore	Walsh
Fleming	Jacobson	Murphy	Weber
Gackle	Jenkins	Mushik	Welder
Ganser	Johnson, H.	Olienyk	White
Gengler	Johnson, K.	Opedahl	Wilkie
Gerl	Kieffer	Patrick	Winge
Giffey	Kingsbury	Peterson, J.	Mr. Speaker

Absent and not voting:

Atkinson	Linderman	Rundle	Strinden
Haman	Meyer	Sandness	Thorsgard
Henning	Reimers		

So the bill passed and the title was agreed to.

House Bill No. 1442. A Bill for an Act to repeal section 39-04-03 of the North Dakota Century Code, relating to furnishing of tire size on application for registration of trucks.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Glaspey	Knudson	Peterson, J.
Austin	Grant	Lang	Peterson, R.
Backes	Gronneberg	Larson, G.	Raile
Berg	Gunderson	Larson, L.	Raymond
Boustead	Halcrow	Laughlin	Rice
Boyum	Haugland	Lee	Rivinius
Brekke	Hausauer, A.	Livingston	Rocheleau
Bunker	Hausauer, R.	Lundene	Rolfsrud
DeGroot	Henry	McGauvran	Shablow
DeKrey	Hensrud	McGeehan	Solberg
Dick	Hentges	Mertens	Stoltenow
Dornacker	Herman	Metzger	Stone
Dotzenrod	Hickle	Meyer	Streibel
Eagles	Hildebrand	Miedema	Tweten
Erickson, K.	Hilleboe	Miller, B.	Ulvedal
Erickson, W.	Hoffner	Miller, E.	Wagner
Fleming	Jacobson	Moore	Walsh
Gackle	Jenkins	Murphy	Weber
Ganser	Johnson, H.	Mushik	Welder
Gengler	Johnson, K.	Olienyk	Wilkie
Gerl	Kieffer	Opedahl	Winge
Giffey	Kingsbury	Patrick	Mr. Speaker

Absent and not voting:

Atkinson	Linderman	Sandness	Thorsgard
Haman	Reimers	Strinden	White
Henning	Rundle		

So the bill passed and the title was agreed to.

House Bill No. 1473. A Bill for an Act to amend and reenact sections 40-01-09 and 40-01-11 of the North Dakota Century Code, relating to publication of legal notices in municipalities without a newspaper.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 3; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Giffey	Knudson	Peterson, J.
Atkinson	Glaspey	Lang	Peterson, R.
Austin	Grant	Larson, G.	Raile
Backes	Gronneberg	Larson, L.	Raymond

Berg	Gunderson	Laughlin	Rice
Boustead	Halcrow	Lee	Rivinius
Boyum	Haugland	Livingston	Rocheleau
Brekke	Hausauer, R.	Lundene	Shablow
Bunker	Henry	McGauvran	Solberg
DeGroot	Hensrud	McGeehan	Stoltenow
DeKrey	Hentges	Mertens	Stone
Dick	Herman	Metzger	Streibel
Dornacker	Hickle	Meyer	Thorsgard
Dotzenrod	Hildebrand	Miedema	Tweten
Eagles	Hilleboe	Miller, B.	Ulvedal
Erickson, K.	Hoffner	Miller, E.	Wagner
Erickson, W.	Jacobson	Moore	Walsh
Fleming	Jenkins	Murphy	Weber
Gackle	Johnson, H.	Mushik	Wilkie
Ganser	Johnson, K.	Olienyk	Winge
Gengler	Kieffer	Opedahl	Mr. Speaker
Gerl	Kingsbury	Patrick	

Those voting in the negative were:

Hausauer, A.	Rolfstrud	Welder
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Absent and not voting:

Haman	Linderman	Rundle	Strinden
Henning	Reimers	Sandness	White

So the bill passed and the title was agreed to.

House Bill No. 1487. A Bill for an Act to create and enact subsection 3 of section 18-11-15 of the North Dakota Century Code, and to amend and reenact subsection 2 of section 18-11-15 and sections 18-11-18 and 18-11-23 of the North Dakota Century Code, relating to the alternate firemen's relief association plan.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Glaspey	Lang	Raile
Atkinson	Grant	Larson, G.	Raymond
Austin	Gronneberg	Larson, L.	Rice
Backes	Gunderson	Laughlin	Rivinius
Berg	Halcrow	Lee	Rocheleau
Boyum	Haugland	Livingston	Rolfstrud
Brekke	Hausauer, A.	McGauvran	Sandness
Bunker	Hausauer, R.	McGeehan	Shablow
DeGroot	Henry	Mertens	Solberg
DeKrey	Hensrud	Metzger	Stoltenow
Dick	Hentges	Meyer	Stone
Dornacker	Herman	Miedema	Streibel
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hilleboe	Moore	Ulvedal
Erickson, W.	Hoffner	Murphy	Wagner
Fleming	Jacobson	Mushik	Walsh
Gackle	Jenkins	Olienyk	Weber
Ganser	Johnson, H.	Opedahl	Welder
Gengler	Johnson, K.	Patrick	Wilkie
Gerl	Kieffer	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker

Absent and not voting:

Boustead	Kingsbury	Reimers	Strinden
Haman	Linderman	Rundle	White
Henning	Lundene		

So the bill passed and the title was agreed to.

House Bill No. 1503. A Bill for an Act setting forth minimum wage standards for employees of the state of North Dakota.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays 7; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Giffey	Kieffer	Peterson, J.
Atkinson	Glaspay	Knudson	Peterson, R.
Austin	Grant	Lang	Raymond
Backes	Gronneberg	Larson, G.	Rivinius
Berg	Gunderson	Larson, L.	Rocheleau
Boustead	Halcrow	Laughlin	Rolfstrud
Boyum	Haugland	Lee	Sandness
Brekke	Hausauer, A.	Livingston	Shablow
Bunker	Hausauer, R.	McGauvran	Solberg
DeGroot	Henry	McGeehan	Stoltenow
DeKrey	Hensrud	Mertens	Stone
Dick	Hentges	Metzger	Streibel
Dotzenrod	Herman	Miedema	Thorsgard
Eagles	Hickle	Miller, B.	Twetén
Erickson, K.	Hildebrand	Miller, E.	Ulvedal
Erickson, W.	Hilleboe	Murphy	Walsh
Fleming	Hoffner	Mushik	Weber
Gackle	Jacobson	Olienyk	Wilkie
Ganser	Jenkins	Opedahl	Winge
Gengler	Johnson, H.	Patrick	Mr. Speaker
Gerl			

Those voting in the negative were:

Johnson, K.	Moore	Rice	Welder
Meyer	Raile	Wagner	

Absent and not voting:

Dornacker	Kingsbury	Reimers	Strinden
Haman	Linderman	Rundle	White
Henning	Lundene		

So the bill passed and the title was agreed to.

House Bill No. 1510. A Bill for an Act to amend and reenact section 12-44-42 of the North Dakota Century Code, relating to county jails and workhouses.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haugland	Livingston	Rolfstrud
Boustead	Hausauer, A.	McGauvran	Sandness
Boyum	Hausauer, R.	McGeehan	Shablow
Brekke	Henry	Mertens	Solberg
Bunker	Hensrud	Metzger	Stoltenow
DeGroot	Hentges	Meyer	Stone
DeKrey	Herman	Miedema	Streibel
Dick	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Twetén
Erickson, K.	Hilleboe	Moore	Ulvedal
Erickson, W.	Hoffner	Murphy	Wagner

Fleming	Jacobson	Mushik	Walsh
Gackle	Jenkins	Olienyk	Welder
Ganser	Johnson, H.	Opedahl	White
Gengler	Johnson, K.	Patrick	Wilkie
Gerl	Kieffer	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker
Glaspey	Lang	Raile	

Absent and not voting:

Dornacker	Henning	Lundene	Strinden
Dotzenrod	Kingsbury	Reimers	Weber
Haman	Linderman	Rundle	

So the bill passed and the title was agreed to.

House Bill No. 1529. A Bill for an Act to allow for sentencing of public offenders to the director of institutions.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haugland	Livingston	Rolfsrud
Boustead	Hausauer, A.	Lundene	Sandness
Boyum	Hausauer, R.	McGauvran	Shablow
Brekke	Henry	McGeehan	Solberg
Bunker	Hensrud	Mertens	Stoltenow
DeGroot	Hentges	Metzger	Stone
DeKrey	Herman	Meyer	Streibel
Dick	Hickle	Miedema	Thorsgard
Dotzenrod	Hildebrand	Miller, B.	Tweten
Eagles	Hilleboe	Miller, E.	Ulvedal
Erickson, K.	Hoffner	Moore	Wagner
Erickson, W.	Jacobson	Murphy	Walsh
Fleming	Jenkins	Mushik	Weber
Gackle	Johnson, H.	Olienyk	Welder
Ganser	Johnson, K.	Opedahl	White
Gengler	Kieffer	Patrick	Wilkie
Gerl	Kingsbury	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker
Glaspey	Lang	Raile	

Absent and not voting:

Dornacker	Henning	Reimers	Strinden
Haman	Linderman	Rundle	

So the bill passed and the title was agreed to.

House Bill No. 1532. A Bill for an Act to create and enact a new subsection to section 40-22-01 of the North Dakota Century Code, relating to the powers of municipalities; to create and enact a new subsection to section 40-35-02 of the North Dakota Century Code, relating to revenue bonds for the construction of television relay towers; and to amend and reenact sections 40-22-08 and 40-22-09 of the North Dakota Century Code, relating to special assessment improvement districts.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 75; nays, 15; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Glaspey	Larson, G.	Raile
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Atkinson	Grant	Larson, L.	Raymond
Austin	Gronneberg	Laughlin	Rice
Backes	Gunderson	Lee	Rocheleau
Boustead	Halcrow	Livingston	Rolfstrud
Boyum	Haugland	Lundene	Shablow
Brekke	Hausauer, R.	McGauvran	Solberg
Bunker	Henry	McGeehan	Stone
DeGroot	Hensrud	Mertens	Streibel
DeKrey	Hentges	Metzger	Thorsgard
Dick	Herman	Meyer	Tweten
Dotzenrod	Hickle	Miedema	Ulvedal
Eagles	Hildebrand	Miller, B.	Wagner
Erickson, K.	Hoffner	Miller, E.	Walsh
Fleming	Jacobson	Moore	Weber
Ganser	Jenkins	Mushik	White
Gengler	Johnson, H.	Opedahl	Winge
Gerl	Kieffer	Patrick	Mr. Speaker
Giffey	Lang	Peterson, R.	

Those voting in the negative were:

Berg	Johnson, K.	Olienyk	Stoltenow
Erickson, W.	Kingsbury	Peterson, J.	Welder
Gackle	Knudson	Rivinius	Wilkie
Hausauer, A.	Murphy	Sandness	

Absent and not voting:

Dornacker	Henning	Linderman	Rundle
Haman	Hilleboe	Reimers	Strinden

So the bill passed and the title was agreed to.

House Bill No. 1553. A Bill for an Act to amend and reenact subsection 1. of section 39-04-18 of the 1969 Supplement to the North Dakota Century Code, relating to registration requirements of motor vehicles.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raile
Atkinson	Gunderson	Larson, L.	Raymond
Austin	Halcrow	Laughlin	Rice
Backes	Haugland	Lee	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfstrud
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henry	McGauvran	Shablow
Bunker	Hensrud	McGeehan	Solberg
DeGroot	Hentges	Mertens	Stoltenow
DeKrey	Herman	Metzger	Stone
Dick	Hickle	Meyer	Streibel
Dornacker	Hildebrand	Miedema	Thorsgard
Dotzenrod	Hilleboe	Miller, B.	Tweten
Eagles	Hoffner	Miller, E.	Ulvedal
Erickson, W.	Jacobson	Moore	Wagner
Fleming	Jenkins	Murphy	Walsh
Gackle	Johnson, H.	Mushik	Weber
Ganser	Johnson, K.	Olienyk	Welder
Gengler	Kieffer	Opedahl	White
Gerl	Kingsbury	Patrick	Wilkie
Giffey	Knudson	Peterson, J.	Winge
Glaspey	Lang	Peterson, R.	Mr. Speaker
Grant			

Those voting in the negative were:

Berg	Rivinius
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Absent and not voting:

Erickson, K.	Henning	Reimers	Strinden
Haman	Linderman	Rundle	

So the bill passed and the title was agreed to.

STATE OF NORTH DAKOTA
Executive Office
Bismarck

February 12, 1971

The Honorable Howard F. Bier
Speaker of the House
North Dakota House of Representatives
State Capitol
Bismarck, North Dakota

Dear Mr. Speaker:

This is to inform you that on February 3, I signed House Bill No. 1144.

Sincerely yours,
William L. Guy
Governor

MESSAGES TO THE SENATE

Bismarck, February 12, 1971

House Chamber

Mr. President: The House respectfully requests the return of House Bill No. 1330, which was inadvertently messaged to the Senate on February 4, 1971.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 12, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2214

Senate Bill No. 2340

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 12, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2050

Senate Bill No. 2051

Senate Bill No. 2052

Senate Bill No. 2053

Senate Bill No. 2161

Senate Bill No. 2209

Senate Bill No. 2226

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 12, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1217

House Bill No. 1246

House Bill No. 1321

House Bill No. 1328

House Bill No. 1346

House Bill No. 1378

House Bill No. 1449

House Bill No. 1537

House Bill No. 1559

House Bill No. 1560

House Concurrent Resolution No. 3017

House Concurrent Resolution No. 3018

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, February 12, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1029

House Bill No. 1081

House Bill No. 1347

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 12, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2024

Senate Bill No. 2305

Senate Bill No. 2311

Senate Bill No. 2316

Senate Bill No. 2322

Senate Bill No. 2331

Senate Bill No. 2351

Senate Bill No. 2412

Senate Bill No. 2419

Senate Bill No. 2420

Senate Bill No. 2456

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 12, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1330

Which the House requested.

LEO LEIDHOLM, Secretary

MOTION

Rep. Boustead moved that the House not concur in the Senate amendments to House Bill No. 1122, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

Speaker Bier announced the appointment of the following to a Conference Committee on House Bill No. 1122:

Rep. Berg

Rep. Rice

Rep. Giffey

MESSAGE TO SENATE

House Chamber

Bismarck, February 12, 1971

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 1122 and the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Representatives:

Berg

Rice

Giffey

Very respectfully,
ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House be on the Fifth Order, at the conclusion of the Fifth Order the House be on the Ninth Order, and at the conclusion of the Ninth Order the House be on the Thirteenth Order, and at the conclusion of the Thirteenth Order the House stand recessed subject to the call of the chair, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1531 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 14, put triple parentheses before and after the word "or" and insert the following language after the word "partnership" "**, agent or broker**"

On line 15, delete the words "**shipment or**"

On page 2, line 14, after the word "mortgage" delete the comma and the remainder of the line

On line 15, delete the following: "**need not be made**"

On line 35, after the word "**extent**" delete the word "**may**" and insert in lieu thereof the word "**shall**"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1271 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1275 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, delete the word "section" and insert in lieu thereof the words "sections 39-12-02 and"

On page 1, line 3, delete the words "and excluding back hoe operators from"

On page 1, line 4, delete the word "limitations"

On page 1, line 9, delete the numbers "39-12-06" and insert in lieu thereof the numbers "39-12-02"

On page 1, after line 11, insert the following:

"39-12-02. SPECIAL PERMITS FOR VEHICLES OF EXCESSIVE SIZE AND WEIGHT ISSUED — CONTENTS — FEES.) The commissioner and local authorities in their respective jurisdictions, upon application and payment of the appropriate charges and for good cause shown, may issue a special written permit authorizing the applicant to operate or move a vehicle of a size or weight exceeding the maximum specified by this chapter, ((or with a load extending more than three feet beyond the front thereof,)) upon a highway under the jurisdiction of the body granting the permit. Every such permit may designate the route to be traversed, and may contain any other restrictions or conditions deemed necessary by the body granting such permit. Every such permit shall be carried in the vehicle to which it refers and shall be opened to inspection by any peace officer. It shall be a violation of the provisions of this chapter for any person to violate any of the terms or conditions of such special permit. All permits for the movement of excessive size and weight on state highways shall be single trips only.

An appropriate charge shall be made for each permit and all funds collected hereunder by the state highway commissioner shall be deposited in the state highway fund and are hereby appropriated for use in the construction and maintenance of highways and operating expenses of the highway department. Official or publicly owned vehicles shall not be required to pay charges for permits.

SECTION 2. AMENDMENT.) Section 39-12-06 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:"

On page 1, line 13, place triple parentheses before the word "FRONT" and after the word "OR"

On page 1, line 14, insert triple parentheses before the word "extending"

On page 1, line 16, insert triple parentheses after the word "extending"

On page 1, line 19, insert triple parentheses before the word "This"

On page 1, line 20, delete the words "**or back hoe operator**"

On page 1, line 21, delete the underlined comma after the word "power"

On page 1, line 22, delete the underlined comma after the first word "companies"

On page 2, line 3, delete the underlined comma after the word "interest"

On page 2, line 4, insert triple parentheses after the period

And renumber the pages, lines and sections accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. DeGroot moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1337 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 8, place triple parentheses before and after the word "or" and insert the following language after the word "partnership" "**agent or broker**"

In line 9, delete the following language: "**shipment or**"

And renumber the lines accordingly.

And be re-referred to the Committee on Appropriations.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1382 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1408 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. HAUGLAND, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1438 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1478 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1506 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 16 delete the word "may" and insert in lieu thereof the words "will likely"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep Moore moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1508 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3 after the word "licenses" and before the period insert a semi-colon and the following language: "; and to provide for an effective date"

On page 1, line 12 delete the word "five" and insert in lieu thereof the word "four"

On page 1, line 16 delete the words "seven dollars and fifty cents" and insert in lieu thereof the words "six dollars"

On page 1, line 20 delete the word "six" and insert in lieu thereof the word "five"

On page 1, after line 20 insert the following: "SECTION 2. EFFECTIVE DATE.) This Act shall become effective on January 1, 1972."

And renumber the pages, lines and sections accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1544 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1556 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Grant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution No. 3024 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep Rice moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution No. 3027 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Gengler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Resolution No. 8 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Dotzenrod moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2291 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2293 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Gerl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2184 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 4 after the word "members" and before the period insert the following: ", and declaring an emergency"

On page 1, after line 23 insert the following new section: "SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the pages, lines, and sections accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2140 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Wilkie and W. Erickson introduced:

House Concurrent Resolution No. 3035. A Concurrent Resolution urging beer and soft drink manufacturers, bottlers, and distributors to use returnable containers and to commend the "Keep North Dakota Clean" organization for its work.

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

Reps. Henry and Henning introduced:

House Concurrent Resolution No. 3036. A Concurrent Resolution directing the Legislative Council, with the cooperation of pertinent

state agencies and departments, to study North Dakota laws regarding the sale or exchange of state-owned lands under the authority of either the State or its various departments and agencies.

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

Reps. Hoffner and Raymond introduced:

House Concurrent Resolution No. 3037. A Concurrent Resolution urging the United States Congress to take action to adopt a national health insurance plan, as part of an overall system of national health care delivery.

Was read the first time and referred to the committee on Social Welfare.

Reps. Gengler, Olienyk, Knudson and Austin introduced:

House Concurrent Resolution No. 3038. A Concurrent Resolution to commend the Assumption Abbey for its many years of educational service to North Dakota.

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

Rep. Hilleboe introduced:

House Concurrent Resolution No. 3039. A Concurrent Resolution directing the Legislative Council to study and review the statutes in the crimes and punishment portion of the North Dakota Century Code relating to offenses against the person and the community.

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

Reps. Opedahl and Hilleboe introduced:

House Concurrent Resolution No. 3040. A Concurrent Resolution directing the Legislative Council to study the membership, duties, responsibilities, and appointments of all statutory boards and commissions, excepting those occupational and professional licensing boards and commissions.

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

Reps. Giffey, Hilleboe and Opedahl introduced:

House Concurrent Resolution No. 3041. A Concurrent Resolution requesting the Legislative Council to conduct a study regarding annual and biennial reports required of state departments, agencies, and institutions.

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

Reps. W. Erickson, Grant and Kingsbury introduced:

House Concurrent Resolution No. 3042. A Concurrent Resolution urging Congress and the Nixon Administration to support the Rural Electrification Administration two percent loan program.

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

Rep. McGeehan introduced:

House Concurrent Resolution No. 3043. A Concurrent Resolution urging Congress and the Interstate Commerce Commission to support measures to improve freight and passenger transportation services to North Dakota's small towns.

Was read the first time and referred to the committee on Transportation.

Reps. Livingston and Walsh introduced:

House Concurrent Resolution No. 3044. A Concurrent Resolution expressing support to the United States Department of the Interior for its research efforts in weather modification in the Upper Midwest area.

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

Committee on Appropriations introduced:

House Concurrent Resolution No. 3045. A Concurrent Resolution for the amendment of section 216 of the Constitution of the state of North Dakota, and subsection 1 of article 54 of the amendments to the Constitution of the state of North Dakota, relating to the removal of the constitutional status of the Ellendale Branch of the University of North Dakota.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 2003. A Bill for an Act to appropriate money for the expenses of the regulatory departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriations shall be available, and repealing all Acts or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided herein.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2010. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items and special projects for the Grafton state school at Grafton, North Dakota.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2045. A Bill for an Act to create and enact section 57-02-05.1 of the North Dakota Century Code, relating to the definition of personal property; to amend and reenact section 57-02-04 of the North Dakota Century Code, relating to the definition of real property; to amend and reenact subsection 25 of section 57-02-03 of the North Dakota Century Code, relating to the exemption of personal property from taxation; and to repeal section 57-02-05 of the North Dakota Century Code, relating to the definition of personal property, and declaring an emergency.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2183. A Bill for an Act establishing an advisory council on agriculture and agri-business, defining its powers and duties, and providing an appropriation.

Which was read the first time and referred to the committee on Agriculture.

Senate Bill No. 2234. A Bill for an Act to amend and reenact section 4-30-47 of the 1969 Supplement to the North Dakota Century Code, relating to official butterfat tests, other tests and the fees therefor.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2303. A Bill for an Act to create and enact section 12-60-13.1 of the North Dakota Century Code, relating to the furnishing of crime statistics by certain city and county officials to the superintendent of the state bureau of criminal identification and apprehension.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2343. A Bill for an Act making an appropriation to the North Dakota state water commission for the purposes of conducting a feasibility study of diverting Missouri River waters into western North Dakota.

Which was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 2344. A Bill for an Act to provide for the filing of a photographic or photostatic copy of an instrument required to be recorded by a county official.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2363. A Bill for an Act to amend and reenact section 30-14-10 of the North Dakota Century Code, relating to the report and account of guardians regarding the estate of a ward and the times at which such reports must be rendered.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2367. A Bill for an Act to provide an appropriation for the replacement of personal property taxes and the distribution of such moneys.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2405. A Bill for an Act to amend and reenact subsection 1 of section 57-37-29 of the North Dakota Century Code, relating to depositories and retention, transfer and release of decedent's assets for estate tax purposes.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2446. A Bill for an Act to amend and reenact section 32-19.1-01 the North Dakota Century Code, relating to acreage for use of short term redemption mortgage.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Concurrent Resolution No. 4007. A Concurrent Resolution directing the State Auditor's office to establish a performance post-audit program, and declaring legislative intent regarding the expenditure of funds appropriated to the State Auditor's office for the biennium ending June 30, 1973.

Which was read the first time and referred to the committee on State and Federal Government.

House stood recessed pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

THIRTY-FOURTH DAY AFTER RECESS,
THIRTY-FIFTH DAY, AND THIRTY-SIXTH DAY

Bismarck, February 15, 1971

The House reconvened, pursuant to the call of the chair, with Speaker Bier presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

- House Bill No. 1023
- House Bill No. 1035
- House Bill No. 1291
- House Bill No. 1343
- House Bill No. 1390
- House Bill No. 1455
- House Bill No. 1456
- House Bill No. 1538

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. DeKrey moved that the report be adopted, which motion prevailed, and the report was adopted.

SECOND READING OF A HOUSE BILL

House Bill No. 1035. A Bill for an Act to provide payment of expenses to certain elected state officers, and making an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 36; nays, 59; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Larson, G.	Reimers
Boustead	Hausauer, R.	Larson, L.	Stone
Brekke	Henning	Mertens	Streibel
Bunker	Hensrud	Metzger	Strinden
Dornacker	Hentges	Miedema	Tweten
Eagles	Herman	Moore	Ulvedal
Ganser	Hildebrand	Peterson, J.	Wagner
Gengler	Jenkins	Peterson, R.	White
Haugland	Lang	Raymond	Mr. Speaker

Those voting in the negative were:

Anderson	Grant	Linderman	Rivinius
Austin	Gronneberg	Livingston	Rocheleau
Backes	Gunderson	Lundene	Rolfstrud
Berg	Halcrow	McGauvran	Rundle
Boyum	Henry	McGeehan	Sandness
DeGroot	Hickle	Meyer	Shablow
DeKrey	Hilleboe	Miller, B.	Solberg

Dick	Hoffner	Miller, E.	Stoltenow
Dotzenrod	Johnson, H.	Murphy	Thorsgard
Erickson, W.	Johnson, K.	Mushik	Walsh
Fleming	Kieffer	Olienyk	Weber
Gackle	Kingsbury	Opedahl	Welder
Gerl	Knudson	Patrick	Wilkie
Giffey	Laughlin	Raile	Winge
Glaspey	Lee	Rice	

Absent and not voting:

Erickson, K.	Haman	Jacobson
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So the bill lost.

MOTIONS

Rep. Reimers moved that the House reconsider the action by which House Bill No. 1035 was lost, which motion was declared out of order.

Rep. Halcrow moved that the House reconsider the action by which House Bill No. 1035 was lost, which motion prevailed.

Rep. Reimers moved that House Bill No. 1035 be re-referred to the Committee on Appropriations, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1299. A Bill for an Act to create and enact title 17 of the North Dakota Century Code, relating to certain consumer and other credit transactions and constituting the uniform consumer credit code; consolidating and revising certain aspects of the law relating to consumer and other loans, consumer and other sales of goods, services and interests in land, and consumer leases; revising the law relating to usury; regulating certain practices relating to insurance in consumer credit transactions; providing for administrative regulation of certain consumer credit transactions; making uniform the law with respect thereto; and repealing inconsistent legislation; to amend and reenact sections 6-01-01, relating to the authority of the commissioner of banking and financial institutions; 6-03-62, relating to interest on loans of a state banking association; 6-09-12, relating to the fixing of rates of interest by the industrial commission; 7-04-17, relating to the repayment of loans of a building and loan association; 28-22-14, relating to the exemption of property from execution; 28-25-11, relating to the exemption of earnings from execution; 32-09-01, relating to the right of a creditor to proceed by garnishment; 32-09-02, relating to the exemption of wages from garnishment; 32-09-03, relating to notice before garnishment of wages; 41-09-16, relating to the priority of statutes in case of conflict; 47-14-01, relating to the definition of a loan of money; 47-14-05, relating to the rate of interest on legal indebtedness in the absence of contract; 47-14-06, relating to an annual rate when period not specified; and 47-14-08, relating to the deduction of interest in advance on a loan; to repeal sections 6-06-18, 7-02-04, 47-14-09, 47-14-10, and 47-14-11, and chapters 13-03, 13-04, 51-13, 51-14, and 51-15, of the North Dakota Century Code; providing a penalty; providing for an appropriation; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 52; nays, 41; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gengler	Kingsbury	Reimers
Atkinson	Glaspey	Knudson	Rice
Austin	Haugland	Lang	Sandness
Backes	Hausauer, A.	Larson, L.	Stoltenow
Boustead	Hausauer, R.	Linderman	Stone

Boyum	Henning	Metzger	Streibel
Brekke	Henry	Miedema	Strinden
Bunker	Hentges	Moore	Tweten
DeGroot	Herman	Murphy	Ulvedal
DeKrey	Hickle	Olienyk	Wagner
Dick	Hildebrand	Peterson, J.	Welder
Eagles	Hilleboe	Peterson, R.	White
Gackle	Jenkins	Raymond	Mr. Speaker

Those voting in the negative were:

Berg	Halcrow	Lundene	Rocheleau
Dornacker	Hensrud	McGauvran	Rofsrud
Dotzenrod	Hoffner	McGeehan	Rundle
Erickson, W.	Jacobson	Mertens	Shablow
Fleming	Johnson, H.	Meyer	Solberg
Ganser	Kieffer	Miller, B.	Thorsgard
Gerl	Larson, G.	Miller, E.	Walsh
Giffey	Laughlin	Mushik	Weber
Grant	Lee	Opedahl	Wilkie
Gronneberg	Livingston	Patrick	Winge
Gunderson			

Absent and not voting:

Erickson, K.	Johnson, K.	Raile	Rivinius
Haman			

So the bill lost for want of a two-thirds majority.

MOTIONS

Rep. Rundle moved that the House reconsider its action by which House Concurrent Resolution No. 3009 was adopted, which motion failed.

Rep. H. Johnson moved that House Bill No. 1420 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. H. Johnson requested permission to withdraw House Bill No. 1420. There being no objections, it was so ordered by the Speaker.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House be on the Ninth Order, and at the conclusion of the Ninth Order, the House stand adjourned, which motion prevailed.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Committee on Appropriations introduced:

House Concurrent Resolution No. 3046. A Concurrent Resolution urging the Congress of the United States to review the federal statutes relating to Aid to Families with Dependent Children.

Was read the first time and referred to the committee on Social Welfare.

Rep. Mertens introduced:

House Concurrent Resolution No. 3047. A Concurrent Resolution urging the President of the United States and the Congress of the United States to continue the school milk program.

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

Rep. Gerl introduced:

House Concurrent Resolution No. 3048. A Concurrent Resolution urging the President of the United States to end the conflict in Southeast Asia and strengthen the economy.

Was read the first time and referred to the committee on Veterans' Military Affairs.

Reps. Wilkie and Fleming introduced:

House Concurrent Resolution No. 3049. A Concurrent Resolution requesting the Congress of the United States to place limits on campaign elections for national office in the various states.

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

Reps. Atkinson and Hilleboe introduced:

House Concurrent Resolution No. 3050. A Concurrent Resolution directing the Legislative Council to carry out a revision of the substantive criminal laws of North Dakota.

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

Reps. Hoffner and Streibel introduced:

House Concurrent Resolution No. 3051. A Concurrent Resolution commending state employees for their cooperation and assistance to the Legislative Assembly.

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

Reps. Atkinson and Rundle introduced:

House Concurrent Resolution No. 3052. A Concurrent Resolution directing the Legislative Council to study the Judges' Retirement Fund, and the statutes providing the system of retirement benefits for supreme and district court judges.

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

Rep. Atkinson introduced:

House Concurrent Resolution No. 3053. A Concurrent Resolution directing the Legislative Council to study the feasibility and desirability of adopting the Uniform Probate Code for North Dakota.

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

Reps. Grant, W. Erickson and Laughlin introduced:

House Concurrent Resolution No. 3054. A Concurrent Resolution urging the Congress of the United States to adopt stricter standard requirements on motor vehicles in the areas of safety and air pollution.

Was read the first time and referred to the committee on Transportation.

Reps. Grant and Laughlin introduced:

House Concurrent Resolution No. 3055. A Concurrent Resolution urging the President of the United States and the Secretary of Agriculture to retain the Department of Agriculture as a separate agency, investigate ways of improving the economic plight of the North Dakota farmer, and preserve the private enterprise system of our society.

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

Reps. Lundene and Fleming introduced:

House Concurrent Resolution No. 3056. A Concurrent Resolution recommending that the State Highway Department give full consideration to the installation and operation of coin-operated electrical services and sanitary disposal facilities at rest areas operated by the department.

Was read the first time and referred to the committee on Transportation.

Rep. Walsh introduced:

House Concurrent Resolution No. 3057. A Concurrent Resolution urging the President of the United States to support the Water Bank Program.

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

Rep. Walsh introduced:

House Concurrent Resolution No. 3058. A Concurrent Resolution urging North Dakotans who ride or operate snowmobiles to use helmets, and to urge state organizations and agencies to encourage the use of helmets.

Was read the first time and referred to the committee on Transportation.

Reps. Henry and Lundene introduced:

House Concurrent Resolution No. 3059. A Concurrent Resolution directing an interim study by the Legislative Council of health care delivery systems for North Dakota that will provide the greatest care and coverage at the least cost to the general public and to the Public Welfare Board of North Dakota.

Was read the first time and referred to the committee on Social Welfare.

Rep. Dornacker introduced:

House Concurrent Resolution No. 3060. A Concurrent Resolution for an amendment to the Constitution of the state of North Dakota limiting the number of initiated or referred measures and constitutional amendments which may be submitted to the electors at any single election.

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

Rep. Dornacker introduced:

House Concurrent Resolution No. 3061. A Concurrent Resolution for the amendment of section 82 of the Constitution of the state of North Dakota, deleting the tax commissioner as a constitutional officer.

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

Rep. Dornacker introduced:

House Concurrent Resolution No. 3062. A Concurrent Resolution proposing an amendment to section 75 of the Constitution of the state of North Dakota, to provide that the legislative assembly may require, by written request of a majority of its membership, the governor to call a special session limited to the consideration of gubernatorial vetoes.

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

Rep. Boyum introduced:

House Concurrent Resolution No. 3063. A Concurrent Resolution directing the Legislative Council to continue the study directed by House Concurrent Resolution No. 17 adopted by the Forty-first Legislative Assembly, relating to the financing of road and street construction.

Was read the first time and referred to the committee on Transportation.

Rep. Stone introduced:

House Concurrent Resolution No. 3064. A Concurrent Resolution urging the Department of Public Instruction to integrate elements of consumer education into appropriate courses of study in North Dakota's elementary and secondary schools.

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

Rep. Livingston introduced:

House Concurrent Resolution No. 3065. A Concurrent Resolution requesting a Legislative Council study of existing plans, programs

and statutes relative to land use and resources of the state of North Dakota and requesting a report.

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

Rep. Lundene introduced:

House Concurrent Resolution No. 3066. A Concurrent Resolution requesting the President of the United States and the Secretary of Health, Education, and Welfare to simplify and speed procedures for federal funds.

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

Reps. Laughlin, Henry, Dornacker, Thorsgard and Anderson introduced:

House Concurrent Resolution No. 3067. A Concurrent Resolution urging the Secretary of Agriculture to abstain from calling in further excessive amounts of North Dakota farm stored grain.

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

Rep. Murphy introduced:

House Concurrent Resolution No. 3068. A Concurrent Resolution urging Congress to abolish the Bureau of Indian Affairs.

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

Rep. Walsh introduced:

House Concurrent Resolution No. 3069. A Concurrent Resolution congratulating Dr. Norman E. Borlaug, the 1970 winner of the Nobel Peace Prize.

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

Rep. Mushik introduced:

House Concurrent Resolution No. 3070. A Concurrent Resolution urging the Congress of the United States to recognize the value of health care and to increase funds for health care.

Was read the first time and referred to the committee on Social Welfare.

Rep. Giffey introduced:

House Concurrent Resolution No. 3071. A Concurrent Resolution for a Legislative Council study of a State Department of Transportation.

Was read the first time and referred to the committee on Transportation.

Rep. Stone introduced:

House Concurrent Resolution No. 3072. A Concurrent Resolution urging restaurants and public institutions to include potatoes on breakfast menus.

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

The House stood adjourned subject to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

THIRTY-FIFTH DAY

Bismarck, February 15, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Raymond Loven, Assembly of God Church, Bismarck.

Roll was called and all members were present except Reps. K. Erickson, Haman and K. Johnson.

A quorum was declared by the Speaker.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the thirty-third day after recess and thirty-fourth day and recommend that the same be corrected as follows:

Page 697, delete line 55

Page 673, line 27, delete "Senate Bill" and substitute in lieu thereof "House Concurrent Resolution"

Page 675, line 39, delete "B." and substitute "E." in lieu thereof.

And when so corrected recommend that the same be approved.

REP. STONE, Chairman

Rep. Lee moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1037 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The majority of the Committee on Judiciary to whom was referred House Bill No. 1098 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, delete the numerals "5-01-08.1" and insert in lieu thereof the numerals "5-01-09.1"

On page 1, line 3 delete the word "eighteen" and insert in lieu thereof the word "nineteen"

On page 1, line 4, after the word "in" insert the following words "licensed liquor"

On page 1, line 5 delete the following words "which deal only with beer"

On page 1, line 17 delete the numerals "5-01-08.1" and insert in lieu thereof the numerals "5-01-09.1"

On page 1, line 21 delete the numerals "5-01-08.1" and insert in lieu thereof the numerals "5-01-09.1"

On page 1, line 22 delete the numerals "5-01-08.1" and insert in lieu thereof the numerals "5-01-09.1"

On page 1, line 24 delete the numerals "5-01-08.1" and insert in lieu thereof the numerals "5-01-09.1"

On page 1, line 24 delete the word "EIGHTEEN" and insert in lieu thereof the word "NINETEEN"

On page 2, line 1, delete the word "eighteen" and insert in lieu thereof the word "nineteen"

On page 2, line 4, delete the word "an" and insert in lieu thereof "any licensed"

On page 2, line 5 delete the words "selling only beer"

On page 2, line 12 delete the numerals "5-01-08.1" and insert in lieu thereof the numerals "5-01-09.1"

On page 2, line 23 delete the numerals "5-01-08.1" and insert in lieu thereof the numerals "5-01-09.1"

And renumber the pages and lines accordingly.

Rep. Stone
Rep. Austin
Rep. Dotzenrod
Rep. Kieffer
Rep. McGauvran
Rep. Murphy

Rep. Raile
Rep. Rocheleau
Rep. Walsh

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Walsh moved that the report be adopted.

Mr. Speaker: The minority of your Committee on Judiciary to whom was referred House Bill No. 1098 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Moore
Rep. Dick
Rep. Gronneberg
Rep. Lundene
Rep. Atkinson

REP. ATKINSON, Chairman

Rep. Moore moved that the report of the Minority be substituted for that of the Majority, which motion prevailed on a division vote. House Bill No. 1098 was indefinitely postponed.

Rep. Miedema moved that the vote which the Minority Report on House Bill No. 1098 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed on a division vote.

POINT OF PERSONAL PRIVILEGE

Rep. Hilleboe: "Mr. Speaker: I would like to bring to the attention of this House the fact that I asked to have House Bill No. 1098 placed on the calendar. I would like to draw this House's attention to Section 50-01-08 of the Century Code which states that any person under the age of twenty-one years who consumes an alcoholic beverage, which includes beer, is guilty of a misdemeanor, and Section 50-01-09 states that any person who provides to any person under the age of twenty-one years an alcoholic beverage, which includes beer, is guilty of a misdemeanor.

"I would also like to bring to your attention Section 50-02-10, which provides that anyone having information concerning anyone providing beer to a person under the age of twenty-one may bring this fact to the attention of the State's Attorney for prosecution. I expect every member of this Assembly whose son, grandson, or nephew who is under the age of twenty-one who comes home from Viet Nam with his battle stars and ribbons and is served a beer would be prosecuted. And if any member of this Assembly who has a son or daughter who might come home with a child or from college and is under the age of twenty-one, you abide by this section of the statute, and turn these people in if they drink a beer. Turn them over to the State's Attorney for prosecution. This includes the battle veterans of nineteen and twenty — turn them over and get them into jail where they belong — if this is what the law says. If you served him the beer, you go with him.

"These statutes are on the books, and they will remain on the books because we have put a clincher on it. I don't know how many members of the Legislature don't know what the law was, but you must now go home and not allow any person in your community whom you know has been drinking beer under the age of twenty-one to go unpunished. You cannot let this person or youngster get away with it any more — including your son or daughter who might come off the fields, dusty, dirty and dry after plowing, who might only be twenty years of age with a wife and child. If you catch him or her having a beer, turn them in, and if you gave the beer to them, you go with them."

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1153 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, after the word "to" insert the following words:
 "create and enact paragraphs 4 and 5 of subdivision b of subsection 5 of section 65-01-02 of the North Dakota Century Code, relating to the definition of employee for purposes of workmen's compensation, and to"

On page 1, line 2, after "65-01-02" insert the following: "and section 65-09-01"

On page 1, line 3, after the word "employment" insert the following words: "and to the liability of an uninsured employer"

On page 1, line 4, after the word "compensation" and before the period, insert the following words: ", providing a penalty, and providing an effective date"

On page 2, after the last printed line of the bill, insert the following new sections:

"SECTION 2.) Paragraphs 4 and 5 of subdivision b of subsection 5 of section 65-01-02 of the North Dakota Century Code are hereby created and enacted to read as follows:

- (4) Any farmer or any employee of a farmer who works on an exchange basis for another farmer, and such labor shall not be deemed to be performed in the employment of the farmer to whom such labor is furnished;
- (5) Any spouse, child, or other blood relative or relative by marriage, or any ward or other dependent of a farmer living in such farmer's home, unless the bureau has received notice that such person is an employee of such farmer and a premium has been paid on the wages of such person by the farmer prior to any injury to such person;

SECTION 3. AMENDMENT.) Section 65-09-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-09-01. LIABILITY OF UNINSURED EMPLOYER FOR INJURY TO EMPLOYEES — COMMON-LAW DEFENSES NOT AVAILABLE — EXCEPTION — PENALTY.) Any employer subject to the provisions of this title who fails to comply with the provisions of chapter 65-04, shall not be entitled to the benefits of this title during the period of such noncompliance, but shall be liable to his employees for damages suffered by reason of injuries sustained in the course of employment, and also shall be liable to the personal representatives of such employees where death results from such injuries. The employer shall not avail himself in such action of the following common-law defenses:

1. The defense of the fellow-servant rule;
2. The defense of the assumption of risk; or
3. The defense of contributory negligence.

The employer shall be liable for the premiums provided for in this title. **Provided, however, that the provisions of this section shall not apply in the case of injuries occurring to agricultural employees between January 1, 1972, and January 1, 1974. Agricultural employers who fail to comply with the provisions of chapter 65-04 during such period shall be entitled to the benefits of this title but shall be liable for any premiums due plus a penalty of two hundred dollars and twenty-five percent of all wages subject to such premiums which are due. Such penalties for agricultural employers shall be in lieu of any other penalties provided by law and may be reduced within the absolute discretion of the bureau, provided that the bureau shall not reduce the amount due from any agricultural employer to an amount which is less than the actual cost of the injury to the bureau.**

SECTION 4. EFFECTIVE DATE.) The provisions of this Act shall be effective on or after January 1, 1972."

And renumber the pages, sections, and lines accordingly.

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1289 has had the same under consideration and recommends that the same be amended as follows:

On page 10, line 34, after the period, delete the following language: "If it is a workmen's compensation"

On page 10, delete all of line 35

On page 11, line 1, delete the following language: "of the residence of the claimant."

On page 12, line 21, delete the word "March" and insert in lieu thereof the word "April"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1292 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3 after the word "equalization" and before the period insert the following " , and providing a penalty"

On page 1, after line 20 insert the following new section:

"SECTION 2. FAILURE TO APPOINT COUNTY DIRECTORS OF TAX EQUALIZATION — PENALTY.) If any county should fail to appoint a county director of tax equalization prior to January 1, 1972, a penalty of one hundred dollars per day after such date shall be assessed against such county. The penalty provided in this section shall be withheld from any monies due such county as personal property tax replacement funds. The state tax commissioner shall deduct such amounts from the amounts due any such county at the time he certifies the amount due such county to the state treasurer as provided in section 57-58-01."

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1333 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1386 has had the same under consideration and recommends that the same do pass.

REP. K. KNUDSON, Chairman

Rep. G. Larson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1402 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 7, delete the word "available"

On page 2, line 8, after the word "**desire**" add the following language: "**within the scope of the council's responsibility**"

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1413 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 15 after the word and comma "**industrial,**" insert the word and comma "**agricultural,**"

On page 2, line 17 delete the word "**Three**" and insert the word "**Two**" and also in line 17 delete the word "**agricultural**" and insert the words "**at large**"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1518 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3 delete the following: "; and to create" and insert in lieu thereof a period

On page 1, delete all of lines 4, 5, and 6

On page 1, line 18 delete the word "**four**" and insert the word "**three**"

On page 1, line 22 delete the words "**eight dollars and fifty cents**" and insert the words "**seven dollars**"

On page 2, delete all of lines 6 through 14

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Glaspey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Concurrent Resolution No. 3019 has had the same under consideration and recommends that the same do pass.

And then be re-referred to the Legislative Research Resolution Committee.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Reps. Raymond, Olienyk and Gackle introduced:

House Concurrent Resolution No. 3073. A Concurrent Resolution expressing concern for prisoners of war and men missing in action in Southeast Asia, and urging the Congress and the Governor to proclaim the week of March 21-27 as a special week of concern and March 21 as a special day of prayer for the prisoners and men missing in action.

Was read the first time.

Rep. Raymond moved that the rules be suspended and that House Concurrent Resolution No. 3073 not be printed as a bill, but be printed in the Journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

PAGE 1

HOUSE CONCURRENT RESOLUTION No. 3073

Introduced by Reps. Raymond, Olienyk and Gackle

1 A concurrent resolution expressing concern for prisoners of
2 war and men missing in action in Southeast Asia, and urging
3 the Congress and the Governor to proclaim the week of
4 March 21-27 as a special week of concern and March 21 as a
5 special day of prayer for the prisoners and men missing in
6 action.

7
8 WHEREAS, the Government of North Vietnam, along with
9 119 other nations, signed the Geneva Convention in 1957 and
10 promised, in effect, to adhere to the covenants contained
11 therein; and

12 WHEREAS, the Government of North Vietnam has since
13 ignored the covenants of the Geneva Convention and has
14 particularly disregarded those provisions related to the
15 humane treatment of prisoners of war; and

16 WHEREAS, the Government of North Vietnam has not allowed
17 neutral inspections of its prisoner of war camps, has refused
18 to release the names of those being held captive, has refused
19 to release the sick and wounded, and has refused to permit
20 the free exchange of mail between prisoners and their
21 families; and

22 WHEREAS, at least two natives of the State of North
23 Dakota have been officially listed as prisoners of war, at
24 least five natives of the State of North Dakota have been

PAGE 2

1 officially listed as missing in action, and at least eight
2 natives of the State of North Dakota have not been accounted
3 for in the war in Southeast Asia and may be prisoners of the
4 North Vietnamese; and

5 WHEREAS, a resolution has been introduced into the
6 United States Congress to designate the week of March 21-27
7 as "National Week of Concern" for prisoners of war and men
8 missing in action;

9 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
10 REPRESENTATIVES OF THE STATE OF NORTH DAKOTA,
10a THE SENATE

11 CONCURRING THEREIN:

12 That the Congress is hereby urged to declare March
13 21 as a special day of prayer and to pass the resolution
14 now before it declaring the week of March 21-27 as "National
15 Week of Concern" for prisoners of war and men missing in
16 action; and

17 BE IT FURTHER RESOLVED, that the Governor of the State
18 of North Dakota is hereby urged to proclaim March 21 as a
19 special day of prayer and the week of March 21-27 as "North
20 Dakota Week of Concern" for prisoners of war and men missing
21 in action; and

22 BE IT FURTHER RESOLVED, that copies of this resolution
23 be forwarded by the Secretary of State to each member of the
24 North Dakota Congressional Delegation and to the Governor of
25 the State of North Dakota, and that copies of this resolution
26 be made available for public distribution.

SECOND READING OF A
HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3073. A Concurrent Resolution expressing concern for prisoners of war and men missing in action in Southeast Asia, and urging the Congress and the Governor to proclaim the week of March 21-27 as a special week of concern and March 21 as a special day of prayer for the prisoners and men missing in action.

Was read the second time.

Rep. Raymond requested that his remarks in regard to House Concurrent Resolution No. 3073 be printed in the Journal.

Rep. Raymond: "Mr. Speaker: When the bell of freedom peals across this land, our men held captive in Indo-China do not hear;

"When you and I celebrated Thanksgiving, there was no Thanksgiving in the stark prison camps of North Vietnam;

"When many in the world arose in joy on Christmas Day, joy was not a gift which these prisoners were able to cherish;

"When the New Year dawned bright and clear with a new hope for us, hope was but a word without meaning to our men.

"Hanoi, the Viet Cong and Pathet Lao have blatantly disregarded humane treatment of Americans held prisoner. The enemy has said there is no war and these men are criminals. They have refused to abide by International Red Cross rules and they have totally disregarded the Geneva Accords.

"All men of war rate their own contribution to war by their exposure to danger; by their degree of isolation; by their exposure to physical discomfort, and by the length of their separation from loved ones.

"By any or all of these standards, the 1,500 American men missing in action or held prisoner have given beyond that measure which we call sacrifice.

"This nation owes them a debt of gratitude of such magnitude that we shall never repay it. But we can try. When the world counts those who stood on behalf of our men, let them count us as standing with them. And standing with them, we owe them more than gratitude. Gratitude alone cannot repay their wives and their children or their widows and orphans, as the case may be. We must here dedicate ourselves to a unified effort to bring them back.

"We ask that this body join in pending national legislation to set aside the week of March 21-26 as the "Week of Concern" for our fighting men missing or held prisoner in Southeast Asia war action. But more than that we ask the President of the United States and the Governor of the State of North Dakota to set aside Sunday, March 21, as a Day of Prayer when as a God-believing nation we shall gather each in his own way, to pray for the safety and release of these men.

"The words of Air Force Capt. Cliff Cushman seem to be especially fitting at this time. Cushman, from Grand Forks, was shot down in Vietnam action in 1966. He is listed as missing in action and believed a prisoner of war. He was one of the greatest athletes to come out of Grand Forks. He won a silver medal in the 1960 Olympic hurdles. In try outs for the 1964 team, his foot hit the fifth hurdle and he sprawled ingloriously to the track. In the aftermath of that fall, he wrote a letter to the youth of Grand Forks. The words stand like sermons in stone:

"Do not feel sorry for me. I feel sorry for some of you. I would much rather fail knowing I had put forth an honest effort than never to have tried at all. Unless your reach exceeds your grasp, how can you be sure what you can attain? I know I may never make it. The odds are against me but I have something in my favor — desire and faith.

"I dare you to look up to the stars, not down at the mud, and set your sights on one that, up to now, you thought was unattainable. Who knows? You may be surprised at what you can achieve with sincere effort. I dare you." Cliff Cushman.

"So: For Capt. Loren Torkelson and for Major Keith Hall, prisoners of war, we ask your support of this resolution. We ask your support for men listed as missing in action: Capt. Clifford Cushman, Major Martin Stern, Lt. J.G. Bill Christianson, Lt. Glen Belcher, Lt.

William Potter and others whose names have not come to our attention.

"The resolution explains our stand. We ask you to stand with us."

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House be on the Ninth Order and at the conclusion of the Ninth Order, the House stand adjourned, which motion prevailed.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Rep. Tweten introduced:

House Concurrent Resolution No. 3074. A Concurrent Resolution directing the Legislative Council to study the fiscal procedures of the state institutions of higher education under the control of the Board of Higher Education.

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

Rep. Herman introduced:

House Concurrent Resolution No. 3075. A Concurrent Resolution directing the Legislative Council to carry out a study on methods of developing innovations and efficiencies in the marketing of agricultural products.

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

Rep. Weber introduced:

House Concurrent Resolution No. 3076. A Concurrent Resolution encouraging the State Board of Equalization to establish a 20% level of assessment on locally assessed property in North Dakota.

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

Reps. Tweten, Miedema and Opedahl introduced:

House Concurrent Resolution No. 3077. A Concurrent Resolution regarding the discontinuance of certain farming operations at the charitable and penal institutions, providing for greater cooperation in the farming operations between the various institutions, and calling for improved financial reporting.

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

Reps. Jacobson and Rocheleau introduced:

House Concurrent Resolution No. 3078. A Concurrent Resolution to the President of the United States asking that corporations be required to file an annual report to the public pointing out their use of the environment, including damages and remedies, and outlining their plans for the next year.

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

Reps. Gengler and Jacobson introduced:

House Concurrent Resolution No. 3079. A Concurrent Resolution urging the President of the United States to investigate ways of nationalizing the railroads and confiscating all railroad-owned land.

Was read the first time and referred to the committee on Transportation.

Reps. Boyum and Linderman introduced:

House Concurrent Resolution No. 3080. A Concurrent Resolution supporting construction of the Garrison Diversion Unit.

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

Reps. Rundle and K. Johnson introduced:

House Concurrent Resolution No. 3081. A Concurrent Resolution honoring North Dakotans who have died in Vietnam.

Was read the first time and referred to the committee on Veterans' Military Affairs.

Rep. Hentges introduced:

House Concurrent Resolution No. 3082. A Concurrent Resolution directing the Legislative Council to study the feasibility of designating a legislative exercise room in the State Capitol basement, in the new legislative wing if one is built, or in some other appropriate and accessible location.

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

Reps. Patrick, Giffey, Hickley and E. Miller introduced:

House Concurrent Resolution No. 3083. A Concurrent Resolution urging Congress to direct the United States Army Corps of Engineers to construct and maintain at federal expense additional bank stabilization works on the Missouri River in North Dakota.

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

Rep. Dornacker introduced:

House Concurrent Resolution No. 3084. A Concurrent Resolution urging Congress to amend the Selective Service Act to provide that the draft shall only be used if there has been a declaration of war or national emergency.

Was read the first time and referred to the committee on Veterans' Military Affairs.

Rep. Rundle introduced:

House Concurrent Resolution No. 3085. A Concurrent Resolution expressing the concern of the Legislative Assembly over the creation, by executive order, of the State Planning Advisory Council, and requesting the Governor to rescind Executive Order No. 52.

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

The House stood adjourned, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

THIRTY-SIXTH DAY

Bismarck, February 15, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Raymond Loven, Assembly of God Church, Bismarck.

Roll was called and all members were present except Reps. K. Erickson and Haman.

A quorum was declared by the Speaker.

CONSIDERATION OF AMENDMENTS

Rep. K. Johnson moved that the amendments to House Bill No. 1324 as recommended by the Committee on Agriculture as printed on pages 675 and 676 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 1275 as recommended by the Committee on Transportation as printed on pages 696 and 697 of the House Journal be adopted.

Rep. Boustead moved that the House dispense with the reading of the amendments to House Bill No. 1275, which motion prevailed.

The question then was on the motion of Rep. Boustead to adopt the amendments to House Bill No. 1275, which motion prevailed.

Rep. K. Johnson moved that the amendments to House Bill No. 1337 as recommended by the Committee on Agriculture as printed on page 697 of the House Journal be adopted, which motion prevailed. House Bill No. 1337 was re-referred to the Committee on Appropriations.

Rep. Atkinson moved that the amendments to House Bill No. 1506 as recommended by the Committee on Judiciary as printed on page 698 of the House Journal be adopted, which motion prevailed.

Rep. Dick moved that the amendments to House Bill No. 1508 as recommended by the Committee on Natural Resources as printed on page 698 of the House Journal be adopted, which motion prevailed.

Rep. K. Johnson moved that the amendments to House Bill No. 1531 as recommended by the Committee on Agriculture as printed on page 696 of the House Journal be adopted, which motion prevailed.

Rep. Dick moved that the amendments to Senate Bill No. 2184 as recommended by the Committee on Natural Resources as printed on page 699 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1228 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

Rep. Glaspey moved that the report be adopted.

Rep. E. Miller moved a substitute motion that House Bill No. 1228 be placed on the calendar, which motion failed.

The question then was on the motion of Rep. Glaspey to adopt the Committee Report on House Bill No. 1228, which motion prevailed. House Bill No. 1228 was indefinitely postponed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1298 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The majority of your Committee on Political Subdivisions to whom was referred House Bill No. 1547 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 17 delete everything after the numeral "4." and insert in lieu thereof the following:

"Minot, Pt. Ward	4	49,205	-2.4"
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On page 1, line 18 delete everything after the numeral "5." and insert in lieu thereof the following:

"Pt. Mountrail, Pt. Ward	1	12,344	-2.1"
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On page 2, line 28 delete everything after the numeral "29." and insert in lieu thereof the following:

"Sioux, Grant, Pt. Morton	1	12,543	- .5"
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On page 2, line 29 delete everything after the numeral "30." and insert in lieu thereof the following:

"Bismarck, Pt. Burleigh	3	39,180	+3.6"
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On page 3, after line 13, insert the following new sections:

"SECTION 2. LEGISLATIVE FINDING.) The legislature was cognizant and has taken into consideration the methods and procedures employed by the census bureau in taking the census and the creation of enumeration districts, which do not necessarily coincide with the geographic boundaries of political subdivisions such as

townships and smaller cities. The legislature in numerous instances was required to interpolate and intercalate the population in rural areas, including townships and small cities, on information available. It is also known that many persons maintained a dual residence, one for voting purposes and one where they physically resided. It has been common practice for many persons (farmers) upon reaching semiretirement age or upon retiring, to locate in a city, but retain their residence on the farm. However, for census purposes, they were listed in the city's population. Because of these items, mathematical exactness or precision in population is impossible, and because of the cost and effort to produce the necessary information to accomplish this, it is impractical.

SECTION 3. NUMBERING LEGISLATIVE DISTRICTS — CLASSES OF SENATORS TO PROVIDE STAGGERED TERMS.) Senators shall be divided into two classes; those elected in legislative districts designated by even numbers shall constitute one class, and those elected in legislative districts designated by odd numbers shall constitute the other class. The senators of one class elected in the year 1972 shall hold their office for two years, those of the other class shall hold their office four years, and the determination of which class shall be elected for four years and which class shall be elected for two years shall be by lot. The president of the senate shall perform the lot in the presence of the majority and minority floor leaders of the senate and shall certify in writing the results of such lots to the secretary of state within thirty days after the effective date of this Act.

SECTION 4. LEGISLATIVE SUBDISTRICTING — METHODS.) Upon a petition accompanied by a map showing the boundaries of the proposed subdistricts and accompanied by a written description thereof filed with the secretary of state containing the signatures of at least that number of qualified electors of the legislative district equal to ten percent of the electors of the legislative district that voted for the office of governor at the most recent general election at which such office was voted upon, asking that such legislative district be subdistricted into single-member representative districts or, in legislative districts with more than one senator, to be subdistricted into single-member senatorial districts, or both, the secretary of state shall determine and count the number of signatures and if such petitions contain the required number of signatures, such petition shall be submitted to the qualified electors of the district for their approval or rejection at the next special, primary or general election held in such district.

SECTION 5. ELECTION ON PETITION — BALLOT FORM — VOTE REQUIRED.) The ballots used for submitting the question of subdistricting legislative districts in all cases wherein an election is required shall be substantially the following form:

“Shall the (number of legislative district) legislative district be subdivided into (senatorial or representative districts or both) described as follows:

(here insert description of subdistrict as described in the petition)

YES	<input type="checkbox"/>
NO	<input type="checkbox"/>

If there shall be more than one petition for subdistricting of the same legislative district, each different description of the subdistrict shall be placed upon such ballot and the ballot shall be marked “VOTE FOR ONE ONLY”.

If one of the subdistricting descriptions as presented on the ballot shall receive a majority of the legal votes cast at such election, the secretary of state shall issue a proclamation stating such legislative district to be subdistricted pursuant to such description. Thereafter, senators or representatives shall reside in and be elected from such subdistricts as set forth in the approved petition for subdistricting.

The question of subdistricting a legislative district shall not be voted upon more than once every two years."

And renumber the lines, sections, and pages accordingly.

Rep. Lang
Rep. Austin
Rep. Brekke
Rep. Bunker
Rep. Hildebrand
Rep. Stone
Rep. Strinden
Rep. White

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. White moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Political Subdivisions to whom was referred House Bill No. 1547 has had the same under consideration and recommends that the same remain in the committee for further study.

Rep. Backes
Rep. Fleming
Rep. Gerl
Rep. Jacobson
Rep. McGeehan
Rep. E. Miller
Rep. Rundle

REP. RUNDLE, Chairman

Rep. Fleming moved that the report of the Minority be substituted for that of the Majority, which motion failed on a division vote.

The question then was on the motion of Rep. White to adopt the report of the Majority Committee on House Bill No. 1547 be amended, which motion prevailed.

Rep. Rundle requested that his remarks in regard to House Bill No. 1547 be printed in the Journal.

Rep. Rundle: "Mr. Speaker, Ladies and Gentlemen: I voted against this bill in committee for the simple reason that I did not think we had given other plans a fair hearing. Furthermore, I strenuously object to giving two Representatives and one Senator to an airbase which has but very, very few North Dakota legal residents."

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2124 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF A HOUSE BILL

House Bill No. 1343. A Bill for an Act to repeal section 4-06-11 of the North Dakota Century Code, relating to the agriculture commissioner's duties concerning cooperatives.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius

Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfstrud
Boustead	Hausauer, R.	McGauvran	Rundle
Boyum	Henning	McGeehan	Sandness
Brekke	Hensrud	Mertens	Shablow
Bunker	Hentges	Metzger	Solberg
DeGroot	Herman	Meyer	Stoltenow
DeKrey	Hickle	Miedema	Stone
Dick	Hildebrand	Miller, B.	Streibel
Dornacker	Hilleboe	Miller, E.	Thorsgard
Dotzenrod	Hoffner	Moore	Tweten
Eagles	Jacobson	Murphy	Ulvedal
Erickson, W.	Jenkins	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	Welder
Gengler	Kingsbury	Peterson, J.	White
Gerl	Knudson	Peterson, R.	Wilkie
Giffey	Lang	Raile	Winge
Glaspey	Larson, G.	Raymond	Mr. Speaker
Grant			

Absent and not voting:

Erickson, K.	Henry	Lundene	Strinden
Haman			

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Bier announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Leonard Davis, and Rep. Davis was thereupon introduced to the House.

SECOND READING OF A HOUSE BILL

House Bill No. 1541. A Bill for an Act to amend and reenact subsection 1 of section 19-05-08 and subsection 2 of section 19-05-13 of the North Dakota Century Code, relating to the reduction and elimination of the tax imposed upon oleomargarine sold in this state.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 57; nays, 38; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Rice
Atkinson	Gunderson	Larson, G.	Rivinius
Austin	Halcrow	Larson, L.	Rolfstrud
Boustead	Hausauer, A.	Laughlin	Rundle
Boyum	Hausauer, R.	Lee	Stoltenow
Brekke	Hensrud	Metzger	Stone
Bunker	Hentges	Moore	Streibel
Dotzenrod	Herman	Murphy	Strinden
Eagles	Hilleboe	Olienyk	Tweten
Fleming	Hoffner	Opedahl	Ulvedal
Ganser	Jenkins	Patrick	Wagner
Gengler	Johnson, K.	Peterson, R.	Welder
Gerl	Kingsbury	Raymond	White
Giffey	Knudson	Reimers	Mr. Speaker
Glaspey			

Those voting in the negative were:

Backes	Henning	McGeehan	Rocheleau
Berg	Henry	Mertens	Sandness
DeGroot	Hickle	Meyer	Shablow

DeKrey	Hildebrand	Miedema	Solberg
Dick	Jacobson	Miller, B.	Thorsgard
Dornacker	Johnson, H.	Miller, E.	Walsh
Erickson, W.	Kieffer	Mushik	Weber
Gackle	Linderman	Peterson, J.	Wilkie
Grant	Livingston	Raile	Winge
Haugland	McGauvran		

Absent and not voting:

Erickson, K.	Haman	Lundene
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So the bill passed and the title was agreed to.

Rep. Gengler moved that the vote by which House Bill No. 1541 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2154. A Bill for an Act to amend and reenact section 57-02-11 of the North Dakota Century Code, to provide for an annual assessment of real property.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 78; nays, 13; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Raymond
Austin	Hausauer, R.	Lee	Reimers
Berg	Henning	Linderman	Rice
Boustead	Henry	Livingston	Rvinius
Brekke	Hensrud	McGauvran	Rocheleau
Boyum	Hentges	McGeehan	Rolfsrud
Bunker	Herman	Mertens	Rundle
DeGroot	Hickle	Metzger	Sandness
DeKrey	Hildebrand	Meyer	Stoltenow
Dick	Hoffner	Miedema	Stone
Dotzenrod	Jacobson	Miller, B.	Streibel
Eagles	Jenkins	Miller, E.	Thorsgard
Fleming	Johnson, H.	Moore	Ulvedal
Gengler	Johnson, K.	Mushik	Wagner
Gerl	Kieffer	Olienyk	Walsh
Glaspey	Kingsbury	Opedahl	Weber
Gronneberg	Knudson	Patrick	White
Gunderson	Lang	Peterson, J.	Wilkie
Halcrow	Larson, G.	Peterson, R.	Mr. Speaker
Haugland	Larson, L.		

Those voting in the negative were:

Anderson	Ganser	Murphy	Tweten
Dornacker	Giffey	Raile	Welder
Erickson, W.	Grant	Strinden	Winge
Gackle			

Absent and not voting:

Backes	Haman	Lundene	Solberg
Erickson, K.	Hilleboe	Shablow	

So the bill passed and the title was agreed to.

MOTION

Rep. Streibel moved that Senate Bill No. 2304 be re-referred to the Committee on State and Federal Government, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2318. A Bill for an Act authorizing the removal

or sale of a public building when it is obsolete or a fire hazard or is otherwise unsafe and is of no future use to the state where it is located, and setting out the procedures to be followed.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Halcrow	Laughlin	Riemers
Atkinson	Haugland	Lee	Rice
Austin	Hausauer, A.	Linderman	Rivinius
Berg	Hausauer, R.	Livingston	Rocheleau
Boustead	Henning	McGauvran	Rolfsrud
Boyum	Henry	McGeehan	Rundle
Bunker	Hensrud	Mertens	Sandness
DeGroot	Hentges	Metzger	Solberg
DeKrey	Herman	Meyer	Stoltenow
Dornacker	Hickle	Miedema	Stone
Dotzenrod	Hildebrand	Miller, B.	Streibel
Eagles	Hilleboe	Miller, E.	Strinden
Erickson, W.	Hoffner	Moore	Thorsgard
Fleming	Jacobson	Murphy	Tweten
Ganser	Jenkins	Mushik	Ulvedal
Gackle	Johnson, H.	Olienyk	Wagner
Gengler	Johnson, K.	Opedahl	Walsh
Gerl	Kieffer	Patrick	Welder
Giffey	Kingsbury	Peterson, J.	White
Glaspay	Knudson	Peterson, R.	Wilkie
Grant	Lang	Raile	Winge
Gronneberg	Larson, G.	Raymond	Mr. Speaker
Gunderson			

Absent and not voting:

Backes	Erickson, K.	Larson, L.	Shablow
Brekke	Haman	Lundene	Weber
Dick			

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 2401. A Bill for an Act to provide for the sale of city lot managed and controlled by the school for the deaf.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Reimers
Atkinson	Halcrow	Laughlin	Rice
Austin	Haugland	Lee	Rivinius
Berg	Hausauer, A.	Linderman	Rocheleau
Boustead	Hausauer, R.	Livingston	Rolfsrud
Boyum	Henning	McGauvran	Rundle
Brekke	Henry	McGeehan	Sandness
Bunker	Hensrud	Mertens	Solberg
DeGroot	Hentges	Metzger	Stoltenow
DeKrey	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, W.	Hoffner	Moore	Tweten

Fleming	Jacobson	Murphy	Ulvedal
Gackle	Jenkins	Mushik	Wagner
Ganser	Johnson, H.	Olienyk	Walsh
Gengler	Johnson, K.	Opedahl	Weber
Gerl	Kieffer	Patrick	Welder
Giffey	Kingsbury	Peterson, J.	White
Glaspey	Knudson	Peterson, R.	Wilkie
Grant	Lang	Raile	Winge
Gronneberg	Larson, G.	Raymond	Mr. Speaker

Absent and not voting:

Backes	Erickson, K.	Lundene	Shablow
Dick	Haman		

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE RESOLUTION

House Resolution No. 8. A Resolution asking federal officials to take note of the rising crisis in grain farming.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Resolution was declared adopted on a voice vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1271. A Bill for an Act to create and enact subsection 20 of section 61-16-11, and to amend and reenact subsection 4 of section 61-16-01, and sections 61-16-12, 61-16-21, 61-16-22, 61-16-23, 61-16-28, 61-16-32, 61-16-33, 61-16-34, and 61-16-35 of the North Dakota Century Code, relating to water management districts, and authorizing such districts to engage in water supply and sewage system projects.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 55; nays, 37; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Kieffer	Reimers
Atkinson	Gronneberg	Larson, L.	Rivinius
Austin	Haugland	Laughlin	Sandness
Backes	Hausauer, A.	Livingston	Stone
Boustead	Henry	McGeehan	Streibel
Brekke	Hentges	Mertens	Strinden
Bunker	Herman	Metzger	Tweten
Dick	Hildebrand	Moore	Ulvedal
Dotzenrod	Hilleboe	Mushik	Wagner
Eagles	Hoffner	Opedahl	Walsh
Gengler	Jacobson	Patrick	Weber
Gerl	Jenkins	Peterson, R.	White
Giffey	Johnson, H.	Raile	Winge
Glaspey	Johnson, K.	Raymond	

Those voting in the negative were:

Berg	Halcrow	Meyer	Rolfsrud
Boyum	Hausauer, R.	Miedema	Rundle
DeGroot	Henning	Miller, B.	Shablow
DeKrey	Hickle	Miller, E.	Solberg
Dornacker	Kingsbury	Murphy	Stoltenow
Erickson, W.	Knudson	Olienyk	Thorsgard
Fleming	Larson, G.	Peterson, J.	Welder
Gackle	Lee	Rice	Wilkie
Ganser	McGauvran	Rocheleau	Mr. Speaker
Gunderson			

Absent and not voting:

Erickson, K.	Hensrud	Linderman	Lundene
Haman	Lang		

So the bill passed and the title was agreed to.

House Bill No. 1291. A Bill for an Act to create and enact section 39-08-04.1 of the North Dakota Century Code, providing for immunity from liability for the good faith rendering of emergency care at the scene of an accident.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rivinius
Atkinson	Halcrow	Lee	Rocheleau
Austin	Haugland	Livingston	Rolfstrud
Backes	Hausauer, A.	McGauvran	Rundle
Berg	Hausauer, R.	McGeehan	Sandness
Boustead	Henning	Mertens	Shablow
Boyum	Henry	Metzger	Solberg
Brekke	Hentges	Meyer	Stoltenow
Bunker	Herman	Miedema	Stone
DeGroot	Hickle	Miller, B.	Streibel
DeKrey	Hildebrand	Miller, E.	Strinden
Dornacker	Hilleboe	Moore	Thorsgard
Dotzenrod	Hoffner	Murphy	Tweten
Eagles	Jacobson	Mushik	Ulvedal
Erickson, W.	Jenkins	Olienyk	Wagner
Fleming	Johnson, H.	Opedahl	Walsh
Gackle	Johnson, K.	Patrick	Weber
Ganser	Kieffer	Peterson, J.	Welder
Gengler	Kingsbury	Peterson, R.	White
Gerl	Knudson	Raile	Wilkie
Glaspay	Lang	Raymond	Winge
Grant	Larson, G.	Reimers	Mr Speaker
Gronneberg	Larson, L.	Rice	

Absent and not voting:

Dick	Giffey	Hensrud	Lundene
Erickson, K.	Haman	Linderman	

So the bill passed and the title was agreed to.

House Bill No. 1382. A Bill for an Act to require certification of water and wastewater system operators, and providing a penalty.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 74; nays, 14; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Glaspay	Larson, L.	Rivinius
Atkinson	Grant	Laughlin	Rocheleau
Austin	Gronneberg	Livingston	Solberg
Backes	Gunderson	McGeehan	Stoltenow
Berg	Haugland	Mertens	Stone
Boustead	Hausauer, A.	Miedema	Streibel
Boyum	Hausauer, R.	Miller, B.	Strinden
Brekke	Henning	Moore	Thorsgard
Bunker	Henry	Mushik	Tweten
DeGroot	Hensrud	Olienyk	Ulvedal

DeKrey	Herman	Opedahl	Wagner
Dick	Hildebrand	Patrick	Walsh
Dornacker	Hoffner	Peterson, J.	Weber
Eagles	Johnson, H.	Peterson, R.	Welder
Erickson, W.	Kieffer	Raile	White
Fleming	Kingsbury	Raymond	Wilkie
Gackle	Knudson	Reimers	Winge
Ganser	Lang	Rice	Mr. Speaker
Gengler	Larson, G.		

Those voting in the negative were:

Dotzenrod	Jacobson	Metzger	Rolfsrud
Gerl	Jenkins	Meyer	Rundle
Hentges	Johnson, K.	Murphy	Shablow
Hickle	McGauvran		

Absent and not voting:

Erickson, K.	Haman	Linderman	Miller, E.
Giffey	Hilleboe	Lundene	Sandness
Halcrow	Lee		

So the bill passed and the title was agreed to.

House Bill No. 1390. A Bill for an Act to amend and reenact section 27-09-05 of the North Dakota Century Code, relating to the fees and mileage for jurors.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 2; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Grant	Lang	Reimers
Atkinson	Gronneberg	Larson, G.	Rice
Austin	Gunderson	Larson, L.	Rivinius
Backes	Halcrow	Laughlin	Rocheleau
Berg	Haugland	Livingston	Rolfsrud
Boustead	Hausauer, A.	McGauvran	Rundle
Boyum	Hausauer, R.	McGeehan	Shablow
Brekke	Henning	Mertens	Stoltenow
Bunker	Henry	Metzger	Stone
DeGroot	Hensrud	Meyer	Streibel
DeKrey	Hentges	Miedema	Strinden
Dick	Herman	Miller, B.	Thorsgard
Dornacker	Hickle	Moore	Tweten
Dotzenrod	Hildebrand	Murphy	Ulvedal
Eagles	Hoffner	Mushik	Wagner
Erickson, W.	Jacobson	Olienyk	Walsh
Fleming	Jenkins	Opedahl	Weber
Gackle	Johnson, H.	Patrick	Welder
Ganser	Johnson, K.	Peterson, J.	White
Gengler	Kieffer	Peterson, R.	Winge
Gerl	Kingsbury	Raile	Mr. Speaker
Glaspey	Knudson	Raymond	

Those voting in the negative were:

Solberg	Wilkie		
Absent and not voting:			
Erickson, K.	Hilleboe	Linderman	Miller, E.
Giffey	Lee	Lundene	Sandness
Haman			

So the bill passed and the title was agreed to.

House Bill No. 1438. A Bill for an Act relating to comprehensive health planning by counties and county funding for areawide comprehensive health planning organizations.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 3; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Rice
Atkinson	Gunderson	Larson, L.	Rivinius
Austin	Halcrow	Laughlin	Rocheleau
Backes	Haugland	Lee	Rolfsrud
Berg	Hausauer, A.	Livingston	Sandness
Boustead	Hausauer, R.	McGauvran	Shablow
Boyum	Henning	Mertens	Solberg
Brekke	Henry	Metzger	Stoltenow
Bunker	Hensrud	Meyer	Stone
DeGroot	Hentges	Miedema	Streibel
DeKrey	Herman	Miller, B.	Strinden
Dick	Hickle	Miller, E.	Thorsgard
Dornackér	Hildebrand	Mushik	Tweten
Dotzenrod	Hoffner	Olienyk	Ulvedal
Eagles	Jacobson	Opedahl	Wagner
Erickson, W.	Jenkins	Patrick	Walsh
Fleming	Johnson, H.	Peterson, J.	Weber
Gackle	Johnson, K.	Peterson, R.	Welder
Ganser	Kieffer	Raile	White
Gengler	Kingsbury	Raymond	Wilkie
Glaspey	Knudson	Reimers	Winge
Grant	Lang		

Those voting in the negative were:

Moore	Murphy	Rundle
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Absent and not voting:

Erickson, K.	Haman	Linderman	McGeehan
Gerl	Hilleboe	Lundene	Mr. Speaker
Giffey			

So the bill passed and the title was agreed to.

House Bill No. 1455. A Bill for an Act to amend and reenact section 14-09-09 of the North Dakota Century Code, relating to the liability of a stepfather for support of stepchildren, and to repeal section 50-09-08.1 of the North Dakota Century Code, relating to stepfather's liability for dependent children.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rice
Atkinson	Halcrow	Lee	Rivinius
Austin	Haugland	Livingston	Rocheleau
Backes	Hausauer, A.	McGauvran	Rolfsrud
Berg	Hausauer, R.	McGeehan	Rundle
Boustead	Henning	Mertens	Sandness
Boyum	Henry	Metzger	Shablow
Brekke	Hensrud	Meyer	Solberg
Bunker	Hentges	Miedema	Stoltenow
DeGroot	Herman	Miller, B.	Stone
DeKrey	Hickle	Miller, E.	Streibel
Dick	Hildebrand	Moore	Strinden
Dornacker	Hoffner	Murphy	Thorsgard
Dotzenrod	Jacobson	Mushik	Tweten
Eagles	Jenkins	Olienyk	Ulvedal
Fleming	Johnson, H.	Opedahl	Wagner
Gackle	Johnson, K.	Patrick	Walsh

Ganser	Kieffer	Peterson, J.	Welder
Gengler	Kingsbury	Peterson, R.	White
Giffey	Knudson	Raile	Wilkie
Glaspay	Lang	Raymond	Winge
Grant	Larson, G.	Reimers	Mr. Speaker
Gronneberg	Larson, L.		

Those voting in the negative were:
Erickson, W.

Absent and not voting:

Erickson, K.	Haman	Linderman	Weber
Gerl	Hilleboe	Lundene	

So the bill passed and the title was agreed to.

House Bill No. 1456. A Bill for an Act to create and enact sections 50-11-01.1, 50-11-01.2, and 50-11-01.3 of the North Dakota Century Code, defining a family day care home for children, a day care center for children, and providing for the use of public funds.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Reimers
Atkinson	Gunderson	Larson, L.	Rice
Austin	Halcrow	Laughlin	Rivinius
Backes	Haugland	Lee	Rolfsrud
Berg	Hausauer, A.	Linderman	Sandness
Boustead	Hausauer, R.	Livingston	Shablow
Boyum	Henning	McGauvran	Solberg
Brekke	Henry	McGeehan	Stoltenow
Bunker	Hensrud	Mertens	Stone
DeGroot	Hentges	Metzger	Streibel
DeKrey	Herman	Meyer	Strinden
Dick	Hickle	Miedema	Thorsgard
Dornacker	Hildebrand	Miller, B.	Twetten
Dotzenrod	Hoffner	Miller, E.	Ulvedal
Eagles	Jacobson	Moore	Wagner
Erickson, W.	Jenkins	Mushik	Walsh
Fleming	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspay	Lang	Raymond	Mr. Speaker
Grant			

Those voting in the negative were:

Gackle	Rocheleau	Peterson, J.	Rundle
Murphy			

Absent and not voting:

Erickson, K.	Haman	Hilleboe	Lundene
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So the bill passed and the title was agreed to.

House Bill No. 1478. A Bill for an Act to amend and reenact section 39-09-01, subsection 1 of section 39-10-11, and subsection 1 of section 39-21-36 of the North Dakota Century Code, relating to the care required in operating a vehicle, to the overtaking of a vehicle on the left, and to the equipment of horns and warning devices.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 5; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raymond
Atkinson	Gronneberg	Larson, G.	Reimers
Austin	Gunderson	Larson, L.	Rice
Berg	Halcrow	Laughlin	Rivinius
Boustead	Haugland	Lee	Rocheleau
Boyum	Hausauer, A.	Linderman	Rundle
Brekke	Hausauer, R.	Livingston	Sandness
Bunker	Henning	McGauvran	Shablow
DeGroot	Hensrud	McGeehan	Solberg
DeKrey	Henry	Mertens	Stoltenow
Dick	Hentges	Metzger	Stone
Dornacker	Herman	Meyer	Streibel
Dotzenrod	Hickle	Miedema	Strinden
Eagles	Hildebrand	Miller, E.	Thorsgard
Erickson, W.	Hoffner	Moore	Ulvedal
Fleming	Jacobson	Mushik	Wagner
Gackle	Jenkins	Olienik	Walsh
Ganser	Johnson, H.	Opedahl	Welder
Gengler	Johnson, K.	Patrick	Wilkie
Gerl	Kingsbury	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker
Glaspey			

Those voting in the negative were:

Miller, B.	Raile	Rolfsrud	Weber
Murphy			

Absent and not voting:

Backes	Haman	Kieffer	Tweten
Erickson, K.	Hilleboe	Lundene	White

So the bill passed and the title was agreed to.

House Bill No. 1538. A Bill for an Act to provide for the humane treatment of animals and to provide penalties for their inhumane treatment; to repeal sections 36-21-02, 36-21-03, 36-21-06, 36-21-07, 36-21-08, and 36-21-09 of the North Dakota Century Code; and providing penalties.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 79; nays, 8; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Halcrow	Larson, L.	Raymond
Atkinson	Haugland	Laughlin	Reimers
Austin	Hausauer, A.	Linderman	Rice
Boustead	Hausauer, R.	Livingston	Rivinius
Boyum	Henning	McGauvran	Rundle
Brekke	Hensrud	McGeehan	Sandness
Bunker	Hentges	Mertens	Shablow
DeGroot	Herman	Metzger	Solberg
Dick	Hickle	Miedema	Stoltenow
Dornacker	Hildebrand	Miller, B.	Stone
Dotzenrod	Hoffner	Miller, E.	Streibel
Eagles	Jacobson	Moore	Strinden
Erickson, W.	Jenkins	Murphy	Ulvedal
Ganser	Johnson, H.	Mushik	Wagner
Gerl	Johnson, K.	Olienik	Walsh
Giffey	Kieffer	Opedahl	Weber

Glaspey	Kingsbury	Patrick	Wilkie
Grant	Knudson	Peterson, J.	Winge
Gronneberg	Lang	Peterson, R.	Mr. Speaker
Gunderson	Larson, G.	Raile	

Those voting in the negative were:

Berg	Gengler	Meyer	Rolfsrud
DeKrey	Henry	Rocheleau	Thorsgard

Absent and not voting:

Backes	Gackle	Lee	Welder
Erickson, K.	Haman	Lundene	White
Fleming	Hilleboe	Tweten	

So the bill passed and the title was agreed to.

House Bill No. 1544. A Bill for an Act to create and enact subsection 13 of section 39-03-09 of the North Dakota Century Code, relating to the powers of the highway patrol.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 73; nays, 22; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Peterson, J.
Atkinson	Gunderson	Larson, L.	Peterson, R.
Backes	Halcrow	Laughlin	Raymond
Berg	Haugland	Lee	Reimers
Boustead	Hausauer, A.	Linderman	Sandness
Boyum	Hausauer, R.	Livingston	Solberg
Bunker	Henning	McGauvran	Stone
DeGroot	Henry	McGeehan	Streibel
DeKrey	Hensrud	Mertens	Strinden
Dick	Hentges	Metzger	Tweten
Dornacker	Herman	Meyer	Ulvedal
Dotzenrod	Hildebrand	Miedema	Wagner
Eagles	Hilleboe	Miller, B.	Walsh
Fleming	Hoffner	Moore	Weber
Gackle	Jacobson	Murphy	White
Ganser	Jenkins	Mushik	Wilkie
Giffey	Johnson, H.	Opedahl	Winge
Glaspey	Lang	Patrick	Mr. Speaker
Grant			

Those voting in the negative were:

Austin	Johnson, K.	Raile	Rundle
Brekke	Kieffer	Rice	Shablow
Erickson, W.	Kingsbury	Rivinius	Stoltenow
Gengler	Knudson	Rocheleau	Thorsgard
Gerl	Miller, E.	Rolfsrud	Welder
Hickle	Olienyk		

Absent and not voting:

Erickson, K.	Haman	Lundene
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So the bill passed and the title was agreed to.

House Bill No. 1556. A Bill for an Act to amend and reenact section 39-05-22 of the North Dakota Century Code, relating to surrendered certificates of title to a motor vehicle; and declaring an emergency.

Which was read.

Rep. Streibel requested unanimous consent to suspend the rules for the purpose of amending House Bill No. 1556. There being no objection, permission was granted by Speaker Bier.

Rep. Boustead moved that House Bill No. 1556 be amended as follows:

In line 3, after the word "vehicle" insert the following: "; and declaring an emergency"

In line 17, after the word "an" insert the following: "emergency"

And renumber the lines accordingly.

Which motion prevailed.

Rep. Boustead moved that the rules be suspended and that House Bill No. 1556 be deemed properly engrossed and placed on second reading and final passage, as amended, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Rice
Atkinson	Gunderson	Lee	Rivinius
Austin	Halcrow	Linderman	Rocheleau
Backes	Haugland	Livingston	Rolfsrud
Berg	Hausauer, A.	McGauvran	Rundle
Boustead	Henning	McGeehan	Sandness
Boyum	Henry	Mertens	Shablow
Brekke	Hensrud	Metzger	Solberg
Bunker	Hentges	Meyer	Stoltenow
DeGroot	Herman	Miedema	Stone
DeKrey	Hickle	Miller, B.	Streibel
Dick	Hildebrand	Miller, E.	Strinden
Dornacker	Hilleboe	Moore	Thorsgard
Dotzenrod	Hoffner	Murphy	Tweten
Eagles	Jacobson	Mushik	Ulvedal
Erickson, W.	Johnson, H.	Olienyk	Wagner
Fleming	Johnson, K.	Opedahl	Walsh
Gackle	Kieffer	Patrick	Weber
Ganser	Kingsbury	Peterson, J.	Welder
Gengler	Knudson	Peterson, R.	White
Gerl	Lang	Raile	Wilkie
Giffey	Larson, G.	Raymond	Winge
Glaspey	Larson, L.	Reimers	Mr. Speaker
Grant			

Absent and not voting:

Erickson, K.	Hausauer, R.	Jenkins	Lundene
Haman			

So the bill passed and the title was agreed to and the emergency clause was declared carried.

**SECOND READING OF
HOUSE CONCURRENT RESOLUTIONS**

House Concurrent Resolution No. 3024. A Concurrent Resolution emphasizing the seriousness of rate structures and Interstate Commerce Commission decisions to the economic health of North Dakota and other Upper Midwest agricultural industry-dominated states.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

House Concurrent Resolution No. 3027. A Concurrent Resolution urging the Congress of the United States to correct the inequalities and inadequacies in the limitations now imposed by section 127 of title 23 of the United States Code, relating to restrictions upon weights of vehicles operated upon state highways that are a part of the federal aid systems.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 2140. A Bill for an Act to amend and reenact section 40-21-07 of the North Dakota Century Code, relating to the number of signatures necessary on a nominating petition for a candidate for municipal office.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Rice
Atkinson	Gunderson	Laughlin	Rivinius
Austin	Halcrow	Lee	Rocheleau
Backes	Haugland	Linderman	Rolfsrud
Berg	Hausauer, A.	Livingston	Rundle
Boustead	Hausauer, R.	McGauvran	Sandness
Boyum	Henning	McGeehan	Shablow
Brekke	Henry	Mertens	Solberg
Bunker	Hensrud	Metzger	Stoltenow
DeGroot	Hentges	Meyer	Stone
DeKrey	Herman	Miedema	Streibel
Dick	Hickle	Miller, B.	Strinden
Dornacker	Hildebrand	Miller, E.	Thorsgard
Dotzenrod	Hilleboe	Moore	Tweten
Eagles	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Gerl	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker
Grant	Larson, G.	Reimers	

Absent and not voting:

Erickson, K. Haman Lundene

So the bill passed and the title was agreed to.

Senate Bill No. 2291. A Bill for an Act to amend and reenact section 57-02-34 of the North Dakota Century Code to change the time for the assessor to make the assessment.

Which was read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfsrud
Boustead	Hausauer, R.	McGauvran	Rundle
Boyum	Henning	McGeehan	Sandness
Brekke	Henry	Mertens	Shablow
Bunker	Hensrud	Metzger	Solberg
DeGroot	Hentges	Meyer	Stoltenow
DeKrey	Herman	Miedema	Stone
Dick	Hickle	Miller, B.	Streibel

Dornacker	Hildebrand	Miller, E.	Strinden
Dotzenrod	Hilleboe	Moore	Thorsgard
Eagles	Hoffner	Murphy	Tweten
Erickson, W.	Jacobson	Mushik	Ulvedal
Fleming	Jenkins	Olienyk	Wagner
Gackle	Johnson, H.	Opedahl	Walsh
Ganser	Johnson, K.	Patrick	Weber
Gengler	Kieffer	Peterson, J.	Welder
Gerl	Kingsbury	Peterson, R.	White
Giffey	Knudson	Raile	Wilkie
Glaspay	Lang	Raymond	Winge
Grant	Larson, G.	Reimers	Mr. Speaker
Gronneberg	Larson, L.		

Absent and not voting:

Atkinson	Erickson, K.	Haman	Lundene
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So the bill passed and the title was agreed to.

MOTION

Rep. Sandness moved that Senate Bill No. 2293 be laid over one legislative day, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber
Bismarck, February 15, 1971

Mr. President: I have the honor to transmit:

- House Bill No. 1272
- House Bill No. 1286
- House Bill No. 1306
- House Bill No. 1313
- House Bill No. 1358
- House Bill No. 1364
- House Bill No. 1410
- House Bill No. 1515
- House Bill No. 1528

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, February 15, 1971

Mr. President: I have the honor to return:

- Senate Bill No. 2017
- Senate Bill No. 2018
- Senate Bill No. 2028
- Senate Bill No. 2035
- Senate Concurrent Resolution No. 4011

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, February 15, 1971

Mr. President: I have the honor to transmit:

- House Bill No. 1024
- House Bill No. 1043
- House Bill No. 1146
- House Bill No. 1250
- House Bill No. 1335
- House Bill No. 1342
- House Bill No. 1394
- House Bill No. 1409
- House Bill No. 1418
- House Bill No. 1422
- House Bill No. 1436

House Bill No. 1441
 House Bill No. 1442
 House Bill No. 1473
 House Bill No. 1487
 House Bill No. 1503
 House Bill No. 1510
 House Bill No. 1529
 House Bill No. 1532
 House Bill No. 1553
 House Concurrent Resolution No. 3009
 House Concurrent Resolution No. 3013
 House Concurrent Resolution No. 3023

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 15, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2069
 Senate Bill No. 2134
 Senate Bill No. 2149
 Senate Bill No. 2177
 Senate Bill No. 2220
 Senate Bill No. 2232
 Senate Bill No. 2336
 Senate Bill No. 2341
 Senate Bill No. 2359
 Senate Bill No. 2360
 Senate Bill No. 2424
 Senate Bill No. 2429

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, February 15, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1041
 House Bill No. 1084
 House Bill No. 1031
 House Bill No. 1088
 House Bill No. 1143
 House Bill No. 1191
 House Bill No. 1195
 House Bill No. 1261
 House Bill No. 1300
 House Bill No. 1359
 House Bill No. 1365
 House Bill No. 1376

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 15, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1270

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 15, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2206

Senate Bill No. 2242
 Senate Bill No. 2264
 Senate Bill No. 2286
 Senate Bill No. 2302
 Senate Bill No. 2325
 Senate Bill No. 2384
 Senate Bill No. 2451
 Senate Bill No. 2463
 Senate Bill No. 2464
 Senate Concurrent Resolution No. 4049
 Senate Concurrent Resolution No. 4050

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary
 Senate Chamber

Bismarck, February 15, 1971

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Bill No. 1122.

Senators:
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Very respectfully,
 LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House be on the Thirteenth Order, and at the conclusion of the Thirteenth Order, the House stand recessed until 12:30 p.m., Tuesday, February 16, 1971, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2024. A Bill for an Act making an appropriation for salaries and expenses of the state seed department.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2305. A Bill for an Act providing for the adoption of an interstate agreement on detainers and for the implementation thereof.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2311. A Bill for an Act to create and enact subsection 4 of section 29-29-02 of the North Dakota Century Code, relating to grounds for the issuance of a search warrant.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2316. A Bill for an Act to amend and reenact subsection 4 of section 34-06-06 of the North Dakota Century Code, relating to the hours of employment of female workers during emergency periods.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2322. A Bill for an Act to amend and reenact section 12-60-01 of the North Dakota Century Code relating to changing the name of the North Dakota state bureau of criminal identification and apprehension.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2331. A Bill for an Act to provide for administrative supervision by the supreme court over all courts and to implement the superintending control of the supreme court provided under section 86 of the Constitution of the state of North Dakota.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2351. A Bill for an Act making an appropriation for the purpose of defraying the expenses of operating and maintaining the judicial council.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2412. A Bill for an Act to create and enact a new subdivision of subsection 1 of section 43-33-09, a new subsection of section 43-33-10, two new subdivisions of subsection 4 of section 43-33-12, and a new subsection of section 43-33-12 of the North Dakota Century Code, relating to the scope of the hearing aid dealers examination, duties of the licensing department, and grounds for suspension of licenses; and to amend and reenact subsection 6 of section 43-33-01, section 43-33-04, section 43-33-07, subsection 2 of section 43-33-08, subdivision e of subsection 4 of section 43-33-12, and subsection 2 of section 43-33-15 of the North Dakota Century Code, relating to definitions, persons and practices not affected, educational qualifications of applicants, frequency of examinations, temporary trainee supervision, and qualifications of members of the board of hearing aid dealers and fitters.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2419. A Bill for an Act to amend and reenact subsection 21 of section 57-38-01 of the North Dakota Century Code, relating to income tax definitions and providing for an effective date.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2420. A Bill for an Act to amend and reenact subsection 1 of section 57-38-40 of the North Dakota Century Code, relating to income tax revisions.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2456. A Bill for an Act to provide for Vietnam veterans' adjusted compensation, method of payment, duties of adjutant general, exemption from taxation and execution, time limits for filing, for a penalty, and for appropriations; and to create and enact section 37-24-08 of the North Dakota Century Code, relating to deduction of adjusted compensation, and declaring an emergency.

Which was read the first time and referred to the committee on Veterans' Military Affairs.

The House stood recessed pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

THIRTY-SIXTH DAY AFTER RECESS
AND THIRTY-SEVENTH DAY

Bismarck, February 16, 1971

The House reconvened at 12:30 p.m., pursuant to recess taken, with Speaker Bier presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1275

House Bill No. 1324

House Bill No. 1337

House Bill No. 1506

House Bill No. 1508

House Bill No. 1531

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed, and the report was adopted.

RECOGNITION

Rep. Fleming announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Fred Olafson, and Rep. Olafson was thereupon introduced to the House.

CONSIDERATION OF AMENDMENTS

Rep. Bunker moved that the amendments to House Bill No. 1153 as recommended by the Committee on Industry, Business and Labor as printed on pages 711 and 712 of the House Journal be adopted.

Rep. Bunker moved that the House dispense with the reading of the amendments to House Bill No. 1153, which motion prevailed.

The question then was on the motion of Rep. Bunker to adopt the amendments to House Bill No. 1153, which motion prevailed.

Rep. Bunker moved that the amendments to House Bill No. 1289 as recommended by the Committee on Industry, Business and Labor as printed on page 712 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the House reconsider the action by which the Committee Report was adopted on House Bill No. 1292, which motion failed.

Rep. Rundle moved that the amendments to House Bill No. 1292 as recommended by the Committee on Political Subdivisions as printed on page 712 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Brekke moved that House Bill No. 1344 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Brekke requested permission to withdraw House Bill No. 1344. There being no objections, it was so ordered by the Speaker.

CONSIDERATION OF AMENDMENTS

Rep. Haugland moved that the amendments to House Bill No. 1402 as recommended by the Committee on Social Welfare as printed on pages 712 and 713 of the House Journal be adopted, which motion prevailed.

Rep. Dick moved that the amendments to House Bill No. 1413 as recommended by the Committee on Natural Resources as printed on page 713 of the House Journal be adopted, which motion prevailed.

Rep. Dick moved that the amendments to House Bill No. 1518 as recommended by the Committee on Natural Resources as printed on page 713 of the House Journal be adopted, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1333. A Bill for an Act to amend and reenact sections 16-12-05, 16-12-15, and 16-13-01 of the North Dakota Century Code, relating to the conduct of elections and the counting of ballots.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Rice
Atkinson	Halcrow	Larson, L.	Rivinius
Austin	Haman	Laughlin	Rocheleau
Backes	Haugland	Lee	Rolfsrud
Boyum	Hausauer, A.	Linderman	Rundle
Bunker	Hausauer, R.	Livingston	Sandness
DeGroot	Henning	McGauvran	Shablow
DeKrey	Henry	McGeehan	Solberg
Dick	Hensrud	Metzger	Stoltenow
Dornacker	Hentges	Meyer	Stone
Dotzenrod	Herman	Miedema	Streibel
Eagles	Hickle	Miller, B.	Strinden
Erickson, K.	Hildebrand	Moore	Thorsgard
Erickson, W.	Hilleboe	Murphy	Tweten
Fleming	Hoffner	Mushik	Ulvedal
Gackle	Jacobson	Olienyk	Wagner
Ganser	Jenkins	Opedahl	Walsh
Gengler	Johnson, H.	Patrick	Welder
Gerl	Johnson, K.	Peterson, R.	White
Giffey	Kieffer	Raile	Wilkie
Glaspey	Kingsbury	Raymond	Winge
Grant	Knudson	Riemers	Mr. Speaker
Gronneberg	Lang		

Those voting in the negative were:

Berg	Mertens	Peterson, J.
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Absent and not voting:

Boustead	Lundene	Miller, E.	Weber
Brekke			

So the bill passed and the title was agreed to.

MOTIONS

Rep. Rundle moved that House Bill No. 1540 be returned to the House from the Committee on Judiciary, which motion prevailed.

Rep. Rundle then requested permission to withdraw House Bill No. 1540. There being no objections, it was so ordered by the Speaker.

SECOND READING OF HOUSE BILLS

House Bill No. 1386. A Bill for an Act to amend and reenact section 15-21-17 of the North Dakota Century Code, relating to the state board of public school education.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Reimers
Atkinson	Halcrow	Larson, L.	Rice
Austin	Haman	Laughlin	Rivinius
Berg	Haugland	Lee	Rocheleau
Boyum	Hausauer, A.	Linderman	Rolfsrud
Bunker	Hausauer, R.	Livingston	Sandness
DeGroot	Henning	McGauvran	Shablow
DeKrey	Henry	McGeehan	Solberg
Dick	Hensrud	Mertens	Stoltenow
Dornacker	Hentges	Metzger	Stone
Dotzenrod	Herman	Meyer	Streibel
Eagles	Hickle	Miedema	Strinden
Erickson, K.	Hildebrand	Miller, B.	Thorsgaard
Erickson, W.	Hilleboe	Miller, E.	Tweten
Fleming	Hoffner	Moore	Ulvedal
Gackle	Jacobson	Murphy	Wagner
Ganser	Jenkins	Mushik	Walsh
Gengler	Johnson, H.	Opedahl	Weber
Gerl	Johnson, K.	Patrick	Welder
Giffey	Kieffer	Peterson, J.	White
Glaspay	Kingsbury	Peterson, R.	Wilkie
Grant	Knudson	Raile	Winge
Gronneberg	Lang	Raymond	Mr. Speaker

Those voting in the negative were:

Rundle

Absent and not voting:

Backes	Brekke	Lundene	Olienyk
Boustead			

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1002 has had the same under consideration and recommends that the same be amended as follows:

Page 1, line 19, delete the figure "5,006,859.00" and insert in lieu thereof the figure "5,031,859.00"

Page 1, line 23, delete the figure "5,800,434.00" and insert in lieu thereof the figure "5,825,434.00"

Page 2, line 1, delete the figure "1,662,724.00" and insert in lieu thereof the figure "1,687,724.00"

Page 2, line 10, delete the figure "823,654.00" and insert in lieu thereof the figure "830,736.00"

Page 2, line 12, delete the figure "475,000.00" and insert in lieu thereof the figure "509,630.00"

Page 2, line 13, delete the figure "7,465,254.00" and insert in lieu thereof the figure "7,506,966.00"

Page 2, line 15, delete the figure "4,672,860.00" and insert in lieu thereof the figure "4,714,572.00"

Page 2, line 19, delete the figure "72,658.00" and insert in lieu thereof the figure "72,783.00"

Page 2, after line 20, add the following: "20a Special Assessments for two years 8200.00"

Page 2, line 21, delete the figure "363,074.00" and insert in lieu thereof the figure "371,399.00"

Page 2, line 23, delete the figure "251,074.00" and insert in lieu thereof the figure "259,399.00"

Page 2, line 27, delete the figure "13,507.00" and insert in lieu thereof the figure "14,650.00"

Page 2, line 28, delete the figure "11,120.00" and insert in lieu thereof the figure "11,440.00"

Page 2, line 29, delete the figure "88,166.00" and insert in lieu thereof the figure "89,629.00"

Page 2, line 31, delete the figure "60,166.00" and insert in lieu thereof the figure "61,629.00"

Page 3, after line 5, add the following:

"5a Fuel Storage 1500.00

5b Grain Bin 1325.00"

Page 3, line 7, delete the figure "80,207.00" and insert in lieu thereof the figure "83,032.00"

Page 3, line 10, delete the figure "18,950.00" and insert in lieu thereof the figure "23,878.00"

Page 3, after line 12, add the following:

"12a Replace Heating Plant 33,000.00"

Page 3, line 13, delete the figure "158,849.00" and insert in lieu thereof the figure "196,777.00"

Page 3, line 14, delete the figure "126,500.00" and insert in lieu thereof the figure "143,000.00"

Page 3, line 15, delete the figure "32,349.00" and insert in lieu thereof the figure "53,777.00"

Page 3, line 18, delete the figure "20,800.00" and insert in lieu thereof the figure "21,450.00"

Page 3, line 19, delete the figure "23,675.00" and insert in lieu thereof the figure "23,800.00"

Page 3, line 21, delete the figure "142,736.00" and insert in lieu thereof the figure "143,511.00"

Page 3, line 23, delete the figure "112,736.00" and insert in lieu thereof the figure "113,511.00"

Page 3, line 28, delete the figure "25,400.00" and insert in lieu thereof the figure "27,500.00"

Page 3, line 29, delete the figure "261,369.00" and insert in lieu thereof the figure "263,469.00"

Page 3, line 31, delete the figure "176,369.00" and insert in lieu thereof the figure "178,469.00"

Page 3, line 33, delete the figure "149,625.00" and insert in lieu thereof the figure "70,625.00"

Page 3, line 34, delete the figure "325,994.00" and insert in lieu thereof the figure "249,094.00"

Page 3, after line 35, add the following:

"35a Salaries and wages 59,563.00

35b Fees and Services 13,771.00

35c Supplies and Materials 7,800.00"

Page 4, after line 1, add the following:

"1a Total Operating Budget 168,934.00

1b Less estimated income 168,934.00

1c Total general fund - 0 -"

Page 4, after line 3, add the following:

"3a Less estimated income 21,000

3b Total general fund - 0 -"

Page 4, line 5, delete the figure "7,198,110.00" and insert in lieu thereof the figure "7,222,738.00"

On page 5, in line 25 after the period, insert the following section: "SECTION 5. SUGAR BEETS.) An amount of \$25,000.00 included in the appropriation for Extension Division salaries and wages shall be available for one-half of the salary of two persons doing sugar beet extension work upon notification that the state of Minnesota has entered into an agreement to fund such work under a co-operative basis to the extent of \$25,000.00 for the same period of time."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The increase to fees and services, supplies and materials, and equipment, is to provide for the experiment stations to update their services. The \$79,000 was deducted from the Livestock research unit at Carrington in order for the Missouri River Diversion grant to fund this amount for the project. The three lines were added to the Agronomy Seed Farm portion as this was left out in the original bill.

REP. WAGNER, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1014 has had the same under consideration and recommends that the same be amended as follows:

Page 1, line 14, delete the figure "110,061,955.00" and insert in lieu thereof the figure "110,170,955.00"

Page 1, line 21, delete the figure "3,651,940.00" and insert in lieu thereof the figure "3,756,018.00"

Page 2, line 1, delete the figure "689,478.00" and insert in lieu thereof the figure "694,400.00"

Page 2, line 11, delete the figure "110,061,955.00" and insert in lieu thereof the figure "110,170,955.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The sum of \$74,078.00 was added to provide for Data Processing, and the sum of \$30,000 was added to provide for the publishing of the "Horizon" magazine.

REP. REIMERS, Chairman

Rep. J. Peterson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1021 has had the same under consideration and recommends that the same do pass.

REP. WAGNER, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1063 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 15, of the bill, delete the word "new"

On page 6, line 27, delete the word "ten" and insert in lieu thereof the word "five"

On page 8, line 23, delete the figure "1,000,000" and insert in lieu thereof the figure "500,000"

On page 8, line 27, delete the figure "1,000,000" and insert in lieu thereof the figure "500,000"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The purpose of the amendment is to decrease the funds to \$500,000 in order to leave more money in the Bank of North Dakota rather than in a special trust fund, and also the committee believed this amount would sufficiently cover the amount needed in this fund.

REP. WAGNER, Vice Chairman

Rep. Kingsbury moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1203 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 5, delete the words "buildings and other"

On page 1, line 16, delete the words "buildings and other"

On page 1, delete lines 21, 22, and 23

On page 1, line 24, delete the letter "c" and insert in lieu thereof the letter "a"

On page 2, delete the lines 1, 2, 3, 4, and 5

On page 2, line 6, delete the numeral "4" and insert in lieu thereof the numeral "2"

On page 2, delete lines 8 and 9

On page 2, line 10, delete the letter "c" and insert in lieu thereof the letter "a"

On page 2, delete lines 11 and 12

On page 2, line 13, delete all of the line through the period

On page 2, line 19, delete all of the words after the word "construction"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The purpose of the amendment is to provide money for the parking lots at the University of North Dakota and Wahpeton State School of Science.

REP. WAGNER, Vice Chairman

Rep. J. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1338 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Dick moved that the report be adopted.

Rep. Wilkie moved a substitute motion that House Bill No. 1338 be placed on the calendar.

Rep. Wilkie requested a recorded roll call vote on the substitute motion to place House Bill No. 1338 on the calendar.

ROLL CALL

The roll was called and there were ayes, 42; nays, 53; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Glaspey	Linderman	Patrick
Backes	Grant	Livingston	Rocheleau
DeGroot	Gronneberg	McGauvran	Rolfstrud
Dotzenrood	Halcrow	McGeehan	Sandness
Eagles	Haman	Mertens	Shablow
Erickson, K.	Henry	Meyer	Solberg
Erickson, W.	Hoffner	Miller, B.	Walsh
Fleming	Jacobson	Miller, E.	Weber
Gengler	Johnson, H.	Mushik	Wilkie

Gerl	Kieffer	Opedahl	Winge
Giffey	Laughlin		

Those voting in the negative were:

Atkinson	Hausauer, R.	Larson, L.	Rivinius
Austin	Henning	Lee	Rundle
Berg	Hensrud	Metzger	Stoltenow
Boyum	Hentges	Miedema	Stone
Brekke	Herman	Moore	Streibel
Bunker	Hickle	Murphy	Strinden
DeKrey	Hildebrand	Olienyk	Thorsgard
Dick	Jenkins	Peterson, J.	Tweten
Dornacker	Johnson, K.	Peterson, R.	Ulvedal
Gackle	Kingsbury	Raile	Wagner
Ganser	Knudson	Raymond	Welder
Gunderson	Lang	Reimers	White
Haugland	Larson, G.	Rice	Mr. Speaker
Hausauer, A.			

Absent and not voting:

Boustead	Hilleboe	Lundene
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The motion failed.

The question then was on the motion of Rep. Dick to adopt the committee report on House Bill No. 1338, which motion prevailed. House Bill No. 1338 was indefinitely postponed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1363 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Moore moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1457 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Stone moved that the report be adopted.

Rep. Shablow moved a substitute motion that House Bill No. 1457 be placed on the calendar, which motion failed on a division vote.

The question then was on the motion of Rep. Stone to adopt the Committee Report on House Bill No. 1457, which motion prevailed. House Bill No. 1457 was indefinitely postponed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1490 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted.

Rep. Fleming moved a substitute motion that House Bill No. 1490 be placed on the calendar.

Rep. K. Erickson requested a recorded roll call vote on the substitute motion to place House Bill No. 1490 on the calendar.

ROLL CALL

The roll was called and there were ayes, 40; nays, 53; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Glaspey	Laughlin	Opedahl
Backes	Grant	Linderman	Patrick
DeGroot	Gronneberg	Livingston	Rocheleau
Dotzenrod	Haman	McGauvran	Rolfsrud
Erickson, K.	Henry	McGeehan	Shablow

Erickson, W.	Hilleboe	Mertens	Solberg
Fleming	Hoffner	Meyer	Walsh
Gengler	Jacobson	Miller, B.	Weber
Gerl	Johnson, H.	Miller, E.	Wilkie
Giffey	Kieffer	Mushik	Winge

Those voting in the negative were:

Atkinson	Haugland	Lang	Rice
Austin	Hausauer, A.	Larson, G.	Rivinius
Berg	Hausauer, R.	Larson, L.	Rundle
Boustead	Henning	Lee	Sandness
Boyum	Hensrud	Metzger	Stoltenow
Brekke	Hentges	Miedema	Streibel
Bunker	Herman	Moore	Strinden
DeKrey	Hickle	Murphy	Thorsgard
Dick	Hildebrand	Olienyk	Ulvedal
Dornacker	Jenkins	Peterson, J.	Wagner
Eagles	Johnson, K.	Raile	Welder
Ganser	Kingsbury	Raymond	White
Gunderson	Knudson	Riemers	Mr. Speaker
Halcrow			

Absent and not voting:

Gackle	Peterson, R.	Stone	Tweten
Lundene			

The motion failed.

The question was on the motion of Rep. Rundle to adopt the Committee Report on House Bill No. 1490, which motion prevailed. House Bill No. 1490 was indefinitely postponed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: The Majority of your Committee on Judiciary to whom was referred House Bill No. 1511 has had the same under consideration and recommends that the same do pass.

Rep. Atkinson
Rep. Stone
Rep. Austin
Rep. Dick
Rep. Dotzenrod
Rep. Moore
Rep. Murphy
Rep. Rundle

REP. ATKINSON, Chairman

Rep. Moore moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Judiciary to whom was referred House Bill No. 1511 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Gronneberg
Rep. Kieffer
Rep. Lundene
Rep. McGauvran
Rep. Rocheleau
Rep. Walsh

REP. ATKINSON, Chairman

Rep. Lundene moved that the report of the Minority be substituted for that of the Majority, which motion failed.

The question then was on the motion of Rep. Moore to adopt the report of the Majority of the Committee on Judiciary on House Bill No. 1511, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2137 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Kieffer moved that the report be adopted.

Rep. Dotzenrod moved a substitute motion that Senate Bill No. 2137 be placed on the calendar, which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, February 16, 1971

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Memorial Resolution No. 4080

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4049. A Concurrent Resolution designating February 19, 1971, as North Dakota Editors Day at the Forty-second Legislative Assembly and welcoming Mr. Herbert G. Klein, a distinguished journalist and director of the Office of Communications for the Executive Branch, to North Dakota.

Was read the first time.

Rep. Strinden moved that the rules be suspended, that Senate Concurrent Resolution No. 4049 be not referred to committee, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4049. A Concurrent Resolution designating February 19, 1971, as North Dakota Editors Day at the Forty-second Legislative Assembly and welcoming Mr. Herbert G. Klein, a distinguished journalist and director of the Office of Communications for the Executive Branch, to North Dakota.

Was read the second time.

Rep. Strinden moved the adoption of Senate Concurrent Resolution No. 4049, which motion prevailed on a voice vote.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4050. A Concurrent Resolution commending the North Dakota Air National Guard for its victories in the 1970 Aerospace Defense Command's worldwide weapons competition.

Was read the first time.

Rep. Olienyk moved that the rules be suspended, that Senate Concurrent Resolution No. 4050 be not referred to committee, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4050. A Concurrent Resolution commending the North Dakota Air National Guard for its victories in the 1970 Aerospace Defense Command's worldwide weapons competition.

Was read the second time.

Rep. Olienyk moved the adoption of Senate Concurrent Resolution No. 4050, which motion prevailed on a voice vote.

MOTION

Rep. Rolfsrud moved that a committee of two be appointed to escort Hon. Arthur A. Link to the rostrum, which motion prevailed.

Speaker Bier appointed Reps. Rolfsrud and Murphy.

Congressman Link addressed the Assembly.

Congressman Link: "Mr. Speaker,

"I think this is indicative of the close association that develops after many years of working together in a body such as this. Mr. Majority Floor Leader, Minority Floor Leader, Bryce and Buckshot, your assistants, Rep. Strinden and Rep. Weber, I know the tremendous job that you are playing in conducting the affairs of this body. Perhaps one of the greater rewards of going away from home at any time is the opportunity to come back, and truly perhaps one of the most welcome reminders of this body is that beautiful board of red and green lights. How we miss it!

"I think it would be most fitting on this day that we recall again those who are departed, and we are at this time saddened by the death of a former member of this body and one who started in the Legislature here, the former Representative and then Senator, Senator Lowe who has departed, and I share with you in remembering former Representative Lowe, a very good and conscientious member of the State Legislature.

"You know, after twenty-four years and being in the majority only once in this body, I thought there ought to be another way to become a member of the majority party. Since that was accomplished, there are constant reminders the Republicans are very much in evidence. On the floor where my office is located in the Longworth Building, there are only two Congressional offices in this corridor — the one that belongs to me, and the other that belongs to freshman Congressman Bill Archer, Republican from Texas. Then around the next corridor, there are no Congressional offices, but on the doors of three of these offices are signs that read like this, 'Republican Policy Committee', 'House Republican Conference', and 'Republican Research Committee.'

"Whenever one mentions that he is from North Dakota, the people in the East and South constantly remind us of the fact we are supposed to have inclement weather. I must say that not only the weather we are experiencing now surpasses anything we have had in Washington up to this time, but the warmth and cheeriness in this chamber surpasses any we have had up to this time. Not the least in these chambers — as in the past sessions — you have continued the tradition of the flowers at the Stations of the Roses in the Assembly, and they truly brighten up your Assembly. To those Representatives for remembering our fair members, congratulations.

"While you might expect me to discuss legislation, bills before Congress, major issues of concern to all of us, I have chosen a slightly different topic, but one not foreign to those of you in this Legislative Assembly. I have chosen this topic deliberately because I hope I will indicate to you before I get through, it is in my opinion one of the most important concerns that legislative bodies should have at every level, and I think in the great debate before those bodies, it perhaps receives the least attention. So perhaps of greater difference than any climatic weather conditions, the thing that impresses me most is the difference of the climate in the national House of Representatives. Even though this did not come to pass until January 22, when the 92nd Congress convened.

"As most of you know, my former exposure to the Legislative process was obtained in the North Dakota House of Representatives, beginning in 1947. I can clearly recall the method of oral roll call, where the Chief Clerk of the House read off in rapid succession the 113 names which was the membership of our House at that time. However, that was the last session of oral roll call in the North Dakota House. Depending on the speed of the clerk, the call of the roll would take from five to ten minutes. For more than twenty years now, we have utilized the electric roll call and tabulating system.

"To be sure, I knew the National Congress had not yet recognized the need for conserving countless hours of time and still proceeded to call the roll of its members, which in the House totals 435, by voice.

This takes almost thirty minutes. The very first call was for attendance of the new Congress, and I felt no impatience, for after all, a new group of Congressmen were again convening — some new, most former, but all, I am sure, with a new resolve to tackle once again the problems unfinished from the 91st Congress and the new ones of the 92nd. And, after all, wasn't it important to know that they were all present? However, attempts to get on with adoption of rules ran into controversy necessitating two quorum calls and a roll call. All together, four full oral calls in succession were taken. The afternoon was gone, and little had been accomplished, but to determine the new Congress was in session.

"Certainly, it was pleasant to visit with the many fine men and women and learn to find one's way around. So time did not lag, but the slowness of this method in contrast to our own State Legislature had by that time made its full impact on me.

"In response to inquiry of a former member, I was told the matter of electronic roll call was under consideration. Research by a member of my staff discloses that while no immediate steps are before Congress, we do have a letter indicating the system is being considered. So more than twenty years after our State Legislature with 113 members, now 98, has used the electric roll call system, the National Congress with 435 House members is considering it.

"What would you think if the chairmen of the standing committees of our State Legislature were chosen solely on the basis of seniority?

"What would you think if the chairman and ranking minority member of each committee were ex officio members of each sub-committee with a right to vote thereon? While we have few sub-committees at the State Legislature, I doubt this practice would be acceptable. We grant the majority and minority leaders full committee participation on all committees but deny them the right of vote in the committee.

"Sub-committees are an important legislative process at the national level. For instance, the committee on Agriculture of which I am a member has ten sub-committees.

"What would you say if proxy voting were permitted in committee at the State Legislature? Very recently in Congress, it was possible for the chairman or another committee member to carry the proxies of a number of absent members who had not heard the testimony and vote them, thus determining the final decision of a committee, contrary to the decision of the majority present.

"While proxy voting continues to be used, it is now required that the member who plans to be absent at a vote sign a statement, showing in whose favor the proxy is given, the bill or resolution it is to be used on and how he intends to vote.

"What would you think if after the Education Committee or the Social Welfare Committee or any other standing committee of our State Legislature after having completed hearings and made its recommendation on a bill could not report the bill out for action by the House until an all-powerful Rules Committee said it could be reported out? Now there are some logical reasons for the orderly processing of legislation, and within limits can be justified.

"To minimize undue delay, this session of Congress attempted to adopt the 21-day rule and for a time it seemed we may succeed. It would have given the Speaker, after 21 days, authority to call a bill out of committee if he felt it should be reported. We succeeded in a majority caucus, and were defeated by the entire House.

"Last Wednesday the District of Columbia Committee, upon which I will serve, held its organizational meeting. Following a concerted effort by former members who saw the need for reform of the rules of the D. C. Committee, we were successful in providing categorical designation of four sub-committees, such as Health and Safety, Education, etc. The Chairman will now be required to refer bills to their

proper committee. Heretofore, he had his sub-committees numbered 1, 2, 3, 4 and directed bills at will to committees of his choice. This former method could deny members who had interest and expertise in special areas from considering bills related to their chosen field. And this is the committee that governs our nation's capital city — a city with a population greater than the State of North Dakota — 880,000.

"Lest you think I am going to spend all my time and energy opposing the 'establishment', let me say I have given considerable forethought to discussing these issues with the citizens of North Dakota. My decision to do so is based on several reasons.

"First, with State Legislative experience, I believe the deficiencies at the Congressional level are more apparent to me than if I had not had such experience, and therefore I have a responsibility to point them out.

"Second, it is a human and somewhat natural tendency to give in, or as some have said, 'If you want to get along, better learn to go along.'

"Ladies and gentlemen, if the Congress of the United States goes along without meaningful, responsive reform and continues to lag in assuming its rightful, responsible place in our government, there won't be anything to go along with.

"We will have lost the race which is ever increasing in speed and intensity, a race of coming to grips with the problems before the problems grip the nation with a paralysis from which we cannot recover.

"So, I have decided to speak out, and while you as individuals may feel unable to assist in this effort, only an informed and concerned citizenry can at times bring about difficult and important change.

"No power is stronger in the political arena than the power of public opinion.

"The astute politician unknowingly will find himself in the position of an ancient chieftain who said, 'I must follow my people, for, after all, am I not their leader?'

"Abraham Lincoln said, 'Public opinion is everything. With it, nothing can fail. Without it, nothing can succeed.'

"The message I want to leave with you this afternoon is threefold. First, though we can take a degree of pride and satisfaction in the knowledge that our North Dakota Legislature ranks 22nd among all states in the nation, we cannot rest on our laurels. Where would you be today with the volume of bills again before you if no electric roll call were used and few, if any, of the other numerous reforms of procedure had not been adopted? Continue your Legislative procedure and arrangements.

"Second, each of us has a responsibility to expect our National Congress to take the necessary steps to improve and reform its methods of procedure in keeping with the needs of our times. Members of the Congress should assume responsibility for necessary reform. They alone can make the changes and should make their positions known on this vital issue.

"Third, the most important legislation cannot become law without the necessary orderly procedure to transform an idea into a working reality. Whether on the state or national level, this premise holds true.

"Best wishes for a successful session, and come visit us in Washington when you can."

Rep. Rolfsrud moved the remarks of Congressman Link be printed in the Journal, which motion prevailed.

RECOGNITIONS

Rep. Lee announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Helen Ferguson, and Rep. Ferguson was thereupon introduced to the House.

Rep. Raile announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Emil Schaffer, and Rep. Schaffer was thereupon introduced to the House.

FIRST READING OF A

SENATE CONCURRENT MEMORIAL RESOLUTION

Senate Concurrent Memorial Resolution No. 4080. A Concurrent Memorial Resolution in memory of the late Senator Kenneth C. Lowe and extending sympathy and condolences to his wife and family.

Was read the first time.

Rep. Strinden moved that the rules be suspended, that Senate Concurrent Memorial Resolution No. 4080 be not referred to committee, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A

SENATE CONCURRENT MEMORIAL RESOLUTION

Senate Concurrent Memorial Resolution No. 4080. A Concurrent Memorial Resolution in memory of the late Senator Kenneth C. Lowe and extending sympathy and condolences to his wife and family.

Which has been read.

Rep. Strinden moved the adoption of Senate Concurrent Memorial Resolution No. 4080, which motion prevailed on a voice vote.

Rep. Streibel moved that Reps. Strinden, Tweten, Stone, Hensrud, Raymond and Ulvedal be appointed the official representatives from the House of Representatives to attend the funeral of Senator Kenneth Lowe, which motion prevailed.

REPORTS OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1040
 House Bill No. 1049
 House Bill No. 1050
 House Bill No. 1051
 House Bill No. 1056
 House Bill No. 1067
 House Bill No. 1069
 House Bill No. 1072
 House Bill No. 1073
 House Bill No. 1074
 House Bill No. 1075
 House Bill No. 1082
 House Bill No. 1083
 House Bill No. 1090
 House Bill No. 1112
 House Bill No. 1151

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Resolution No. 1
 House Resolution No. 2
 House Resolution No. 3
 House Resolution No. 4

House Concurrent Resolution No. 3006
 House Concurrent Resolution No. 3007
 House Concurrent Resolution No. 3008
 House Concurrent Resolution No. 3012
 And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-SEVENTH DAY

Bismarck, February 16, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. David Knecht, McCabe United Methodist Church, Bismarck.

Roll was called and all members were present except Reps. Jenkins and Lundene.

A quorum was declared by the Speaker.

MOTIONS

Rep. Gerl moved that House Concurrent Resolution No. 3048 be returned to the House from the Committee on Veterans Military Affairs, which motion prevailed.

Rep. Gerl moved that House Concurrent Resolution No. 3048 be re-referred to the Committee on State and Federal Government which motion prevailed.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the thirty-fourth day after recess, thirty-fifth day, and thirty-sixth day and finds the same to be correct.

REP. STONE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Rundle moved that the amendments to House Bill No. 1547 as recommended by the Committee on Political Subdivisions as printed on pages 718, 719 and 720 of the House Journal be adopted.

Rep. Rundle moved to dispense with the reading of the amendments to House Bill No. 1547, which motion prevailed.

The question then was on the motion of Rep. Rundle to adopt the amendments to House Bill No. 1547, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1175 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The Majority of your Committee on Education to whom was referred House Bill No. 1210 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Fleming
 Rep. Giffey

Rep. A. Hausauer
 Rep. E. Miller
 Rep. Raymond
 Rep. Rice
 Rep. Stoltenow

REP. K. KNUDSON, Chairman

Rep. A. Hausauer moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Education to whom was referred House Bill No. 1210 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 2, after the word "not" insert the following:

"exceed five mills and shall not"

Rep. R. Peterson
 Rep. Eagles
 Rep. Hildebrand
 Rep. Jacobson
 Rep. G. Larson
 Rep. Mushik

And when so amended recommends the same do pass.

REP. K. KNUDSON, Chairman

Rep. Jacobson moved that the report of the minority be substituted for that of the majority, which motion failed.

The question then was on the motion of Rep. A. Hausauer to adopt the Report of the Majority of the Committee on House Bill No. 1210, which motion prevailed. House Bill No. 1210 was indefinitely postponed.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1219 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 16, after the word "passengers" delete the following language: "or otherwise engaged in commerce"

On page 2, after line 16, add the following language: **"Provided that the provisions of this section shall not apply to employees performing the duties of train dispatcher, operators, or any other duties not directly pertaining to the movement of trains."**

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Gerl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1247 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, delete the word "optometrists" and insert in lieu thereof the word "practitioners"

On page 2, line 1, delete the word "optometrists" and insert in lieu thereof the word "practitioners"

On page 2, line 13, delete the word "may" and insert in lieu thereof the word "shall"

On page 2, line 17, following the period, insert the following words: "The word practitioner, as used in this chapter, shall include optometrist and physician duly licensed to practice their profession under North Dakota law."

On page 3, line 17, delete the word "optometrists" and insert in lieu thereof the word "practitioners"

On page 5, line 1, delete the word "OPTOMETRISTS" and insert in lieu thereof the word "PRACTITIONERS"

On page 5, line 2, delete the word "optometrist" and insert in lieu thereof the word "practitioner"

On page 5, line 7, delete the word "optometrist" and insert in lieu thereof the word "practitioner"

On page 5, line 10, delete the word "optometrist" and insert in lieu thereof the word "practitioner"

On page 6, line 9, delete the word "optometrist" and insert in lieu thereof the word "practitioner"

On page 6, line 12, delete the word "optometrist" and insert in lieu thereof the word "practitioner"

On page 6, line 16, delete the word "optometrist" and insert in lieu thereof the word "practitioner"

On page 6, line 18, delete the word "optometrist" and insert in lieu thereof the word "practitioner"

On page 6, line 21, delete the word "optometrist" and insert in lieu thereof the word "practitioner"

On page 6, line 28, delete the word "optometrist" and insert in lieu thereof the word "practitioner"

On page 6, line 29, following the period, insert the following words: "All contracts shall provide that a subscriber shall have the freedom of choice to have the materials and supplies furnished by any practitioner or optician, the cost for which shall be covered in accordance with the terms of the contract."

On page 7, line 2, delete the word "optometrist" in each place where it appears and insert in lieu thereof the word "practitioner"

On page 7, line 5, delete the word "optometrist" and insert in lieu thereof the word "practitioner"

On page 7, line 21, delete the word "optometrist" and insert in lieu thereof the word "practitioner"

On page 8, line 12, delete the word "optometrist" and insert in lieu thereof the word "practitioner"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1260 has had the same under consideration and recommends that the same do pass.

REP. K. KNUDSON, Chairman

Rep. Stoltenow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1282 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1294 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1327 has had the same under consideration and recommends that the same be amended as follows:

On page 5, delete all of lines 24 through 35

On page 6, delete all of lines 1 through 6 and insert in lieu thereof the following:

1. On the first three hundred dollars of adjusted federal income tax liability, six percent.
2. On adjusted federal income tax liability in excess of three hundred dollars and not in excess of five hundred dollars, eighteen dollars, plus seven percent of excess over three hundred dollars.
3. On adjusted federal income tax liability in excess of five hundred dollars and not in excess of eight hundred dollars, thirty-two dollars, plus nine percent of excess over five hundred dollars.
4. On adjusted federal income tax liability in excess of eight hundred dollars and not in excess of eleven hundred dollars, fifty-nine dollars, plus twelve and one-half percent of excess over eight hundred dollars.
5. On adjusted federal income tax liability in excess of eleven hundred dollars and not in excess of fifteen hundred dollars, ninety-six dollars and fifty cents, plus sixteen percent of excess over eleven hundred dollars.
6. On adjusted federal income tax liability in excess of fifteen hundred dollars and not in excess of two thousand dollars, one hundred sixty dollars and fifty cents, plus twenty percent of excess over fifteen hundred dollars.
7. On adjusted federal income tax liability in excess of two thousand dollars and not in excess of two thousand five hundred dollars, two hundred sixty dollars and fifty cents, plus twenty-two percent of excess over two thousand dollars.
8. On adjusted federal income tax liability in excess of two thousand five hundred dollars, three hundred seventy dollars and fifty cents, plus twenty-four percent of excess over two thousand five hundred dollars."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1356 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1360 has had the same under consideration and recommends that the same do pass.

REP. K. KNUDSON, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1407 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

Rep. Moore moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1454 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. KNUDSON, Chairman

Rep. Fleming moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The Majority of your Committee on Education to whom was referred House Bill No. 1495 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. K. Knudson
Rep. Giffey
Rep. A. Hausauer
Rep. G. Larson
Rep. E. Miller
Rep. Raymond
Rep. Rice
Rep. Stoltenow

REP. K. KNUDSON, Chairman

Rep. Stoltenow moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Education to whom was referred House Bill No. 1495 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, delete the word "all" and insert in lieu thereof the word "certain"

On page 2, line 1, delete the words "for each television set which such" and insert in lieu thereof "provided that the"

On page 2, line 2, after the word "own" insert "a television set"

On page 3, line 3, delete the word "purpose" and insert in lieu thereof the following: "purposes of financing the construction, operation and interconnection of North Dakota educational broadcasting stations,"

And renumber the pages and lines accordingly.

Rep. Fleming
Rep. Hildebrand
Rep. Jacobson
Rep. Mushik
Rep. R. Peterson
Rep. Eagles

And when so amended recommends the same do pass.

REP. K. KNUDSON, Chairman

Rep. Fleming moved that the report of the minority be substituted for that of the majority, which motion failed on a division vote.

The question then was on the motion of Rep. Stoltenow to adopt the Report of the Majority Committee on House Bill No. 1495, which motion prevailed. House Bill No. 1495 was indefinitely postponed.

Rep. Gackle moved that the vote by which the Report of the Majority on House Bill No. 1495 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion failed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1497 has had the same under consideration and recommends that the same be returned to the House without recommendation and be re-referred to the Committee on Appropriations.

REP. K. KNUDSON, Chairman

Rep. Stoltenow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1535 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. KNUDSON, Chairman

Rep. Rice moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3029 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. McGeehan moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3031 has had the same under consideration and recommends that the same do pass.

And then be re-referred to the Legislative Council Resolutions Committee.

REP. HILLEBOE, Chairman

Rep. Hickle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3036 has had the same under consideration and recommends that the same do pass.

And then be re-referred to the Legislative Council Resolutions Committee.

REP. HILLEBOE, Chairman

Rep. Lee moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3040 has had the same under consideration and recommends that the same do pass.

And then be re-referred to the Legislative Council Resolutions Committee.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3041 has had the same under consideration and recommends that the same do pass.

And then be re-referred to the Legislative Council Resolutions Committee.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3051 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Patrick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3072 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Berg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2275 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Meyer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government

to whom was referred Senate Bill No. 2357 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2402 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Patrick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2443 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Berg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2506 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1023 has had the same under consideration and recommends that the same be amended as follows:

On page 2, after line 7, insert the following: "—Missouri 40,000.00"

On page 2, line 8, delete the figure "1,335,346.00" and insert in lieu thereof the figure "1,375,346.00"

On page 2, line 10, delete the figure "1,246,796.00" and insert in lieu thereof the figure "1,286,796.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The purpose of the amendment is to add \$40,000 for Missouri River Basin due to favorable action on the floor in passage of House Concurrent Resolution No. 3009.

REP. REIMERS, Chairman

Rep. Kingsbury moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1035 has had the same under consideration and recommends that the same be amended as follows:

Page 1, line 15, of the engrossed bill, delete the figure "8,000.00" and insert in lieu thereof the figure "6,000.00"

Page 1, line 16, delete the figure "3,000.00" and insert in lieu thereof the figure "2,000.00"

Page 1, line 17, delete the figure "8,000.00" and insert in lieu thereof the figure "6,000.00"

Page 1, line 18, delete the figure "7,000.00" and insert in lieu thereof the figure "5,000.00"

Page 1, line 19, delete the figure "8,000.00" and insert in lieu thereof the figure "6,000.00"

Page 1, line 20, delete the figure "8,000.00" and insert in lieu thereof the figure "6,000.00"

Page 1, line 21, delete the figure "7,000.00" and insert in lieu thereof the figure "5,000.00"

Page 1, line 22, delete the figure "7,000.00" and insert in lieu thereof the figure "5,000.00"

Page 1, line 23, delete the figure "7,000.00" and insert in lieu thereof the figure "5,000.00"

Page 1, line 24, delete the figure "7,000.00" and insert in lieu thereof the figure "5,000.00"

Page 2, line 1, delete the figure "7,000.00" and insert in lieu thereof the figure "5,000.00"

Page 2, line 2, delete the figure "6,000.00" and insert in lieu thereof the figure "4,000.00"

Page 2, line 10, delete the figure "194,000.00" and insert in lieu thereof the figure "140,000.00"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The lines for salaries were reduced to the amounts that were in the original bill as it was the feeling of the committee that these amounts were sufficient.

REP. REIMERS, Chairman

Rep. Rolfsrud moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1238 has had the same under consideration and recommends that the same be amended as follows:

Page 1 of the engrossed bill, line 13, delete the following: "salaried" and insert in lieu thereof the word "salaries"

Page 1, line 17, after the word "compensation" and before the triple parentheses, insert the word "in"

Page 1, line 18, underline the comma after the word "annually"

Page 1, line 20, underline the comma after the word "annually"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The bill was amended because there was an error in the drafting of the bill. The amendments are parts of the code that were left out in drafting.

REP. REIMERS, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1340 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Solberg moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1354 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Olienyk moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1498 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 6, place triple parentheses before the word "four"

On page 2, line 7, place triple parentheses after the word "twenty" and insert in lieu thereof "**five hundred**"

On page 2, also in line 7, place triple parentheses before the word "six"

On page 2, line 8, place triple parentheses after the word "thirty" and insert in lieu thereof "**seven hundred fifty**"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. KNUDSON, Chairman

Rep. Stoltenow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1416 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 3, after the word "child" insert the following: **"as defined in subsection 1 of section 15-59-01 who in the opinion of a qualified psychologist and the district superintendent"**

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. KNUDSON, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1533 has had the same under consideration and recommends that the same be amended as follows:

On page 3, line 28 before the period, insert the following: **"or the director of vocational education"**

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. KNUDSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1177 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 20 delete the triple parentheses before and after the word "June" and also delete the word "May"

On page 3 after line 21 insert the following new language:

"Any political subdivision which levied taxes on taxable property in the year 1970 for a specific fund or purpose for which a levy was not made by it in the year 1968 shall be entitled to a distribution of revenue from the state in the year 1971 for any such levy. The amount of such distribution shall be determined as follows: the county auditor shall certify to the state tax commissioner as soon as possible after the effective date of this Act the amount of each such levy made by and spread for each political subdivision on taxable real property in the county in the year 1970; the tax commissioner shall forthwith determine the correctness of such amounts and certify to the state treasurer for immediate payment to the county an amount that is determined by dividing the total of such levies made and spread in 1970 on taxable real property in the county by the growth factor that is provided in the first paragraph of this section; the county treasurer within fifteen days after the receipt of such revenue from the state treasurer shall allocate and remit to each political subdivision its proportionate amount of that revenue.

If the classification of any property for taxation purposes is changed from real to personal property or from personal to real property because of legislative or judicial action, the county auditor of the county in which the property is located shall forthwith certify to the tax commissioner the amount of real estate taxes or personal property taxes that was levied on all such property by each taxing district in the year 1968 and in any other year thereafter that the tax commissioner may request. The tax commissioner, in determining the amount to be certified to the state treasurer for payment to the county pursuant to this section, shall adjust the amounts of taxes certified by the county auditor as levied on real property and on personal property in 1968 and in any other year as may be necessary by adding to or subtracting from each such amount the taxes on the reclassified property so that the distribution by the state to the county will be determined as though such property had been taxed in 1968 and all later years in the classification into which it was reclassified."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Weber moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1548 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, delete everything after the words "A BILL", and insert in lieu thereof the following: "for an Act to provide that the governor shall have authority to appoint a majority of the members of certain boards and commissions within the first six months of his regular term, and providing an effective date.

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

SECTION 1. GOVERNOR TO HAVE POWER TO APPOINT MAJORITY OF MEMBERS OF CERTAIN BOARDS AND COMMISSIONS — LIMITATIONS.) Notwithstanding the provisions of chapters 2-05, 4-13, 4-18.1, 4-27, 6-01, 6-09.1, 12-55, 12-59, 12-60, 15-21, 15-38, 15-39, 15-52, 15-65, 20-02, 23-01, 23-25, 36-01, 37-14, 37-15, 37-18, 50-10, 50-26, 51-10, 53-01, 54-03, 54-34, 54-42, 54-54, 55-01, 55-05, 55-08, 61-02, 61-28, and 65-02 of the North Dakota Century Code, all members of the following boards and commissions shall, subject to the limitations of this Act, be considered to have resigned from such boards and commissions effective January first of the first year of each four-year term of the governor: North Dakota aeronautics commission, poultry improvement board, milk stabilization board, dairy products promotion commission, state banking board, state credit union, advisory board of directors of the Bank of North Dakota, board of pardons, parole board, bureau of criminal identification and apprehension, state board of public school education, teachers' professional practices commission, teachers' insurance and retirement fund trustees, medical center advisory council, educational broadcasting council, game and fish department advisory board, state health council, air pollution control advisory council, livestock sanitary board, veterans' aid commission, soldiers' home trustees, advisory committee to department of veterans' affairs, crippled children's commission, governor's council on human resources, North Dakota trade commission, state athletic commission, legislative compensation commission, business and industrial development commission, merit system council, North Dakota council on the arts and humanities, state historical board, international peace garden, inc., state park advisory council, state water conservation commission, water pollution prevention agency board, and workmen's compensation bureau. Notwithstanding the provisions of chapters 36-02, 38-05, 43-01, 43-02, 43-03, 43-04, 43-05, 43-06, 43-09, 43-10, 43-11, 43-12, 43-13, 43-15, 43-17, 43-18, 43-19, 43-23, 43-25, 43-26, 43-27, 43-28, 43-32, 43-33, and 43-34 of the North Dakota Century Code, all members of the following occupational and licensing boards shall, subject to the limitations of this Act, be considered to have resigned from such boards effective January first of the first year of each four-year term of the governor: state board of veterinary medical examiners, board of examiners for mine foreman, abstracters' board of examiners, state board of accountancy, state board of architecture, board of barber examiners, board of registration in chiropractic, state board of chiropractic examiners, state electrical board, state board of embalmers, hairdressers' and cosmetologists' board, state board of nursing education and nurse licensure, state board of optometry, state board of pharmacy, state board of medical examiners, state board of plumbing, state board of registration for professional engineers, real estate commission, state board of massage, state examining committee for physical therapists, board of examiners in watchmaking, state board of dental examiners, state board

of psychologist examiners, board for licensing hearing aid dealers and fitters, and the state board of examiners for nursing home administrators. The governor shall have the option of reappointing any member to any board or commission to complete the term to which he was appointed, or the governor may appoint a simple majority of any board or commission to complete the terms of those resigned members who do not receive reappointments. In order to assure continuity, the governor shall reappoint for the completion of their original terms no fewer than one less than a simple majority of the former members of each board or commission.

If the governor has not acknowledged in writing the resignation of any members of any board or commission prior to July first of the first year of the governor's term, such board or commission member shall be considered to have been reappointed to complete the term to which he was originally appointed. All members of boards and commissions shall continue to serve until such time as they are notified of the acceptance of their resignation by the governor, and in all cases the members of boards and commissions shall continue to serve until their successors have been named and qualified.

In those instances where nominations for the filling of vacancies on boards and commissions are submitted to the governor pursuant to state law, the governor shall notify such persons and organizations of his acceptance of the resignation of any board or commission member. Such persons and organizations shall furnish the governor with the number of required nominations to fill such vacancies within sixty days after such notice or the governor may, in his discretion, nominate and appoint such members as are otherwise qualified.

The provisions of this Act shall not apply to those constitutional officers who serve on boards and commissions, except insofar as a governor may count such constitutional officers among those he reappoints in order to conform to the continuity requirements of this Act.

All vacancies created by resignation after July first of the first year of each term of a governor shall be filled as provided by law. If any person refuses an appointment, the governor shall fill such position as otherwise provided by law.

SECTION 2. EFFECTIVE DATE.) The provisions of this Act shall be effective with the expiration of each regular term of governor beginning on January 1, 1973."

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1275. A Bill for an Act to amend and reenact sections 39-12-02 and 39-12-06 of the North Dakota Century Code, relating to extended loads on motor vehicles.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Reimers
Atkinson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rofsrud
Boustead	Hausauer, R.	McGauvran	Rundle
Boyum	Henning	McGeehan	Sandness

Brekke	Henry	Mertens	Shablow
DeGroot	Hensrud	Metzger	Solberg
DeKrey	Hentges	Meyer	Stoltenow
Dick	Herman	Miedema	Stone
Dornacker	Hickle	Miller, B.	Streibel
Dotzenrod	Hildebrand	Miller, E.	Strinden
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	Welder
Giffey	Kingsbury	Peterson, J.	White
Glaspey	Knudson	Peterson, R.	Wilkie
Grant	Lang	Raile	Winge
Gronneberg	Larson, G.	Raymond	Mr. Speaker

Absent and not voting:

Bunker	Gerl	Lundene	Thorsgard
Gengler	Jenkins		

So the bill passed and the title was agreed to.

House Bill No. 1324. A Bill for an Act to promote the sale of North Dakota beef products; to create a North Dakota beef commission; to prescribe its purposes, powers, and duties; to provide for the assessment of cattle sold in or from the state of North Dakota; to provide refunds of such assessments; and to provide penalties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 67; nays, 29; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Halcrow	Larson, G.	Rice
Atkinson	Haugland	Lee	Rivinius
Austin	Hausauer, A.	Linderman	Rundle
Backes	Henning	Livingston	Sandness
Berg	Henry	McGauvran	Shablow
Boustead	Hensrud	Mertens	Stoltenow
Boyum	Hentges	Meyer	Streibel
Brekke	Herman	Miedema	Strinden
Bunker	Hickle	Miller, B.	Thorsgard
DeGroot	Hildebrand	Moore	Tweten
DeKrey	Hilleboe	Murphy	Wagner
Dick	Hoffner	Olienyk	Walsh
Dornacker	Johnson, H.	Peterson, J.	Weber
Eagles	Johnson, K.	Peterson, R.	Welder
Ganser	Kingsbury	Raile	White
Grant	Knudson	Raymond	Mr. Speaker
Gunderson	Lang	Reimers	

Those voting in the negative were:

Dotzenrod	Glaspey	Laughlin	Rocheleau
Erickson, K.	Gronneberg	McGeehan	Rolfsrud
Erickson, W.	Haman	Metzger	Solberg
Fleming	Hausauer, R.	Miller, E.	Stone
Gackle	Jacobson	Mushik	Ulvedal
Gengler	Kieffer	Opedahl	Wilkie
Gerl	Larson, L.	Patrick	Winge

Absent and not voting:

Jenkins	Lundene
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So the bill passed and the title was agreed to.

House Bill No. 1506. A Bill for an Act to amend and reenact subsection 2 of section 39-08-01 of the North Dakota Century Code, re-

lating to the penalty for driving or being in actual physical control of any vehicle upon a highway while under the influence of a narcotic drug or under the influence of intoxicating liquor.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 62; nays, 35; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Ganser	Kingsbury	Reimers
Atkinson	Glaspey	Knudson	Rolfsrud
Austin	Grant	Lang	Sandness
Backes	Gronneberg	Larson, G.	Solberg
Berg	Gunderson	Larson, L.	Stoltenow
Boustead	Halcrow	Laughlin	Stone
Brekke	Haugland	Lee	Streibel
Bunker	Hausauer, A.	Livingston	Strinden
DeGroot	Henning	McGeehan	Thorsgard
DeKrey	Henry	Miller, B.	Tweten
Dick	Hensrud	Miller, E.	Walsh
Dornacker	Herman	Moore	Weber
Eagles	Hoffner	Opedahl	White
Erickson, W.	Jacobson	Peterson, R.	Winge
Fleming	Jenkins	Raymond	Mr. Speaker
Gackle	Kieffer		

Those voting in the negative were:

Boyum	Hickle	Meyer	Rivinius
Dotzenrod	Hildebrand	Miedema	Rocheleau
Erickson, K.	Hilleboe	Murphy	Rundle
Gengler	Johnson, H.	Mushik	Shablow
Gerl	Johnson, K.	Olienyk	Ulvedal
Giffey	Linderman	Patrick	Wagner
Haman	McGauvran	Peterson, J.	Welder
Hausauer, R.	Mertens	Raile	Wilkie
Hentges	Metzger	Rice	

Absent and not voting:

Lundene

So the bill passed and the title was agreed to.

House Bill No. 1508. A Bill for an Act to amend and reenact subsections 7, 8, 9, and 10 of section 20-03-12 of the North Dakota Century Code, relating to the schedule of fees for fishing licenses; and to provide for an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 69; nays, 22; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Halcrow	Lang	Rocheleau
Atkinson	Haugland	Larson, G.	Rolfsrud
Backes	Hausauer, R.	Larson, L.	Sandness
Boustead	Henning	Laughlin	Solberg
Boyum	Henry	Lee	Stoltenow
Brekke	Hensrud	Linderman	Stone
DeGroot	Hentges	Livingston	Streibel
DeKrey	Herman	Mertens	Strinden
Dick	Hickle	Meyer	Tweten
Dornacker	Hildebrand	Miedema	Ulvedal
Dotzenrod	Hoffner	Miller, B.	Wagner
Eagles	Jacobson	Miller, E.	Walsh
Fleming	Jenkins	Mushik	Weber
Ganser	Johnson, H.	Olienyk	White

Gerl	Johnson, K.	Opedahl	Wilkie
Glaspey	Kieffer	Raymond	Winge
Gronneberg	Kingsbury	Rivinius	Mr. Speaker
Gunderson			

Those voting in the negative were:

Austin	Giffey	Metzger	Raile
Berg	Grant	Moore	Rice
Bunker	Haman	Murphy	Rundle
Erickson, K.	Hausauer, A.	Patrick	Shablow
Erickson, W.	Knudson	Peterson, J.	Welder
Gengler	McGauvran		

Absent and not voting:

Gackle	Lundene	Peterson, R.	Thorsgard
Hilleboe	McGeehan	Reimers	

So the bill passed and the title was agreed to.

House Bill No. 1531. A Bill for an Act to amend and reenact Sub-section 3 of Section 4-28-02, Sections 4-28-07 and 4-28-08 of the North Dakota Century Code, relating to the definition of a first purchaser, time of assessment of state wheat tax and duties and functions of the State Wheat Commission.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 84; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Raymond
Atkinson	Halcrow	Laughlin	Rivinius
Austin	Haman	Lee	Rocheleau
Backes	Haugland	Linderman	Rolfsrud
Brekke	Hausauer, A.	Livingston	Rundle
Bunker	Hausauer, R.	McGauvran	Sandness
DeGroot	Henning	Mertens	Shablow
DeKrey	Henry	Metzger	Solberg
Dick	Hentges	Meyer	Stoltenow
Dornacker	Herman	Miedema	Stone
Dotzenrod	Hickle	Miller, B.	Streibel
Eagles	Hildebrand	Miller, E.	Strinden
Erickson, K.	Hoffner	Moore	Tweten
Erickson, W.	Jacobson	Murphy	Ulvedal
Fleming	Jenkins	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Weber
Gengler	Johnson, K.	Opedahl	Welder
Gerl	Kieffer	Patrick	White
Giffey	Knudson	Peterson, J.	Wilkie
Grant	Lang	Peterson, R.	Winge
Gronneberg	Larson, G.	Raile	Mr. Speaker

Absent and not voting:

Berg	Glaspey	Lundene	Rice
Boustead	Hensrud	McGeehan	Thorsgard
Boyum	Hilleboe	Reimers	Wagner
Gackle	Kingsbury		

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 2184. A Bill for an Act to amend and reenact section 61-24-04 of the North Dakota Century Code, providing that the board of directors of the Garrison Diversion Conservancy District receive the same compensation as legislative council members, and declaring an emergency.

Which has been read.

Rep. Livingston requested he be excused from voting on Senate Bill No. 2184 because of a personal interest.

Rep. Walsh moved that Rep. Livingston be allowed to vote on Senate Bill No. 2184, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Atkinson	Gunderson	Laughlin	Rivinius
Austin	Halcrow	Lee	Rocheleau
Backes	Haman	Linderman	Rolfstrud
Berg	Haugland	Livingston	Rundle
Boustead	Hausauer, A.	McGauvran	Sandness
Brekke	Hausauer, R.	Mertens	Shablow
Bunker	Henning	Metzger	Solberg
DeGroot	Henry	Meyer	Stoltenow
DeKrey	Hentges	Miedema	Stone
Dick	Herman	Miller, B.	Streibel
Dornacker	Hickle	Miller, E.	Strinden
Dotzenrod	Hildebrand	Moore	Tweten
Eagles	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Ganser	Johnson, H.	Opedahl	Weber
Gengler	Johnson, K.	Patrick	Welder
Gerl	Kieffer	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker

Absent and not voting:

Boyum	Hensrud	Lundene	Rice
Erickson, K.	Hilleboe	McGeehan	Thorsgard
Gackle	Kingsbury		

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 2293. A Bill for an Act to amend and reenact section 40-51.2-06, subsection 3 of 40-51.2-07 and section 40-51.2-16 of the North Dakota Century Code, relating to effective date of an annexation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 4; absent and not voting 8.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Reimers
Atkinson	Gunderson	Lee	Rivinius
Austin	Halcrow	Linderman	Rocheleau
Backes	Haman	Livingston	Rolfstrud
Berg	Haugland	McGauvran	Rundle
Boustead	Hausauer, A.	McGeehan	Sandness
Bunker	Hausauer, R.	Mertens	Shablow
DeGroot	Henning	Metzger	Solberg
DeKrey	Henry	Meyer	Stone
Dick	Hentges	Miedema	Streibel
Dornacker	Herman	Miller, B.	Strinden
Dotzenrod	Hickle	Miller, E.	Tweten
Eagles	Hildebrand	Moore	Ulvedal
Erickson, K.	Hoffner	Murphy	Wagner
Erickson, W.	Jacobson	Mushik	Walsh
Fleming	Jenkins	Olienyk	Weber
Ganser	Johnson, H.	Opedahl	Welder

Gengler	Johnson, K.	Patrick	White
Gerl	Knudson	Peterson, R.	Wilkie
Giffey	Lang	Raile	Winge
Glaspay	Larson, G.	Raymond	Mr. Speaker
Grant	Larson, L.		

Those voting in the negative were:
 Kieffer Peterson, J. Rice Stoltenow

Absent and not voting:
 Boyum Gackle Hilleboe Lundene
 Brekke Hensrud Kingsbury Thorsgard

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1239 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 32 delete the word "**Rollette**" and insert in lieu thereof the word "**Rolette**"

And when so amended recommends the same do pass.
 REP. ATKINSON, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1401 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 13 delete the word "only"
 On page 1, line 13 after the comma insert the following language "or the cancellation of any agreement involving material fraud, deception, misrepresentation, or false promise,"

On page 1, line 13 after the word "the" insert the following language "value of the agreement or the"

On page 1, line 15 delete the words "two hundred fifty" and insert in lieu thereof the words "five hundred"

On page 2, line 18 delete the words "two hundred fifty" and insert in lieu thereof the words "five hundred"

On page 2, line 22 delete the words "two hundred fifty" and insert in lieu thereof the words "five hundred"

And renumber the pages and lines accordingly.
 And when so amended recommends the same do pass.
 REP. ATKINSON, Chairman

Rep. Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1448 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 16 after the word "use" and before the semicolon insert the following language "**but not to include any property devoted to agricultural use**"

On page 4, line 5 after the word "use" and before the comma insert the following language "**but not to include any property devoted to agricultural use**"

On line 4, line 10 after the word "use" and before the comma insert the following language "**but not to include any property devoted to agricultural use**"

And renumber the pages and lines accordingly.
 And when so amended recommends the same do pass.
 REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1469 has had the same under consideration and recommends that the same be amended as follows:

"Delete everything after the words "A BILL" and insert in lieu thereof the following:

"for an Act to amend and reenact section 57-37-29 of the North Dakota Century Code, relating to depositories and retention, transfer or release of a decedent's assets.

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

SECTION 1. AMENDMENT.) Section 57-37-29 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-37-29. DEPOSITORIES — ((RETENTION))) **NOTICE OF TRANSFER OF DECEDENT'S ASSETS** (((— CONDITIONS FOR TRANSFER OR RELEASE))) ((No))) **Any** safe deposit company, trust company, corporation, bank, or other institution or person having possession, control, custody, or partial control or custody of any securities, deposits, or other assets, including shares of the capital stock of, or other interest in, such safe deposit company, trust company, corporation, bank, or other institution, standing in the name of a resident or nonresident decedent, or belonging to or standing in the joint name of such decedent and one or more other persons, (((shall deliver or transfer))) **who delivers or transfers** the same to the executor, administrator, or other legal representative, agent, deputy, attorney, trustee, legatee, heir, surviving joint owner, or any other successor in interest of such decedent, **shall give the tax commissioner notice of the amount paid and the name or names and addresses of the transferees, which notice shall be on a form prescribed by the tax commissioner. Such notice shall be filed with the tax commissioner within thirty days from the date of payment. If no notice is given by the transferor, as prescribed herein, the transferor shall be liable for any estate tax which is unpaid on the asset which was transferred.** (((without retaining a sufficient amount of such assets to pay any tax which thereafter may be assessed thereon under this chapter, unless notice of the time and place of a proposed delivery or transfer of the assets is filed in the county court at least thirty days prior to delivery. The county court, however, by order, may direct a delivery of such assets, and such order shall relieve such safe deposit company, trust company, corporation, bank, or other institution or person from the obligation of retaining any portion of such assets and of giving notice of the delivery thereof. The county court may appoint appraisers as provided in section 57-37-17 to examine and appraise such assets at the time of the delivery thereof.

2. In the case of joint bank or savings accounts, or joint building and loan or savings and loan association share or savings accounts, the amount of assets required to be retained under this provision need in no event exceed an amount equal to the total amount of the deposit or shares divided by the number of joint owners. Such bank or building and loan or savings and loan association may and shall, upon demand, pay the remainder of such account or shares to the surviving joint owners and shall thereafter be absolved of any liability to the state for any amount so paid or any tax assessed under this chapter in excess of the amount required to be retained. In the instance of bank or savings accounts, or building and loan shares standing in the name of one or more persons, no fine, penalty or tax liability shall be assessed on account of any excess payment thereof to the survivor or survivors unless it is shown that such payment was knowingly and willfully made in violation of the terms and provisions hereof.

3.)) 2. In the case of an insurer paying proceeds of a life insurance contract in which the decedent had an incident of owner-

ship, determined pursuant to the provisions of section 57-37-02 of this chapter, (((no notice or order of the county court shall be required. The))) **the** insurer may pay the proceeds of the life insurance contract to the stated beneficiary in the contract immediately, however, the insurer shall give the tax commissioner notice of the amount paid pursuant to the contract and any other information required by the tax commissioner regardless of the amount of the contract. Such notice shall be filed with the tax commissioner within thirty days from the date of payment.

((((4))) 3. The provisions of subsection 1 of this section (((requiring the retention of assets by any of the individuals or entities as set forth therein))) shall not apply when a request for the transfer of securities has been made by any trust company acting as an executor or administrator of an estate, provided that the trust company is qualified to do business under the laws of the state of North Dakota. (((Any individual or entity as set forth in subsection 1 of this section who effects any transfer of securities to a trust company pursuant to the provisions of this subsection shall be subject to the provisions of section 57-37-30 and shall within thirty days from the date of the transfer thereof give notice of the transfer to the county court of the county in which the decedent resided at date of death, setting out the nature of the transfer with a specific description of the securities transferred.)))”

And renumber the pages, lines and sections accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Kieffer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1534 has had the same under consideration and recommends that the same be amended as follows:

On page 4, line 1, delete the words **“each voting machine”** and insert in lieu thereof the words **“when a voting machine is”**

On page 4, line 2 after the word **“age”** insert the word **“it”**

On page 4, line 25, delete the words **“each voting machine”** and insert in lieu thereof the words **“when a voting machine is”**

On page 4, line 26 after the word **“age”** insert the word **“it”**

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Raile moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, February 16, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1071

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 16, 1971

Mr. President: I have the honor to return:

Senate Concurrent Memorial Resolution No. 4080

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House be on the Thirteenth Order, and at the conclusion of the Thirteenth Order, the House stand recessed until 12:30 p.m., Wednesday, February 17, 1971, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2206. A Bill for an Act to amend and reenact subsection 6 of section 50-09-01 of the North Dakota Century Code, relating to payments to adoptive families for children with special needs.

Which was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 2242. A Bill for an Act to amend and reenact sections 5-01-08 and 5-02-06 of the North Dakota Century Code, relating to the employment of persons under twenty-one years of age in restaurants where alcoholic beverages are sold.

Which was read the first time and referred to the committee on Industry, Business and Labor.

Senate Bill No. 2264. A Bill for an Act to amend and reenact sections 2 and 4 of chapter 204 of the 1969 Session Laws of North Dakota, relating to buildings and facilities at the university of North Dakota, Grand Forks, North Dakota, and providing an appropriation.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2286. A Bill for an Act to amend and reenact section 40-51.2-04 of the North Dakota Century Code, relating to excluding and disconnecting land within a city's limits.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2302. A Bill for an Act to amend and reenact subsection 4 of section 29-29-21 of the North Dakota Century Code relating to the temporary questioning and searching of persons in public places suspected of possessing narcotic and other drugs.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2325. A Bill for an Act to amend and reenact section 39-24-08 of the North Dakota Century Code, relating to the regulation of snowmobiles.

Which was read the first time and referred to the committee on Transportation.

Senate Bill No. 2384. A Bill for an Act to amend and reenact section 19-03-02 of the North Dakota Century Code, relating to the illegal possession or furnishing of narcotic drugs or dangerous drugs; and providing penalties.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2451. A Bill for an Act to amend and reenact subsection 2 of section 54-10-01, section 54-10-13 and section 54-10-14 of the North Dakota Century Code, relating to charges and actual costs for audits performed by state auditor, and providing an effective date.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2463. A Bill for an Act to amend and reenact section 40-45-02 of the North Dakota Century Code, relating to a tax levy for police pension systems.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2464. A Bill for an Act relating to the levy of special assessments for municipal improvements consisting of parking lots, ramps, garages and other facilities for motor vehicles, and enacting section 40-23-23.

Which was read the first time and referred to the committee on Political Subdivisions.

The House stood recessed, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

**THIRTY-SEVENTH DAY AFTER RECESS
AND THIRTY-EIGHTH DAY**

Bismarck, February 17, 1971

The House reconvened at 12:30 p.m., pursuant to recess taken, with Speaker Bier presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1153
House Bill No. 1289
House Bill No. 1292
House Bill No. 1402
House Bill No. 1413
House Bill No. 1547

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. White moved that the report be adopted, which motion prevailed, and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the amendments to House Bill No. 1002 as recommended by the Committee on Appropriations as printed on pages 739, 740 and 741 of the House Journal be adopted.

Rep. Reimers moved that the House dispense with the reading of the amendments to House Bill No. 1002, which motion prevailed.

The question then was on the motion of Rep. Reimers to adopt the amendments to House Bill No. 1002, which motion prevailed.

Rep. Reimers moved that the amendments to House Bill No. 1014 as recommended by the Committee on Appropriations as printed on page 741 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to House Bill No. 1063 as recommended by the Committee on Appropriations as printed on page 741 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to House Bill No. 1203 as recommended by the Committee on Appropriations as printed on page 742 of the House Journal be adopted.

Rep. L. Hausauer moved to dispense with the reading of the amendments to House Bill No. 1203, which motion prevailed.

The question then was on the motion of Rep. Reimers to adopt the amendments to House Bill No. 1203, which motion prevailed.

MOTION

Rep. Reimers moved that House Bill No. 1021 be moved to the foot of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1153. A Bill for an Act to create and enact paragraphs 4 and 5 of subdivision b of subsection 5 of section 65-01-02

of the North Dakota Century Code, relating to the definition of employee for purposes of workmen's compensation, and to amend and reenact subdivision a of subsection 4 of section 65-01-02 and section 65-09-01 of the North Dakota Century Code, relating to the definition of hazardous employment and to the liability of an uninsured employer for purposes of workmen's compensation, providing a penalty, and providing an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 58; nays, 38; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Reimers
Atkinson	Haman	Lee	Rocheleau
Boyum	Haugland	Linderman	Shablow
Brekke	Henning	Livingston	Solberg
Bunker	Henry	McGauvran	Stone
DeGroot	Hentges	McGeehan	Streibel
Dornacker	Herman	Mertens	Strinden
Eagles	Hilleboe	Metzger	Tweten
Fleming	Hoffner	Meyer	Ulvedal
Ganser	Jacobson	Miedema	Wagner
Gengler	Jenkins	Miller, E.	Walsh
Gerl	Johnson, H.	Mushik	White
Giffey	Kieffer	Opedahl	Winge
Glaspey	Larson, G.	Patrick	Mr. Speaker
Grant	Larson, L.		

Those voting in the negative were:

Austin	Halcrow	Miller, B.	Rivinius
Berg	Hausauer, A.	Moore	Rolfsrud
Boustead	Hausauer, R.	Murphy	Rundle
DeKrey	Hensrud	Olienyk	Sandness
Dick	Hickle	Peterson, J.	Stoltenow
Dotzenrod	Hildebrand	Peterson, R.	Thorsgard
Erickson, K.	Johnson, K.	Raile	Weber
Erickson, W.	Kingsbury	Raymond	Welder
Gackle	Knudson	Rice	Wilkie
Gunderson	Lang		

Absent and not voting:

Backes Lundene

So the bill passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

Rep. Wilkie: "Mr. Speaker, I rise to a point of personal privilege:

"Yesterday, when House Bill No. 1338 was on the floor of the House, the question of constitutionality arose as to whether or not we had the right, as a state, to limit campaign expenditures of those seeking state or national offices. The bill was already killed when a call from Washington, D. C. came to my desk and contained the following information:

"The Corrupt Practices Act, Title II, of the United States Code Section 248 says generally that any candidate for any state or national office **may not** spend in excess of limitations imposed by the state.

"It appears to me that states have no problem with the constitutionality of limiting expenditures in a campaign."

RECOGNITIONS

Rep. Giffey announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Gordon Matheny, and Rep. Matheny was thereupon introduced to the House.

Speaker Bier announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Otto Graving, and Rep. Graving was thereupon introduced to the House.

Rep. Rocheleau announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Andrew Benson, and Rep. Benson was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1289. A Bill for an Act to create a North Dakota insurance guaranty association.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 85; nays, 7; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Reimers
Atkinson	Gunderson	Larson, L.	Rice
Austin	Haman	Laughlin	Rivinius
Berg	Haugland	Lee	Rocheleau
Boustead	Hausauer, A.	Linderman	Rolfstrud
Brekke	Hausauer, R.	Livingston	Sandness
Bunker	Henning	McGauvran	Shablou
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hensrud	Mertens	Stoltenow
Dick	Hentges	Metzger	Stone
Dornacker	Herman	Meyer	Streibel
Dotzenrod	Hickle	Miedema	Strinden
Eagles	Hildebrand	Miller, B.	Ulvedal
Erickson, K.	Hoffner	Miller, E.	Wagner
Erickson, W.	Jacobson	Mushik	Walsh
Fleming	Jenkins	Olienyk	Weber
Ganser	Johnson, H.	Patrick	Welder
Gengler	Johnson, K.	Peterson, J.	White
Gerl	Kieffer	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker
Grant			

Those voting in the negative were:

Boyum	Kingsbury	Murphy	Thorsgard
Gackle	Moore	Rundle	

Absent and not voting:

Backes	Hilleboe	Opedahl	Tweten
Halcrow	Lundene		

So the bill passed and the title was agreed to.

House Bill No. 1292. A Bill for an Act to amend and reenact section 11-10.1-01 of the North Dakota Century Code, relating to the appointment of county directors of tax equalization, and providing a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 20; nays, 74; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hilleboe	Mertens	Strinden
Boustead	Hoffner	Miller, E.	Tweten
Fleming	Jacobson	Mushik	Ulvedal
Hentges	Linderman	Peterson, R.	Wagner
Hildebrand	McGeehan	Streibel	White

Those voting in the negative were:

Anderson	Grant	Larson, G.	Reimers
Austin	Gronneberg	Larson, L.	Rice
Berg	Gunderson	Laughlin	Rivinius
Boyum	Halcrow	Lee	Rocheleau
Bunker	Haman	Livingston	Rolfsrud
DeGroot	Haugland	McGauvran	Rundle
DeKrey	Hausauer, A.	Metzger	Sandness
Dick	Hausauer, R.	Meyer	Shablow
Dornacker	Henning	Miedema	Solberg
Dotzenrod	Henry	Miller, B.	Stoltenow
Eagles	Hensrud	Moore	Stone
Erickson, K.	Herman	Murphy	Thorsgard
Erickson, W.	Hickle	Olienyk	Walsh
Gackle	Jenkins	Opedahl	Weber
Ganser	Johnson, H.	Patrick	Welder
Gengler	Johnson, K.	Peterson, J.	Wilkie
Gerl	Kieffer	Raile	Winge
Giffey	Kingsbury	Raymond	Mr. Speaker
Glaspey	Knudson		

Absent and not voting:

Backes	Brekke	Lang	Lundene
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So the bill lost.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1176 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 19, place triple parentheses before the word "March" and place triple parentheses after the numeral "15" and insert in lieu thereof the following: "**February 1**"

On page 2, line 6 place triple parentheses around the word "May" and insert in lieu thereof the word "**March**"

On page 3, line 5 place triple parentheses before the word "four" and place triple parentheses after the word "dollar" and insert in lieu thereof the word "**twelve-dollar**"

On page 3, line 9 place triple parentheses before the word "four" and insert triple parentheses after the word "dollar" and insert in lieu thereof the words "**twelve-dollar**"

On page 3, line 13 place triple parentheses around the word "May" and insert in lieu thereof the word "**March**"

On page 3 after line 24 insert the following new language:

"Any political subdivision which levied taxes on taxable property in the year 1970 for a specific fund or purpose for which a levy was not made by it in the year 1968 shall be entitled to a distribution of revenue from the state in the year 1971 for any such levy. The amount of such distribution shall be determined as follows: The county auditor shall certify to the state tax commissioner as soon as possible after the effective date of this Act the amount of each such levy made by and spread for each political subdivision on taxable real property in the county in the year 1970; the tax commissioner shall forthwith determine the correctness of such amounts and certify to the state treasurer for immediate payment to the county an amount that is determined by dividing the total of such levies made and spread in 1970 on taxable real property in the county by the growth factor that is provided in the first paragraph of this section; the county treasurer within fifteen days after the receipt of such revenue from the state treasurer shall allocate and remit to each political subdivision its proportionate amount of that revenue.

If the classification of any property for taxation purposes is changed from real to personal property or from personal to real

property because of legislative or judicial action, the county auditor of the county in which the property is located shall forthwith certify to the tax commissioner the amount of real estate taxes or personal property taxes that was levied on all such property by each taxing district in the year 1968 and in any other year thereafter that the tax commissioner may request. The tax commissioner, in determining the amount to be certified to the state treasurer for payment to the county pursuant to this section, shall adjust the amounts of taxes certified by the county auditor as levied on real property and on personal property in 1968 and in any other year as may be necessary by adding to or subtracting from each such amount the taxes on the reclassified property so that the distribution by the state to the county will be determined as though such property had been taxed in 1968 and all later years in the classification into which it was reclassified."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1558 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 6, delete the numerals "19-02-21" and insert in lieu thereof the numerals "19-01-02" and delete the remainder of the line

On page 1, line 7, delete the entire line

On page 1, line 8, delete the words "subsections 1 and" and insert in lieu thereof the word "subsection"

On page 1, line 8, delete the words "section 19-02.1-13;"

On page 1, line 9, delete the words "section 19-02.1-14; section 19-02.1-19" and insert in lieu thereof the words "subsection 4 of section 19-02.1-01; subsection 1 of section 19-02.1-15;"

On page 1, line 10, delete the words "section 19-02.1-21; section 19-02.1-22"

On page 1, line 12, delete the word "subsections" and insert in lieu thereof the word "subsection"

On page 1, line 13, delete the words "4, 7, 13, 14, 24 and 25"

On page 1, line 14, delete the numerals "11, 12," and delete the words "22 and 23" and delete the comma following the numeral "20" and insert thereafter the following words: "and 21"

On page 1, line 16, delete the words "section 19-02.1-15; section"

On page 1, line 17, delete the following numerals: "19-02.1-16"

On page 5, line 34, following the word "veterinarian," insert the word "pharmacist,"

On page 6, line 24, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 7, line 11, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 7, line 15, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 7, line 23, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 7, line 29, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 7, line 31, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 7, line 34, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 8, line 3, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 8, line 14, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 11, line 18, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 13, line 12, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 15, line 28, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 16, lines 6 and 35, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 17, line 12, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 18, lines 12, 15, 25 and 27, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 19, lines 14, 22, 27 and 33, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 20, line 28, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 21, line 11, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 21, line 22, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 21, line 26, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 22, line 3, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 22, line 10, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 22, line 17, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 22, line 31, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 23, line 5, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 23, line 12, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 23, line 24, delete the word "health" and insert in lieu thereof the word "laboratories"

On page 23, line 34, delete the numeral "19-02" and insert in lieu thereof the numeral "19-02.1"

On page 24, line 5, after the word "practitioner." insert the following sentence: "Any oral prescription for such drugs shall be promptly reduced to writing by the pharmacist on a new prescription blank and shall be signed within 72 hours by the practitioner who issued the same."

On page 27, after line 23, insert the following new section:

"SECTION 26. DISPOSING OF NEEDLES AND PARAPHERNALIA.) Any registrant who shall use, administer, dispense or cause to be used, administered or dispensed any drug or controlled substance in a manner requiring the use of any type of syringe, needle, eye dropper or other similar paraphernalia shall destroy and dispose of said syringe, needle, eye dropper, or other similar paraphernalia in a manner that will prevent its reuse by any person other than the registrant. The state laboratories department may promulgate rules and regulations setting out the specific manner in which the provisions of this section shall be carried out. Any registrant

who shall violate the provisions of this section shall be guilty of a misdemeanor."

On page 31, line 22, delete the word "**by section 31**"

On page 31, line 23, delete the words "**by section 31**"

On page 32, line 24, delete the word "**health**" and insert in lieu thereof the word "**laboratories**"

On page 33, line 7, delete the word "**health**" and insert in lieu thereof the word "**laboratories**"

On page 33, line 14, delete the word "**health**" and insert in lieu thereof the word "**laboratories**"

On page 34, line 29, delete the word "**dangerous**"

On page 34, line 30, delete the word "**dangerous**"

On page 35, line 26, delete the word "**health**" and insert in lieu thereof the word "**laboratories**"

On page 37, line 5, delete the word "**health**" and insert in lieu thereof the word "**laboratories**"

On page 37, line 15, delete the word "**health**" and insert in lieu thereof the word "**laboratories**"

On page 37, line 18, delete the word "**health**" and insert in lieu thereof the word "**laboratories**"

On page 37, line 27, delete the word "**health**" and insert in lieu thereof the word "**laboratories**"

On page 37, line 31, delete the word "**health**" and insert in lieu thereof the word "**laboratories**"

On page 38, line 5, delete the word "**health**" and insert in lieu thereof the word "**laboratories**"

On page 38, line 31, delete the word "**health**" and insert in lieu thereof the word "**laboratories**"

On page 39, line 19, delete the word "**health**" and insert in lieu thereof the word "**laboratories**"

On page 39, line 23, delete the word "**health**" and insert in lieu thereof the word "**laboratories**"

On page 39, line 26, delete the word "**health**" and insert in lieu thereof the word "**laboratories**"

On page 40, line 20, delete the word "**health**" and insert in lieu thereof the word "**laboratories**"

On page 41, line 11, delete the word "**health**" and insert in lieu thereof the word "**laboratories**"

On page 41, line 15, delete the word "**health**" and insert in lieu thereof the word "**laboratories**"

On page 41, line 24, delete the word "**health**" and insert in lieu thereof the word "**laboratories**"

On page 42, line 34, delete the numerals "19-02-21" and insert in lieu thereof the numerals "19-01-02"

On page 43, delete all of lines 2 through line 13, and insert in lieu thereof the following:

"19-01-02. STATE LABORATORIES DEPARTMENT - STATE LABORATORIES COMMISSION — MEMBERS, DUTIES, MEETINGS, QUORUM.) The state laboratories department shall be maintained as one of the departments of the state. The management, control, and supervision of such department shall be placed in the state laboratories commission, which shall be composed of the governor, who shall act as chairman thereof, the state treasurer, and the attorney general. It shall meet whenever necessary, and at least once a month. The commission shall adopt rules and regulations as may be necessary for the full and complete enforcement of the regulatory laws of the state under its jurisdiction. ((.)) **but such rules and regulations shall not be inconsistent with the provisions of the**

Uniform Controlled Substances Act. The commission shall also establish, and may alter as the need arises, a fee schedule for private samples that are submitted to the department for laboratory analysis. A majority of the members of the commission shall constitute a quorum for the transaction of business.

On page 43, delete all of lines 14 through 35

On page 44, delete everything on said page

On page 45, delete lines 1 through all of line 11

On page 45, line 12, delete the words "Subsections 1 and" and insert in lieu thereof the word "Subsection"

On page 45, delete lines 15 through all of line 29

On page 46, line 3, delete the words "**the controlled substances act**"

On page 46, line 4, delete the words "**the controlled substances act**"

On page 46, line 4, delete the triple parentheses before the word "subsection" and after the word "section" and insert thereafter the words "**or the Uniform Controlled Substances Act,**"

On page 46, line 5, delete the triple parentheses before and after the word "drug", insert thereafter the word "**or controlled.**"

On page 46, delete lines 16 through all of lines 35

On page 47, delete everything on said page

On page 48, delete everything on said page

On page 49, delete everything on said page

On page 50, delete everything on said page

On page 51, delete everything on said page

On page 52, delete everything on said page

On page 53, delete everything on said page

On page 54, delete all of lines 1 through 7

On page 54, delete all of lines 8 through 35, and insert in lieu thereof the following:

"SECTION 48. AMENDMENT.) Subsection 4 of section 19-02.1-01 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

4. "Drug" means:

- a. Articles recognized in the official United States pharmacopoeia, official homeopathic pharmacopoeia of the United States, or official national formulary, or any supplement to any of them;
- b. Articles intended for use in the diagnosis, cure, mitigation, treatment, or prevention of disease in man or other animals;
- c. Articles, other than food, intended to affect the structure or any function of the body of man or other animals;
- d. Articles intended for use as a component of any article specified in subdivisions a, b, or c, but does not include devices or their components, parts, or accessories. **Provided, however, that "drug", for the purpose of this chapter, and as defined by this subsection, shall not include those controlled substances or drugs regulated by or under the authority of the Uniform Controlled Substances Act, with respect to such drugs, the Uniform Controlled Substances Act shall take precedence over and supplant the provisions of this chapter only so far as its authority and control is synonymous with the provisions of this chapter."**

On page 55, delete all of lines 1 through 13, and insert in lieu thereof the following new section:

"SECTION 49. AMENDMENT.) Subsection 1 of section 19-02.1-15 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

19-02.1-15. DRUGS LIMITED TO DISPENSING ON PRESCRIPTION.)

1. **Except as authorized and provided in the Uniform Controlled Substances Act, (((A)))** a depressant, stimulant, or hallucinogenic drug; or a drug intended for use by man which is a habit-forming drug to which subsection 4 of section 19-02.1-14 applies; or a drug that, because of its toxicity or other potentiality for harmful effect, or the method of its use, or the collateral measures necessary to its use, is not safe for use except under the supervision of a practitioner; or a drug limited by an approved application under section 505 of the Federal Act or section 19-02.1-16 of this Code to use under the professional supervision of a practitioner, shall be dispensed by prescription of a practitioner, and such prescription shall not be refilled more than five times, nor shall it be filled or refilled after six months from the date on which such prescription was issued except that nothing herein shall be construed as preventing a practitioner from issuing a new prescription for the same drug either in writing or orally. Any oral prescription for such drug shall be promptly reduced to writing by the pharmacist on a new prescription blank, and shall be signed within seventy-two hours by the practitioner who issued the same.

On page 55, line 22, after the period, insert the following new sentence:

"Regulations shall conform and be consistent with the provisions of the Uniform Controlled Substances Act."

On page 55, line 28, delete the triple parentheses

On page 55, line 29, delete the triple parentheses

On page 55, delete all of line 33

On page 55, delete all of line 34

On page 55, delete all of line 35

On page 55, delete everything on said page

On page 57, delete all of lines 1 through 9

On page 57, line 10, delete the word "AMENDMENT" and insert in lieu thereof the word "REPEAL"

On page 57, line 12, delete the word "subsections" and insert in lieu thereof the word "subsection"

On page 57, line 13, delete the following numbers: "4, 7, 13, 14, 24 and 25"

On page 57, line 14, delete the following numbers: "11, 12, 22, and 23", and insert the number "21" in lieu of the number "23"

On page 57, line 16, delete the words "section 19-02.1-15;"

On page 57, line 17, delete the words "section 19-02.1-16"

And renumber the pages, sections and lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Concurrent Resolution No. 3020 has had the same under consideration and recommends that the same be amended as follows:

On page 1 delete all of lines 11, 12, and 13

On page 1, line 14 delete the words "of North Dakota, as amended" and before the comma insert in lieu thereof the following language "first statewide election that is held following the special election called to consider the proposals of the Constitutional Convention"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Kieffer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Concurrent Resolution No. 3039 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Concurrent Resolution No. 3050 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. ATKINSON, Chairman

Rep. Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Concurrent Resolution No. 3052 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. ATKINSON, Chairman

Rep. Dotzenrod moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Concurrent Resolution No. 3053 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Concurrent Resolution No. 3076 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Wilkie moved the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Streibel moved that a committee of two be appointed to escort Hon. Mark Andrews to the rostrum, which motion prevailed.

Speaker Bier appointed Reps. Bunker and Weber.

Congressman Andrews addressed the Assembly.

Congressman Andrews: "Mr. Speaker, Members of the House:

"It is a privilege to be here. Coming down the aisle with Hank Weber and Art Bunker, I thought maybe we were making up the North Dakota beef trust. It is good protection when you are coming to a chamber.

"Really, I am proud to be here because members of the Legislature have a unique rapport one with the other. I am also proud because so many faces are the faces I have come to know through my travels around North Dakota. Some of you actually got me started in politics. I can remember Brynhild Haugland's encouragement when I

needed a lot of encouragement, and no one can give you better advice — she is really the dean of your House. You notice how she always sits close to the rail, close to the people.

“North Dakota has several unique problems. In the beginning we were worried about how to secure equity for our farmers. We are still facing the same problem. Here in the Legislature, you have another challenge because you have to understand the people. Not too long ago I was privileged to serve as a mission for the State Department to Southeast Asia, and I saw a unique example of how our commercial competition in that area understands the people. In New Zealand, in one of the largest meat packing firms in the world, they process 12,000 sheep and 1,500 a day. Here, over spotless stainless steel, runs corned beef, which is deliberately packed in tins bearing old paper labels, on which is a picture of a red spotted cow and a couple of white sheep, and carries the word ‘Bullamacow’, and in this way they are catering to what the people understand, what they need and what they want.

“Actually our state has a big challenge in understanding our problems, because North Dakota is unique. Not too long ago I was the commencement speaker at the Wahpeton State School of Science with some 800 students. Fifty years before there were 40 graduates, an increase of twenty-fold. All of our institutions have had the same rapid growth, but today we have fewer people in North Dakota.

“Our commercial and industrial property in North Dakota accounts for only 11% of our assessed valuation. The average for the nation is 25% — and is 38% of assessed valuation in the State of New York. When you buy a combine from Illinois, you are contributing to the education of Illinois children. When you buy a car from Michigan, you are contributing to the education of Michigan children. Sixty-three percent of our assessed valuation comes from agricultural land. You can see the problems we face in this.

“The entire principal of representative government is the concept of those privileged to serve as representatives . . . as you do here in the legislature . . . having the deep understanding of the people who honored you by sending you here.

“Along this line, I was interested to see a headline in this morning’s paper: “Guy Charges Andrews Misunderstanding Him.” You know, he’s right.

“Since what I had to say Monday night dealt with North Dakota and its future, perhaps it’s important here to review the whole matter.

“I was talking about revenue sharing with an effort factor and how important it is to North Dakota’s future. I also stressed how we’re in a neck-and-neck battle to have it enacted in Congress. Revenue sharing’s chief rival — federal take-over of state and local welfare payments — has a 50-50 chance of replacing it.

“I said Monday it was unfortunate that the Governor — who says he supports revenue sharing — also supports the proposal advanced as its chief substitute.

“Agile though he may be, you can’t ride two horses at once, particularly when they’re as mismatched a pair as this.

“The evolution of revenue sharing has been a long process. It has been talked about much during the last decade and I have personally introduced revenue sharing bills in the last three Congresses.

“As with any new concept, those who disagree begin to promote their own approach. The opposition comes from those who do not feel local city, county and state government can be responsible or reliable.

“Two or three years ago, most of the opposition began promoting federal payment of state and local welfare as the substitute to keep control of the money and programs in Washington.

"Mistrust of local government is bad enough, but also it would mean less than half the dollars North Dakota can expect under revenue sharing.

"As this approach began to gain support, imagine my surprise when I saw Governor Guy's statement.

"Shortly thereafter I pointed out in a newsletter that the Governor's position wasn't supported by the people of North Dakota.

"I got an answer from Walt Christensen, one of the Governor's chief apologists, stating that this proposal was really Governor Rockefeller's . . . and Bill Guy was wholeheartedly in support of it.

"I know why Governor Rockefeller likes the idea of federal government taking over welfare payments. New York . . . along with California and Massachusetts would get over 50% of the total funds under such an arrangement. Under the plan, North Dakota's share would be \$9 million . . . \$11 million less than under revenue sharing and this would perpetuate our economic disadvantage.

"Bill Guy may say I don't understand his thinking.

"I don't.

"I do understand revenue sharing and what the effects of his action can be on our chances for enacting this vital legislation.

"This is what concerns me because it concerns the future of North Dakota.

"Maybe I have spoken too plainly here today. I think we in North Dakota can disagree without being disagreeable, and the place to talk about issues, facts and figures is where we are together, whether Democrats or Republican. We are all for building a better North Dakota, and we must keep some of the money from slipping away from us and get an even break for North Dakota.

"The problems you face here, and I face and other farmers face trying to pay their real estate taxes on the farm and support our schools, etc., are going to grow worse rather than become resolved. This is why the time has come for us to do some straight thinking and plain talking about where we are going.

"I realize you are putting in long days and longer weeks, trying to find a way to build a stronger North Dakota, and I salute you for the job you are doing.

"Thank you very much."

Rep. Strinden moved that Congressman Andrews' remarks be printed in the Journal, which motion prevailed.

Rep. Streibel moved the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-EIGHTH DAY

Bismarck, February 17, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Edward Korte, Christ the King Church, Mandan.

The roll was called, and all members were present except Reps. Backes, Lundene, Raymond and Stoltenow.

A quorum was declared by the Speaker.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the thirty-sixth day after recess and thirty-seventh day and recommend that the same be corrected as follows:

Page 755, line 20, following the word "Resolutions" add the word "Committee."

And when so corrected recommend that the same be approved.

REP. STONE, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed and the report was adopted.

RECOGNITION

Rep. Shablow announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Frank Bassingthwaite, and Rep. Bassingthwaite was thereupon introduced to the House.

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the amendments to House Bill No. 1023 as recommended by the Committee on Appropriations as printed on page 756 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to House Bill No. 1035 as recommended by the Committee on Appropriations as printed on pages 756 and 766 of the House Journal be adopted.

Rep. Reimers moved that the House dispense with the reading of the amendments to House Bill No. 1035, which motion prevailed.

The question then was on the motion of Rep. Reimers to adopt the amendments to House Bill No. 1035, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 1177 as recommended by the Committee on Finance and Taxation as printed on pages 758 and 759 of the House Journal be adopted.

Rep. Dornacker moved that the House dispense with the reading of the amendments to House Bill No. 1177, which motion prevailed.

The question then was on the motion of Rep. Dornacker to adopt the amendments to House Bill No. 1177, which motion prevailed.

Rep. Bunker moved that the amendments to House Bill No. 1219 as recommended by the Committee on Industry, Business and Labor as printed on page 751 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to House Bill No. 1238 as recommended by the Committee on Appropriations as printed on page 757 of the House Journal be adopted, which motion prevailed.

Rep. Atkinson moved that the amendments to House Bill No. 1239 as recommended by the Committee on Judiciary as printed on page 765 of the House Journal be adopted, which motion prevailed.

Rep. Bunker moved that the amendments to House Bill No. 1247 as recommended by the Committee on Industry, Business and Labor as printed on pages 751 and 752 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 1327 as recommended by the Committee on Finance and Taxation as printed on pages 752 and 753 of the House Journal be adopted.

Rep. Dornacker moved that the House dispense with the reading of the amendments to House Bill No. 1327, which motion prevailed.

The question then was on the motion of Rep. Dornacker to adopt the amendments to House Bill No. 1327, which motion prevailed.

Rep. Atkinson moved that the amendments to House Bill No. 1401 as recommended by the Committee on Judiciary as printed on page 765 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1416 as recommended by the Committee on Education as printed on page 758 of the House Journal be adopted, which motion prevailed.

Rep. Atkinson moved that the amendments to House Bill No. 1448 as recommended by the Committee on Judiciary as printed on page 765 of the House Journal be adopted, which motion prevailed.

Rep. Atkinson moved that the amendments to House Bill No. 1469 as recommended by the Committee on Judiciary as printed on pages 766 and 767 of the House Journal be adopted.

Rep. Atkinson moved that the House dispense with the reading of the amendments to House Bill No. 1469, which motion prevailed.

The question then was on the motion of Rep. Atkinson to adopt the amendments to House Bill No. 1469, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1498 as recommended by the Committee on Education as printed on page 757 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1533 as recommended by the Committee on Education as printed on page 758 of the House Journal be adopted, which motion prevailed.

Rep. Atkinson moved that the amendments to House Bill No. 1534 as recommended by the Committee on Judiciary as printed on page 767 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to House Bill No. 1548 as recommended by the Committee on State and Federal Government as printed on pages 759 and 760 of the House Journal be adopted.

Rep. Hilleboe moved that the House dispense with the reading of the amendments to House Bill No. 1548, which motion prevailed.

The question then was on the adoption of the amendments to House Bill No. 1548, which motion prevailed.

MOTION

Rep. Streibel moved that the rules be suspended and that the amendments to House Bill No. 1558 be considered for adoption without being read, which motion prevailed.

Rep. Streibel moved the adoption of the amendments to House Bill No. 1558, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1145 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1194 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Kieffer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1240 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Kieffer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1277 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1296 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1332 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1417 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1493 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Raile moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Concurrent Resolution No. 3060 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1011 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 13, delete the numerals "71,113,830.00" and insert in lieu thereof the numerals "70,555,421.00"

On page 1, line 13, delete the numerals "52,828,577.00" and insert in lieu thereof the numerals "52,604,858.00"

On page 1, line 14, delete the numerals "18,285,253.00" and insert in lieu thereof the numerals "17,950,563.00"

On page 1, line 20, delete the numerals "406,250.00" and insert in lieu thereof the numerals "440,750.00"

On page 1, line 24, delete the numerals "65,028,940.00" and insert in lieu thereof the numerals "45,391,071.00"

On page 1, after line 24, insert the following line:

"Grants to and for recipients — AFDC 19,044,960.00"

On page 2, line 2, after the word "children's" insert the words "and family social"

On page 2, line 4, delete the numerals "71,113,830.00" and insert in lieu thereof the numerals "70,555,421.00"

On page 2, line 5, delete the numerals "52,828,577.00" and insert in lieu thereof the numerals "52,604,858.00"

On page 2, line 6, delete the numerals "18,285,253.00" and insert in lieu thereof the numerals "17,950,563.00"

On page 2, line 13, insert the following section after the period:

"SECTION 3. APPROPRIATION.) There is hereby appropriated \$350,000.00 in federal funds and \$150,000.00 to be contributed by individuals, organizations, governmental units, or any other source to the North Dakota Public Welfare Board for a specific purpose determined to be eligible for funding as provided by state and federal law. Expenditures pursuant to this appropriation shall only be made for funding such purposes that have first been approved by the legislative council committee on budget. The Public Welfare Board shall

present such requests for program approval to the legislative council committee on budget in such form as may be prescribed by the committee. It is the intent of this Act that the state shall not be committed to expenditures of general fund moneys either during the 1971-1973 biennium or future bienniums as a result of the passage of this provision."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

Fees and services were increased by \$34,500.00 to allow the Public Welfare Board to reimburse the Director of Institutions for the use of office space and communications services. The federal funds set aside in this appropriation for payment to the Director of Institutions amount to \$67,709.00 for the 1971-1973 biennium. In addition, the estimated income was increased by \$195,297.00 since the federal matching percentage has increased from 54 percent to 61 percent since the budget was prepared. The \$195,297.00 can be allocated into the following categories of expenditure:

Salaries	\$128,684.00
Fees and Services	49,313.00
Supplies and Materials	4,450.00
Equipment	850.00
Data Processing	12,000.00
	<hr/>
Total	\$195,297.00

The "Grants to and for recipients — AFDC" was reduced from a proposed average cost per care of \$226.85 to \$220.00 per month. The reduction in county, state and federal funds resulting from this adjustment is as follows:

Federal	\$422,151.00
State	139,393.00
County	31,365.00
	<hr/>
Total	\$592,909.00

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1140 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 17 delete the triple parentheses around the word "seven" and delete the word "five"

On page 1, line 18 delete the beginning triple parentheses before the word "and" and delete the ending triple parentheses after the word "cents"

On page 2, line 26 delete the triple parentheses around the word "fifteen" and delete the word "ten"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1141 has had the same under consideration and recommends that the same be returned to House without recommendation.

REP. REIMERS, Chairman

Rep. Olienyk moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1168 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. White moved that the report be adopted.

Rep. Gerl moved a substitute motion that House Bill No. 1168 be placed on the calendar.

Rep. Gerl requested a recorded roll call vote on the substitute motion to place House Bill No. 1168 on the calendar.

ROLL CALL

The roll was called and there were ayes, 37; nays, 56; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Grant	Laughlin	Opedahl
DeGroot	Gronneberg	Linderman	Patrick
Dornacker	Haman	Livingston	Rocheleau
Erickson, K.	Haugland	McGauvran	Rolfstrud
Erickson, W.	Henry	McGeehan	Shablow
Fleming	Hoffner	Mertens	Solberg
Gengler	Jacobson	Miller, B.	Walsh
Gerl	Johnson, H.	Miller, E.	Wilkie
Giffey	Kieffer	Mushik	Winge
Glaspay			

Those voting in the negative were:

Atkinson	Halcrow	Lee	Rundle
Austin	Hausauer, A.	Metzger	Sandness
Berg	Hausauer, R.	Meyer	Stoltenow
Boustead	Henning	Miedema	Stone
Boyum	Hensrud	Moore	Streibel
Brekke	Hentges	Murphy	Strinden
Bunker	Herman	Olienyk	Thorsgard
DeKrey	Hickle	Peterson, J.	Tweten
Dick	Hildebrand	Peterson, R.	Ulvedal
Dotzenrod	Jenkins	Raile	Wagner
Eagles	Johnson, K.	Raymond	Weber
Gackle	Knudson	Reimers	Welder
Ganser	Larson, G.	Rice	White
Gunderson	Larson, L.	Rivinius	Mr. Speaker

Those absent and not voting:

Backes	Kingsbury	Lang	Lundene
Hilleboe			

The motion failed.

The question then was on the motion of Rep. White to adopt the committee report on House Bill No. 1168, which motion prevailed. House Bill No. 1168 was indefinitely postponed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1190 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. REIMERS, Chairman

Rep. J. Peterson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1192 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1218 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1220 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1232 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. White moved that the report be adopted.

Rep. Gengler moved a substitute motion that House Bill No. 1232 be placed on the calendar.

Rep. Gengler requested a recorded roll call vote on the substitute motion to place House Bill No. 1232 on the calendar.

ROLL CALL

The roll was called and there were ayes, 36; nays, 59; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Livingston	Opedahl
Backes	Haman	Linderman	Patrick
DeGroot	Haugland	McGauvran	Rocheleau
Erickson, W.	Henry	McGeehan	Rolfsrud
Fleming	Hoffner	Mertens	Shablow
Gengler	Jacobson	Meyer	Solberg
Gerl	Johnson, H.	Miller, B.	Walsh
Giffey	Kieffer	Miller, E.	Wilkie
Glaspey	Laughlin	Mushik	Winge

Those voting in the negative were:

Atkinson	Gunderson	Lang	Rivinius
Austin	Halcrow	Larson, G.	Rundle
Berg	Hausauer, A.	Larson, L.	Sandness
Boustead	Hausauer, R.	Lee	Stoltenow
Boyum	Henning	Metzger	Stone
Brekke	Hensrud	Miedema	Streibel
Bunker	Hentges	Moore	Strinden
DeKrey	Herman	Murphy	Thorsgard
Dick	Hickle	Olienyk	Tweten
Dornacker	Hildebrand	Peterson, J.	Ulvedal
Dotzenrod	Hilleboe	Peterson, R.	Wagner
Eagles	Jenkins	Raile	Weber
Erickson, K.	Johnson, K.	Raymond	White
Gackle	Kingsbury	Reimers	Mr. Speaker
Ganser	Knudson	Rice	

Absent and not voting:

Gronneberg	Lundene	Welder
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The motion failed.

The question then was on the motion of Rep. White to adopt the committee report on House Bill No. 1232, which motion prevailed. House Bill No. 1232 was indefinitely postponed.

Mr. Speaker: Your Committee on Industry, Business and Labor

to whom was referred House Bill No. 1262 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1263 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1284 has had the same under consideration and recommends that the same be amended as follows:

On line 1 after the word "advertising" insert the following words "by radio and television"

On line 2 delete the words "forty-five" and insert in lieu thereof the word "thirty"

On line 12 delete the following language "by any means other than personal contact or pres."

On page 1 delete lines 13, 14, 15 and 16 inclusive and insert in lieu thereof the words "shall broadcast, or cause to be broadcast by radio or television"

On page 1, line 18 delete the words "forty-five" and insert in lieu thereof the word "thirty"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1315 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 11, after the word "SATURDAY", insert the following new words: "**— BANK HOLIDAY**"

On page 1, line 14, delete the words "**this section**" and insert in lieu thereof the following: "**the banks of this state**"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1322 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Gengler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1331 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government

to whom was referred House Bill No. 1336 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, delete everything after the words "A BILL" and insert in lieu thereof the following: "for an Act for the preservation of public health through the regulation of the business of water well drilling, to create a state board of water well contractors, to provide for the certification of water well contractors, to provide for bonds, and to provide a penalty.

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

SECTION 1. DECLARATION OF POLICY.) The business or activity of constructing water wells is declared to be an industry affecting the public welfare, health, and safety of all the people of North Dakota and requires the exercise of the sovereign powers of the state for a public purpose, and it hereby is declared necessary that a state board of water well contractors be established, which in the exercise of its powers shall be deemed to be an administrative agency within the purview of chapter 28-32.

SECTION 2. DEFINITIONS.) As used in this Act, unless the context or subject matter otherwise requires:

1. "Board" shall mean the North Dakota board of water well contractors.
2. "Water well contractor" shall mean any person who is certified to conduct the business of well drilling under the provisions of this Act.
3. "Drilling" shall mean making any opening in the earth's surface by drilling, boring, or otherwise, and shall include inserting any object into any part of the earth's surface for the purpose of obtaining an underground water supply except drainage tiles or similar devices designed primarily to improve land by removing excess water.
4. "Constructing" a well includes boring, digging, drilling, or excavating and installing casings, well screens, and other appurtenances.
5. "Well" shall mean any artificial opening or artificially altered natural opening, however made, by which ground water is sought or through which ground water flows under natural pressure or is artificially withdrawn, provided that this definition shall not include a natural spring, stock ponds, or holes drilled for the purpose of exploration for production of oil, gas, gravel, or other minerals.

SECTION 3. STATE BOARD OF WATER WELL CONTRACTORS — MEMBERS' APPOINTMENT — QUALIFICATION.) The state board of water well contractors shall consist of the state engineer and the state health officer, or their duly authorized designees, and two water well contractors appointed by the governor from a list of five names submitted by the North Dakota well drillers association, and one member appointed at large by the governor.

SECTION 4. APPOINTIVE MEMBERS TO QUALIFY — TERMS OF OFFICE — FILLING VACANCY.) Each appointive member to the board shall qualify by taking the oath of office required of civil officers and shall hold office for a term of four years or until a successor is appointed and qualified, except that the initial appointments shall be for terms of two and four years, respectively, and shall expire on June thirtieth of the respective years. A vacancy on the board shall be filled for the unexpired term in the same manner as was the member whose office is vacant.

SECTION 5. OFFICERS — OFFICE.) The members of the board shall meet annually on the second Monday in July at a time and place designated by the president, except that the first meeting shall be

held in the office of the state engineer at ten o'clock a.m., to select from their number a president, vice president, and a secretary-treasurer. The secretary-treasurer need not be a member of the board. Additional board meetings may be provided for in the bylaws or rules and regulations adopted by the board.

SECTION 6. SECRETARY - TREASURER BOND.) Promptly upon assuming the office, the secretary-treasurer shall furnish a bond satisfactory to the board for the faithful performance and discharge of his duties, as civil officers generally are bonded, in such amount as may be prescribed by the board, the premium therefor to be paid from board funds.

SECTION 7. COMPENSATION AND REIMBURSEMENT OF EXPENSES.) Each appointive member of the board shall receive fifteen dollars per day for the actual services rendered, and in addition thereto, each member shall receive the necessary and actual expenses incurred by him in the discharge of his duties. The mileage and travel expenses allowed shall not exceed the amount provided for in section 54-06-09.

SECTION 8. OFFICE, ADMINISTRATIVE, AND TECHNICAL PERSONNEL — COMPENSATION.) The board may employ such office, administrative, and technical personnel as it deems necessary and shall fix their compensation and prescribe their duties. It may retain legal counsel and incur such other expenses as and when deemed necessary to carry out the provisions of this Act.

SECTION 9. DEPOSIT OF FEES — USE AND APPROPRIATION OF FUNDS.) All fees received by the treasurer under this Act shall be deposited to the credit of the board in the Bank of North Dakota and disbursed only on order of the president and secretary-treasurer. Funds collected for certifying and inspections may be expended in such manner as the board deems necessary to best carry out the provisions of this Act. All funds accruing to the credit of the state board of water well contractors are hereby permanently appropriated to the board for the purpose of this Act.

SECTION 10. POWERS AND DUTIES OF BOARD.) The board shall have the power and it shall be its duty:

1. To effectively administer and carry out the provisions of this Act.
2. To adopt bylaws, rules, and regulations for the conduct of the business affairs of the board and administration of its functions.

SECTION 11. CERTIFICATE REQUIRED.) After the first day of January 1972 no person, partnership, firm, or corporation shall engage in the business of water well contracting unless certified to do so by the board of water well contractors.

SECTION 12. EXAMINATION — WHEN HELD — NOTICE.) The board shall hold meetings at such times and such places as it shall designate for the purpose of administering an examination to those persons desiring to become certified as water well contractors. The board shall give no less than ten days' written notice to each applicant of the time and place of such examination.

SECTION 13. CERTIFICATE — HOW OBTAINED — FEE — BOND.) Any person desiring to take the examination to become a certified water well contractor shall make application to the board and pay to the board treasurer a nonrefundable examination fee in the amount of ten dollars. If upon examination the applicant is found to be qualified as a water well contractor, the board shall issue to him a certificate upon the applicant's executing and filing with the board a bond as required in this Act. Such certificate shall not be transferable.

SECTION 14. BOND REQUIRED.) Before receiving a certificate as a water well contractor, a qualified applicant shall execute and

deposit with the board a surety bond in the amount of one thousand dollars conditioned for the faithful performance of all water well contracts undertaken by him and the strict compliance with the provisions of this Act.

SECTION 15. CERTIFICATION OF PERSONS ENGAGED IN CONTRACTING AT EFFECTIVE DATE OF ACT.) Upon application and sworn affidavit and the payment of a registration fee in the amount of twenty dollars, the board shall issue a certificate, without an examination, to any person who has been engaged in the business of a water well contractor as an occupation for at least one year prior to the effective date of this Act.

SECTION 16. DISPLAY OF CERTIFICATION.) The board shall furnish each certified contractor a decal for each drill rig the contractor owns or leases. Such decal shall be displayed in a conspicuous place on the drill rig.

SECTION 17. RENEWAL OF CERTIFICATE.) A certificate issued under the provisions of this Act shall be valid for one year and shall expire on the thirty-first day of December in the year it was issued. The certificate may be renewed by the board upon application accompanied by a fee in the amount of twenty dollars and the furnishing of a bond as provided in section 14 of this Act.

SECTION 18. FIRM ENGAGED IN WATER WELL WORK TO EMPLOY CERTIFIED WATER WELL CONTRACTOR — EXCEPTION.) No person, partnership, association, or corporation shall engage in the business of constructing a water well in this state unless at all times a certified water well contractor, who is responsible for the proper construction or alteration thereof, is in charge; provided, however, that nothing in this Act shall be construed so as to prohibit any person from constructing any water well on his own premises for his own use.

SECTION 19. STANDARDS FOR WELL DRILLING — REPORTS REQUIRED.) All construction of water wells shall comply with the rules and regulations promulgated by the state health department. Each water well contractor shall furnish to the board on forms provided by the board within thirty days after the completion of each well, such information as the health department shall require, including a log of formations penetrated, well depth, and casing size and weight. A copy of each report shall also be furnished to the customer. All information submitted shall remain the property of the board.

SECTION 20. REVOCATION OR SUSPENSION OF CERTIFICATE — GROUNDS FOR — HOW REINSTATED.) The board may suspend or revoke any certificate issued under the provisions of this Act if the holder is found guilty by the board of any violation of the rules and regulations established and promulgated by the health department after a hearing duly held substantially in conformance with the provisions of chapter 28-32. Six months after any certificate has been revoked, an application may be made for another certificate in the same manner as a new certificate is obtained.

SECTION 21. CERTIFICATION TO NONRESIDENTS — RECIPROCITY.) To the extent that other states which provide for the certification of water well contractors provide for similar action, the state board of water well contractors may grant certification to water well contractors certified by other states, upon payment by the applicant of the required fee and the furnishing of a bond as provided by section 14 of this Act, after being furnished with proof that the qualifications of the applicant are equal to the qualifications of holders of such certificates in this state.

SECTION 22. CONTRACTING FOR WELL CONSTRUCTION WITHOUT CERTIFICATION — PENALTY.) Any person contracting for water well drilling without being certified in accordance with the provisions of this Act or otherwise willfully violating the

provisions thereof shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not less than fifty dollars nor more than one hundred dollars, or by imprisonment in the county jail for not more than thirty days, or by both such fine and imprisonment."

And renumber the lines, sections, and pages accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1337 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1351 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, after the word "transportation" insert the following: "**, and declaring an emergency**"

On page 2, following line 5, insert the following new section:

"SECTION 2. EMERGENCY.) This act is hereby declared to be an emergency measure and shall be in full force and effect from and after the date of its passage and approval."

And renumber the pages, lines and sections accordingly.

And when so amended recommends the same do pass.

REP. K. KNUDSON, Chairman

Rep. G. Larson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1361 has had the same under consideration and recommends that the same be amended as follows:

On page 5, line 5 place triple parentheses before the word "or"

On page 5, line 6, place triple parentheses after the word "oral"

On page 5, line 8, after the word "received" insert "**prior to, or**"

On page 5, line 9, after the word "instruction" insert the following: "**, or after receipt of the first correspondence lesson by the school**"

On page 5, line 12, after the word "received" insert "**prior to, or**"

On page 6, line 23, delete the word "**education**" and insert the word "**instruction**"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. K. KNUDSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1371 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. REIMERS, Chairman

Rep. L. Hausauer moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1367 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1385 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. McGeehan moved a substitute motion that House Bill No. 1385 be placed on the calendar.

Rep. McGeehan requested a recorded roll call vote on the substitute motion to place House Bill No. 1385 on the calendar.

ROLL CALL

The question being on the final passage of House Bill No. 1385, the roll was called and there were ayes, 35; nays, 58; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Glaspey	Livingston	Rocheleau
Backes	Grant	McGauvran	Rolfsrud
DeKrey	Gronneberg	McGeehan	Rundle
Erickson, K.	Haman	Mertens	Shablow
Erickson, W.	Hoffner	Meyer	Walsh
Fleming	Jacobson	Müller, E.	Weber
Gengler	Kieffer	Mushik	Wilkie
Gerl	Laughlin	Opedahl	Winge
Giffey	Linderman	Patrick	

Those voting in the negative were:

Atkinson	Halcrow	Knudson	Rice
Austin	Haugland	Lang	Rivinius
Berg	Hausauer, A.	Larson, G.	Sandness
Boustead	Hausauer, R.	Larson, L.	Solberg
Boyum	Henning	Lee	Stoltenow
Brekke	Henry	Metzger	Stone
Bunker	Hensrud	Miedema	Streibel
DeGroot	Hentges	Miller, B.	Strinden
Dick	Herman	Moore	Tweten
Dornacker	Hickle	Olienyk	Ulvedal
Dotzenrod	Hildebrand	Peterson, R.	Wagner
Eagles	Hilleboe	Raile	Welder
Gackle	Jenkins	Raymond	White
Ganser	Johnson, K.	Reimers	Mr. Speaker
Gunderson	Kingsbury		

Absent and not voting:

Johnson, H.	Murphy	Peterson, J.	Thorsgard
Lundene			

The motion failed.

The question then was on the motion of Rep. Henry to adopt the committee report on House Bill No. 1385, which motion prevailed. House Bill No. 1385 was indefinitely postponed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1288 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 13, after the word "contracts" insert a comma and the following language: ", except which involve federal-aid funds and where a preference or discrimination would be contrary to a federal law or regulation,"

On page 1, line 14, after the word "district," insert the following:
"or"

On page 1, line 14, after the word "township" delete the "," and the words: "highway, or"

On page 1, line 16, delete the words: "in each of said contracts"

On page 1, line 18, after the word "residents" insert the following:
"who are deemed to be qualified by the employer"

On page 1, line 21, delete the word "form" and insert in lieu thereof the word "firm"

On page 1, line 23, delete the word "with" and insert in lieu thereof the word "containing"

On page 1, line 23, insert a period after the word "provisions" and delete the following language: "in it; provided"

On page 1, delete all of line 24

On page 2, delete all of lines 1 through 6

On page 2, line 18, delete the word "deemed" and insert in lieu thereof the following: "determined by the commissioner of labor"

On page 2, line 24, after the word "is" insert the following: "hereby authorized to make reciprocal agreements or arrangements with any other state or territory exempting the application of the provisions of this Act, and is"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1397 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1408 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1430 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. DeGroot moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1460 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 22, place triple parentheses around the word "fifty"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The purpose of the amendment was to reduce the increase to Junior Colleges from \$100 per student to \$50 per student.

REP. REIMERS, Chairman

Rep. Mertens moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom

was referred House Bill No. 1476 has had the same under consideration and recommends that the same be amended as follows:

On page 3, line 4 delete the word "**nonincome**"

On page 3, line 4 after the word "**property**" insert the following: "**, including residential lots**"

On page 3, line 5 delete the words "**income-producing property not**" and insert in lieu thereof the following words: "**business, commercial, and manufacturing property, including commercial lots.**"

On page 3, delete all of line 6

On page 3, after line 6 insert the following new subdivisions:

d. Class four: All agricultural lands.

e. Class five: All property not included in the other four classes."

On page 3, line 10 delete the word "**Thirty-five**" and insert in lieu thereof the word "**Thirty-three**"

On page 3, line 12 delete the word "**Twenty**" and insert in lieu thereof the word "**Twenty-two**"

On page 3, line 14 delete the words "**The full and true value shall be**" and insert in lieu thereof the following:

"Twenty-five percent of its full and true value."

On page 3, delete all of lines 15, 16 and 17

On page 3, after line 17 insert the following new subdivisions:

"d. Class four: Twenty percent of its full and true value.

e. Class five: Twenty-five percent of its full and true value."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Shablow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1477 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1485 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. KNUDSON, Chairman

Rep. Rice moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1504 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. REIMERS, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1525 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Herman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1539 has had the same under consideration and recommends that the same be amended as follows:

Page 3, line 5, delete the figure "100,000.00" and insert in lieu thereof the figure "10,000.00"

Page 3, line 9, delete the figure "25,000.00" and insert in lieu thereof the figure "2,500.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The cut to \$10,000 from \$100,000 will provide seed money to start this program.

REP. REIMERS, Chairman

Rep. Kingsbury moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution No. 3015 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 21, after the word "the " insert the word "accelerating"

On page 2, line 22, after the word "environment" insert the following: " and that official state boards of education report to the Forty-third Legislative Assembly on achievements leading to the realization of the goals sought under this resolution"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. KNUDSON, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Concurrent Resolution No. 3026 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Concurrent Resolution No. 3014 has had the same under consideration and recommends that the same do pass.

And then be re-referred to the Legislative Council Resolutions Committee.

REP. BUNKER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution No. 3028 has had the same under consideration and recommends that the same do pass.

REP. K. KNUDSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Concurrent Resolution No. 3035 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Gengler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution No. 3038 has had the same under consideration and recommends that the same do pass.

REP. K. KNUDSON, Chairman

Rep. E. Miller moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3048 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, after the word "resolution", delete the remainder of the resolution, and insert in lieu thereof the following: "commending President Richard M. Nixon on the progress made in ending the conflict in Vietnam, and requesting that he continue his efforts for an honorable solution.

WHEREAS, United States Armed Services personnel serving in Vietnam numbered five hundred forty-three thousand in June 1969; and

WHEREAS, by May 1, 1971, over forty percent of those troops will have been withdrawn, and only two hundred eighty-four thousand troops are now scheduled to remain as of that date, of which only forty thousand will be regularly assigned to combat duty; and

WHEREAS, there has been a significant decrease in the involvement of United States soldiers in direct ground combat operations since the President announced his "Vietnamization" program; and

WHEREAS, since 1968, the Army of the Republic of South Vietnam has grown from seven hundred thirty thousand to one million one hundred thousand well-equipped soldiers; and

WHEREAS, recent military operations in Cambodia and Laos carried out by South Vietnamese troops would seem to indicate that the Army of the Republic of South Vietnam has developed into an effective fighting force;

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

That the Forty-second Legislative Assembly of the State of North Dakota desires to express its approval of the efforts of the President of the United States to reduce the extent of United States involvement in South Vietnam, and respectfully requests the President to continue to make every effort to seek an honorable termination of the conflict in South Vietnam and all of Southeast Asia; and

BE IT FURTHER RESOLVED, that the Secretary of State forward a copy of this resolution to the President of the United States, Richard M. Nixon."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution No. 3045 has had the same under consideration and recommends that the same do pass.

REP. K. KNUDSON, Chairman

Rep. Fleming moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3049 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted.

MOTION

Rep. Fleming moved a substitute motion that House Concurrent Resolution No. 3049 be placed on the calendar, which motion failed.

The question then was on the motion of Rep. Rivinius to adopt the committee report on House Concurrent Resolution No. 3049,

which motion prevailed. House Concurrent Resolution No. 3049 was indefinitely postponed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3061 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3062 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 4, delete the words "a majority" and insert in lieu thereof the words "two-thirds"

On page 2, line 15, delete the words "a majority" and insert in lieu thereof the words "two-thirds"

On line 19, delete the words "a majority" and insert in lieu thereof the words "two-thirds"

On line 25, delete the words "a majority" and insert in lieu thereof the words "two-thirds"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution No. 3064 has had the same under consideration and recommends that the same do pass.

REP. K. KNUDSON, Chairman

Rep. Stoltenow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3066 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3068 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Hickie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution No. 3074 has had the same under consideration and recommends that the same do pass.

And then be re-referred to the Legislative Council Resolutions Committee.

REP. K. KNUDSON, Chairman

Rep. A. Hausauer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Concurrent Resolution No. 3077 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3082 has had the same under consideration and recommends that the same do pass.

And then be re-referred to the Legislative Council Resolutions Committee.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3083 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Lee moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3085 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1363. A Bill for an Act to amend and reenact section 16-17-05.1 of the North Dakota Century Code, relating to the consolidation of precinct committeemen's ballot.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Reimers
Atkinson	Gunderson	Larson, L.	Rice
Austin	Halcrow	Laughlin	Rivinius
Backes	Haman	Linderman	Rocheleau
Berg	Haugland	Livingston	Rolfsrud
Boustead	Hausauer, R.	McGauvran	Sandness
Boyum	Henning	McGeehan	Shablow
Brekke	Henry	Mertens	Solberg
Bunker	Hensrud	Metzger	Stone
DeGroot	Hentges	Meyer	Streibel
DeKrey	Herman	Miedema	Strinden
Dornacker	Hickle	Miller, B.	Thorsgard
Dotzenrod	Hildebrand	Miller, E.	Tweten
Eagles	Hilleboe	Moore	Ulvedal
Erickson, K.	Hoffner	Mushik	Wagner
Erickson, W.	Jacobson	Olienyk	Walsh
Fleming	Jenkins	Opedahl	Weber
Gackle	Johnson, K.	Patrick	Welder
Ganser	Kieffer	Peterson, J.	White
Gengler	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker
Grant			

Those voting in the negative were:
Rundle

Absent and not voting:

Dick	Hausauer, A.	Lee	Murphy
Gerl	Johnson, H.	Lundene	Stoltenow

So the bill passed and the title was agreed to.

House Bill No. 1402. A Bill for an Act to amend and reenact section 50-26-02 of the North Dakota Century Code, relating to powers and duties of the governor's council on human resources.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 38; nays, 54; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Laughlin	Patrick
Backes	Gronneberg	Livingston	Raymond
DeGroot	Haman	McGeehan	Rocheleau
Dornacker	Haugland	Mertens	Shablow
Eagles	Henry	Metzger	Solberg
Erickson, W.	Hildebrand	Meyer	Walsh
Fleming	Hoffner	Miller, B.	Weber
Gengler	Jacobson	Miller, E.	Wilkie
Gerl	Johnson, H.	Mushak	Winge
Giffey	Larson, G.		

Those voting in the negative were:

Atkinson	Halcrow	Lang	Rolfstrud
Austin	Hausauer, A.	Larson, L.	Rundle
Berg	Hausauer, R.	Linderman	Sandness
Boustead	Henning	Miedema	Stoltenow
Boyum	Hensrud	Moore	Streibel
Brekke	Hentges	Olienyk	Strinden
Bunker	Herman	Opedahl	Thorsgard
DeKrey	Hickle	Peterson, J.	Twetten
Dick	Hilleboe	Peterson, R.	Ulvedal
Dotzenrod	Jenkins	Raile	Wagner
Erickson, K.	Johnson, K.	Reimers	Welder
Ganser	Kieffer	Rice	White
Glaspay	Kingsbury	Rivinius	Mr. Speaker
Gunderson	Knudson		

Absent and not voting:

Gackle	Lundene	Murphy	Stone
Lee	McGauvran		

So the bill lost.

House Bill No. 1413. A Bill for an Act to amend and reenact subsections 2 and 3 of section 23-25-02 and section 61-28-03 of the North Dakota Century Code, relating to the membership of the state air pollution control advisory council and the state water pollution control board.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 66; nays, 25; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Halcrow	Livingston	Rolfstrud
Backes	Haman	McGeehan	Sandness
DeGroot	Haugland	Mertens	Shablow
Dick	Hausauer, R.	Meyer	Solberg
Dornacker	Henry	Miller, B.	Stoltenow
Dotzenrod	Hensrud	Miller, E.	Streibel
Eagles	Hentges	Moore	Strinden

Erickson, K.	Hildebrand	Mushik	Thorsgard
Erickson, W.	Hilleboe	Olienyk	Tweten
Fleming	Hoffner	Opedahl	Ulvedal
Gengler	Jacobson	Patrick	Wagner
Gerl	Johnson, H.	Peterson, J.	Walsh
Giffey	Kieffer	Peterson, R.	Weber
Gaspey	Knudson	Raymond	Wilkie
Grant	Larson, L.	Rivinius	Winge
Gronneberg	Laughlin	Rocheleau	Mr. Speaker
Gunderson	Linderman		

Those voting in the negative were:

Atkinson	Ganser	Johnson, K.	Raile
Austin	Hausauer, A.	Kingsbury	Reimers
Berg	Henning	Lang	Rice
Boustead	Herman	Larson, G.	Rundle
Boyum	Hickle	Metzger	Welder
Brekke	Jenkins	Miedema	White
Bunker			

Absent and not voting:

DeKrey	Lee	McGauvran	Stone
Gackle	Lundene	Murphy	

So the bill passed and the title was agreed to.

House Bill No. 1511. A Bill for an Act to amend and reenact sections 16-04-15.1, 16-04-20, 16-04-26, 16-12-04, 16-13-01, 16-17-05.1, and 16-18-06, relating to separate party ballots in primary elections and separate precinct committeemen's ballots.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 54; nays, 41; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Halcrow	Knudson	Rivinius
Austin	Hausauer, A.	Lang	Sandness
Berg	Hausauer, R.	Larson, G.	Stoltenow
Boustead	Henning	Larson, L.	Stone
Boyum	Hensrud	Lee	Streibel
Brekke	Hentges	Metzger	Strinden
Bunker	Herman	Moore	Thorsgard
DeKrey	Hickle	Olienyk	Tweten
Dick	Hildebrand	Peterson, J.	Ulvedal
Dornacker	Hilleboe	Peterson, R.	Wagner
Eagles	Jenkins	Raile	Welder
Gackle	Johnson, K.	Riemers	White
Ganser	Kieffer	Rice	Mr. Speaker
Gunderson	Kingsbury		

Those voting in the negative were:

Anderson	Grant	Livingston	Raymond
Backes	Gronneberg	McGeehan	Rocheleau
DeGroot	Haman	Mertens	Rolfstrud
Dotzenrod	Haugland	Meyer	Rundle
Erickson, K.	Henry	Miedema	Shablow
Erickson, W.	Hoffner	Miller, B.	Solberg
Fleming	Jacobson	Miller, E.	Walsh
Gengler	Johnson, H.	Mushik	Weber
Gerl	Laughlin	Opedahl	Wilkie
Giffey	Linderman	Patrick	Winge
Gaspey			

Absent and not voting:

Lundene	McGauvran	Murphy
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So the bill lost for want of a two-thirds majority.

MOTIONS

Rep. Dick moved that the House reconsider the action by which it adopted the amendments to House Bill No. 1518, which motion prevailed.

Rep. Dick moved that the House reconsider the action by which it adopted the committee report on House Bill No. 1518, which motion prevailed.

Rep. Dick moved that House Bill No. 1518 be re-referred to the Committee on Natural Resources, which motion prevailed.

Rep. Dornacker moved that the House reconsider the action by which House Bill No. 1451 was lost, which motion failed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2137. A Bill for an Act to amend and reenact sections 12-21-07, 12-21-09, and 12-21-11 of the North Dakota Century Code, to provide that certain motion picture theater employees shall not be liable for showing or possessing obscene motion pictures if acting within the scope of their employment.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 10; absent and not voting, 7.

Those voting in the affirmative were:

Austin	Gunderson	Kingsbury	Peterson, R.
Backes	Halcrow	Knudson	Raymond
Berg	Haman	Larson, G.	Riemers
Boustead	Haugland	Larson, L.	Rice
Boyum	Hausauer, A.	Laughlin	Rocheleau
Brekke	Hausauer, R.	Lee	Sandness
Bunker	Henning	Linderman	Shablow
DeGroot	Henry	Livingston	Solberg
DeKrey	Hensrud	McGauvran	Streibel
Dick	Hentges	McGeehan	Strinden
Dornacker	Herman	Mertens	Thorsgard
Dotzenrod	Hickle	Metzger	Tweten
Eagles	Hildebrand	Meyer	Ulvedal
Erickson, K.	Hilleboe	Miedema	Wagner
Erickson, W.	Hoffner	Miller, B.	Walsh
Fleming	Jacobson	Mushik	Welder
Ganser	Jenkins	Olienyk	White
Giffey	Johnson, H.	Opedahl	Wilkie
Glaspey	Johnson, K.	Patrick	Winge
Grant	Kieffer	Peterson, J.	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Anderson	Miller, E.	Rivinius	Rundle
Atkinson	Moore	Rolfstrud	Stoltenow
Lang	Raile		

Absent and not voting:

Gackle	Gerl	Murphy	Weber
Gengler	Lundene	Stone	

So the bill passed and the title was agreed to.

MOTIONS

Rep. Hildebrand moved that House Bill No. 1546 be returned to the House from the Committee on Education, which motion prevailed.

Rep. Hildebrand requested permission to withdraw House Bill No. 1546. There being no objections, it was so ordered by the House.

SECOND READING OF A HOUSE BILL

House Bill No. 1260. A Bill for an Act to amend and reenact

subsection 4 of section 27-20-02 of the North Dakota Century Code, relating to the definition of an unruly child.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Reimers
Atkinson	Halcrow	Larson, L.	Rice
Austin	Haman	Laughlin	Rivinius
Backes	Haugland	Lee	Rocheleau
Berg	Hausauer, A.	Linderman	Rolfsrud
Boustead	Hausauer, R.	Livingston	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
Bunker	Hensrud	Mertens	Solberg
DeGroot	Hentges	Metzger	Stoltenow
DeKrey	Herman	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dornacker	Hildebrand	Miller, B.	Strinden
Dotzenrod	Hilleboe	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Mushik	Ulvedal
Erickson, W.	Jenkins	Olienyk	Walsh
Fleming	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gerl	Kieffer	Peterson, J.	White
Giffey	Kingsbury	Peterson, R.	Wilkie
Glaspey	Knudson	Raile	Winge
Grant	Lang	Raymond	Mr. Speaker

Absent and not voting:

Gackle	Lundene	Murphy	Wagner
Gengler			

So the bill passed and the title was agreed to.

MOTIONS

Rep. Solberg moved that the House reconsider the action by which the Committee Report on House Bill No. 1340 was adopted, which motion prevailed.

Rep. Solberg moved that House Bill No. 1340 be returned to the House from the Committee on Appropriations, which motion prevailed.

Rep. Solberg requested permission to withdraw House Bill No. 1340, and there being no objection, it was so ordered by the Speaker.

Rep. Streibel moved that House Bill No. 1354 be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1360. A Bill for an Act to amend and reenact section 15-59-06 of the North Dakota Century Code, relating to funds provided by the legislative assembly for reimbursement for special education.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 8; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Glaspey	Larson, G.	Raymond
Austin	Grant	Larson, L.	Rice
Backes	Gronneberg	Laughlin	Rivinius
Berg	Gunderson	Lee	Rocheleau
Boustead	Halcrow	Linderman	Sandness

Boyum	Haman	Livingston	Shablow
Brekke	Haugland	McGauvran	Stoltenow
Bunker	Hausauer, R.	McGeehan	Stone
DeGroot	Henning	Mertens	Streibel
DeKrey	Henry	Metzger	Strinden
Dick	Hensrud	Meyer	Thorsgard
Dornacker	Hentges	Miedema	Tweten
Dotzenrod	Herman	Miller, B.	Ulvedal
Eagles	Hickle	Miller, E.	Wagner
Erickson, K.	Hildebrand	Moore	Walsh
Erickson, W.	Hilleboe	Mushik	Weber
Fleming	Hoffner	Olienyk	Welder
Gackle	Jacobson	Opedahl	White
Ganser	Jenkins	Patrick	Wilkie
Gengler	Johnson, K.	Peterson, R.	Winge
Gerl	Knudson	Raile	Mr. Speaker
Giffey	Lang		

Those voting in the negative were:

Johnson, H.	Kingsbury	Reimers	Rundle
Kieffer	Peterson, J.	Rolfstrud	Solberg

Absent and not voting:

Atkinson	Hausauer, A.	Lundene	Murphy
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So the bill passed and the title was agreed to.

House Bill No. 1547. A Bill for an Act to provide for state legislative apportionment, and to repeal section 1 of chapter 338 of the North Dakota Session Laws of 1965, relating to state legislative apportionment.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 53; nays, 39; absent and not voting, 6.

Those voting in the affirmative were:

Austin	Hausauer, R.	Larson, L.	Sandness
Berg	Henning	Lee	Stoltenow
Boustead	Hensrud	Metzger	Stone
Boyum	Hentges	Miedema	Streibel
Brekke	Herman	Moore	Strinden
Bunker	Hickle	Olienyk	Thorsgard
Dick	Hildebrand	Peterson, J.	Tweten
Dornacker	Jenkins	Peterson, R.	Ulvedal
Dotzenrod	Johnson, K.	Raile	Wagner
Eagles	Kingsbury	Raymond	Walsh
Gackle	Knudson	Reimers	Welder
Ganser	Lang	Rice	White
Gunderson	Larson, G.	Rivinius	Mr. Speaker
Haugland			

Those voting in the negative were:

Anderson	Glaspey	Laughlin	Patrick
Backes	Grant	Linderman	Rocheleau
DeGroot	Gronneberg	Livingston	Rolfstrud
DeKrey	Halcrow	McGauvran	Rundle
Erickson, K.	Haman	McGeehan	Shablow
Erickson, W.	Henry	Mertens	Solberg
Fleming	Hoffner	Meyer	Weber
Gengler	Jacobson	Miller, B.	Wilkie
Gerl	Johnson, H.	Miller, E.	Winge
Giffey	Kieffer	Opedahl	

Absent and not voting:

Atkinson	Hilleboe	Murphy	Mushik
Hausauer, A.	Lundene		

So the bill passed and the title was agreed to.

SECOND READING OF
HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3029. A Concurrent Resolution requesting that the State Board of University and School Lands declare a temporary moratorium on the sale of lands under its control which have been evaluated by the State Game and Fish Department as having exceptional value for wildlife enhancement or recreational use.

Which has been read.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3051. A Concurrent Resolution commending state employees for their cooperation and assistance to the Legislative Assembly.

Which has been read.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

House Concurrent Resolution No. 3072. A Concurrent Resolution urging restaurants and public institutions to include potatoes on breakfast menus.

Which has been read.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was lost.

SECOND READING OF SENATE BILLS

Senate Bill No. 2275. A Bill for an Act to create a state trust to hold unpaid guaranteed student loans belonging to the state of North Dakota; to authorize preparation, sale, and issuance of special coupon bonds of the state of North Dakota against such United States government guaranteed student loans so held; and to make such bonds eligible for investment of the funds of banks, savings and loan associations, and public trust funds of this state, and making an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Reimers
Atkinson	Gunderson	Larson, L.	Rice
Austin	Halcrow	Laughlin	Rivinius
Backes	Haman	Lee	Rocheleau
Berg	Haugland	Linderman	Rolfstrud
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hentges	Metzger	Stone
DeKrey	Herman	Meyer	Streibel
Dick	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Tweten
Eagles	Hilleboe	Miller, E.	Ulvedal
Erickson, K.	Hoffner	Moore	Wagner
Erickson, W.	Jacobson	Mushik	Walsh
Fleming	Jenkins	Olienyk	Weber
Gackle	Johnson, H.	Opedahl	Welder
Ganser	Johnson, K.	Patrick	White
Gengler	Kieffer	Peterson, R.	Wilkie
Giffey	Kingsbury	Raile	Winge

Glaspey	Knudson	Raymond	Mr. Speaker
Grant	Lang		
Absent and not voting:			
Dornacker	Hensrud	Murphy	Stoltenow
Gerl	Lundene	Peterson, J.	Thorsgard

So the bill passed and the title was agreed to.

Senate Bill No. 2357. A Bill for an Act to amend and reenact subsection 4 of section 48-02-04 of the North Dakota Century Code, relating to contents of advertisement for bids on public buildings.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rice
Atkinson	Halcrow	Lee	Rivinius
Austin	Haman	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfstrud
Boustead	Hausauer, R.	McGauvran	Rundle
Boyum	Henning	McGeehan	Sandness
Brekke	Henry	Mertens	Shablow
Bunker	Hentges	Metzger	Solberg
DeGroot	Herman	Meyer	Stoltenow
DeKrey	Hickle	Miedema	Stone
Dick	Hildebrand	Miller, B.	Streibel
Dotzenrod	Hilleboe	Miller, E.	Strinden
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Mushik	Ulvedal
Erickson, W.	Jenkins	Olienyk	Wagner
Fleming	Johnson, H.	Opedahl	Walsh
Ganser	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Peterson, R.	White
Giffey	Kingsbury	Raile	Wilkie
Glaspey	Knudson	Raymond	Winge
Grant	Lang	Reimers	Mr. Speaker
Gronneberg	Larson, L.		

Absent and not voting:

Backes	Gerl	Larson, G.	Peterson, J.
Dornacker	Haugland	Lundene	Thorsgard
Gackle	Hensrud	Murphy	Weber

So the bill passed and the title was agreed to.

Senate Bill No. 2402. A Bill for an Act to amend and reenact subsection 4 of section 39-06-40.1 of the 1969 Supplement to the North Dakota Century Code, relating to the reproduction of driver's licenses.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 69; nays, 18; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Gunderson	Kingsbury	Peterson, R.
Atkinson	Halcrow	Knudson	Reimers
Austin	Haman	Larson, G.	Rivinius
Berg	Haugland	Larson, L.	Rocheleau
Boyum	Hausauer, R.	Laughlin	Rolfstrud
Bunker	Henning	Linderman	Sandness
Dick	Henry	Livingston	Shablow
Dotzenrod	Hensrud	McGauvran	Solberg
Eagles	Hentges	McGeehan	Stoltenow

Erickson, K.	Herman	Mertens	Stone
Erickson, W.	Hickle	Meyer	Streibel
Fleming	Hilleboe	Miedema	Twetén
Ganser	Hoffner	Miller, B.	Walsh
Gengler	Jacobson	Mushik	White
Giffey	Jenkins	Olienyk	Wilkie
Glaspéy	Johnson, H.	Opedahl	Winge
Grant	Kieffer	Patrick	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Boustead	Hildebrand	Raile	Strinden
Brekke	Johnson, K.	Raymond	Ulvedal
DeGroot	Lang	Rice	Wagner
DeKrey	Metzger	Rundle	Welder
Hausauer, A.	Miller, E.		

Absent and not voting:

Backes	Gerl	Moore	Thorsgard
Dornacker	Lee	Murphy	Weber
Gackle	Lundene	Peterson, J.	

So the bill passed and the title was agreed to.

MOTIONS

Rep. Gunderson requested unanimous consent of the House to suspend the rules for the purpose of amending Senate Bill No. 2443. There being no objection, permission was granted by Speaker Bier.

Rep. Gunderson moved that Senate Bill No. 2443 be amended as follows:

Page 2, line 6 of the engrossed bill, delete the word "board" and substitute the word "director" in lieu thereof.

Which motion prevailed.

Rep. Gunderson moved that the rules be suspended and Senate Bill No: 2443 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2443. A Bill for an Act authorizing the director of institutions to lease certain property now owned by the state and under the control of the state industrial school.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 4; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Rice
Atkinson	Halcrow	Larson, L.	Rivinius
Austin	Haman	Laughlin	Rocheleau
Berg	Haugland	Lee	Rolfsrud
Boustead	Hausauer, A.	Linderman	Rundle
Boyum	Hausauer, R.	Livingston	Shablow
Brekke	Henning	McGauvran	Solberg
Bunker	Henry	McGeehan	Stoltenow
DeGroot	Hensrud	Mertens	Stone
DeKrey	Hentges	Metzger	Streibel
Dick	Herman	Meyer	Strinden
Dornacker	Hickle	Miedema	Twetén
Dotzenrod	Hildebrand	Miller, B.	Ulvedal
Eagles	Hoffner	Miller, E.	Wagner
Erickson, K.	Jacobson	Moore	Walsh
Fleming	Jenkins	Olienyk	Weber
Ganser	Johnson, H.	Opedahl	Welder

Gangler	Johnson, K.	Peterson, R.	White
Giffey	Kieffer	Raile	Wilkie
Glaspay	Kingsbury	Raymond	Winge
Grant	Knudson	Reimers	Mr. Speaker
Gronneberg	Lang		

Those voting in the negative were:

Erickson, W.	Mushik	Patrick	Sandness
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Absent and not voting:

Backes	Gerl	Lundene	Peterson, J.
Gackle	Hilleboe	Murphy	Thorsgard

So the bill passed and the title was agreed to.

Senate Bill No. 2506. A Bill for an Act to amend and reenact section 23-11-28 and 23-11-29 of the North Dakota Century Code, relating to exemption of real property of a housing authority created under Indian laws recognized by the federal government from execution sales, taxes and special assessments.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Reimers
Atkinson	Halcrow	Larson, L.	Rice
Austin	Haman	Laughlin	Rivinius
Backes	Haugland	Lee	Rocheleau
Berg	Hausauer, A.	Linderman	Rolfstrud
Boustead	Hausauer, R.	Livingston	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
Bunker	Hensrud	Mertens	Solberg
DeGroot	Hentges	Metzger	Stoltenow
DeKrey	Herman	Meyer	Streibel
Dick	Hickle	Miedema	Strinden
Dornacker	Hildebrand	Miller, B.	Thorsgard
Dotzenrod	Hilleboe	Miller, E.	Ulvedal
Eagles	Hoffner	Moore	Wagner
Erickson, K.	Jacobson	Mushik	Walsh
Fleming	Jenkins	Olienyk	Weber
Ganser	Johnson, H.	Opedahl	Welder
Gengler	Johnson, K.	Patrick	White
Giffey	Kieffer	Peterson, R.	Wilkie
Glaspay	Kingsbury	Raile	Winge
Grant	Knudson	Raymond	Mr. Speaker
Gronneberg	Lang		

Those voting in the negative were:

Erickson, W.	Stone	Tweten
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Absent and not voting:

Gackle	Lundene	Murphy	Peterson, J.
Gerl			

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE BILL

House Bill No. 1021. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the North Dakota mill and elevator association.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rivinius
Atkinson	Halcrow	Lee	Rocheleau
Austin	Haman	Linderman	Rolfsrud
Backes	Haugland	Livingston	Rundle
Berg	Hausauer, A.	McGauvran	Sandness
Boustead	Hausauer, R.	McGeehan	Shablow
Boyum	Henning	Mertens	Solberg
Bunker	Henry	Metzger	Stoltenow
DeGroot	Hensrud	Meyer	Stone
DeKrey	Herman	Miedema	Streibel
Dick	Hickle	Miller, B.	Strinden
Dornacker	Hildebrand	Miller, E.	Thorsgard
Dotzenrod	Hoffner	Mushik	Tweten
Eagles	Jacobson	Olienyk	Ulvedal
Erickson, K.	Jenkins	Opedahl	Wagner
Erickson, W.	Johnson, H.	Patrick	Walsh
Fleming	Johnson, K.	Peterson, J.	Weber
Gackle	Kieffer	Peterson, R.	Welder
Ganser	Kingsbury	Raile	White
Gengler	Knudson	Raymond	Wilkie
Giffey	Lang	Reimers	Winge
Grant	Larson, G.	Rice	Mr. Speaker
Gronneberg	Larson, L.		

Those voting in the negative were:

Brekke	Hentges	Hilleboe	Moore
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Absent and not voting:

Gerl	Glaspey	Lundene	Murphy
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So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2066 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2138 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Dotzenrod moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2248 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 4, of the engrossed bill, after the word "learning" add the following:

"and declaring an emergency"

On page 2, after line 25, add the following:

"SECTION 2. EMERGENCY.) This act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines, pages and sections accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 17, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2154

Senate Bill No. 2318

Senate Bill No. 2401

Which the House has amended.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 17, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1271

House Bill No. 1291

House Bill No. 1343

House Bill No. 1382

House Bill No. 1390

House Bill No. 1438

House Bill No. 1455

House Bill No. 1456

House Bill No. 1478

House Bill No. 1538

House Bill No. 1541

House Bill No. 1544

House Bill No. 1556

House Concurrent Resolution No. 3024

House Concurrent Resolution No. 3027

House Concurrent Resolution No. 3073

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 17, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2140

Senate Bill No. 2291

Senate Concurrent Resolution No. 4049

Senate Concurrent Resolution No. 4050

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 17, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2124

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, February 17, 1971

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Memorial Resolution No. 4080

Senate Concurrent Resolution No. 4008

Senate Concurrent Resolution No. 4009

Senate Concurrent Resolution No. 4024

Senate Concurrent Resolution No. 4026

Senate Bill No. 2037

Senate Bill No. 2039

Senate Bill No. 2043

Senate Bill No. 2044

Senate Bill No. 2049
 Senate Bill No. 2058
 Senate Bill No. 2068
 Senate Bill No. 2071
 Senate Bill No. 2077
 Senate Bill No. 2078
 Senate Bill No. 2079
 Senate Bill No. 2080
 Senate Bill No. 2081
 Senate Bill No. 2082
 Senate Bill No. 2083
 Senate Bill No. 2084
 Senate Bill No. 2086
 Senate Bill No. 2087
 Senate Bill No. 2088
 Senate Bill No. 2096
 Senate Bill No. 2098
 Senate Bill No. 2104
 Senate Bill No. 2107
 Senate Bill No. 2113
 Senate Bill No. 2120
 Senate Bill No. 2135
 Senate Bill No. 2146
 Senate Bill No. 2148
 Senate Bill No. 2195

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

SIGNING OF RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign Senate Concurrent Resolution No. 4080

And the Speaker signed the same in the presence of the House of Representatives.

House Chamber

Bismarck, February 17, 1971

Mr. President: I have the honor to return:
 Senate Concurrent Resolution No. 4080
 Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed until 12:30 p.m., Thursday, February 18, 1971, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-EIGHTH DAY AFTER RECESS
AND THIRTY-NINTH DAY

Bismarck, February 18, 1971

The House reconvened at 12:30 p.m., pursuant to recess taken, with Speaker Bier presiding.

REPORTS OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1002
House Bill No. 1014
House Bill No. 1063
House Bill No. 1177
House Bill No. 1203
House Bill No. 1219
House Bill No. 1239
House Bill No. 1247
House Bill No. 1327
House Bill No. 1401
House Bill No. 1416
House Bill No. 1448
House Bill No. 1469
House Bill No. 1498
House Bill No. 1533
House Bill No. 1534
House Bill No. 1548

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. DeKrey moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1023
House Bill No. 1035
House Bill No. 1238

And find the same correctly re-engrossed.

REP. MIEDEMA, Chairman

Rep. DeKrey moved that the report be adopted, which motion prevailed, and the report was adopted.

SPEAKER'S ANNOUNCEMENT CONCERNING RULING
ON HOUSE BILL No. 1299

House Bill No. 1299 was before the House for action on February 15th and received a vote of 52-41-5 and was declared lost. The chair ruled the bill required a two-thirds vote to carry due to two sections contained therein that had been voted on by the people.

Discussion on the Chair's ruling developed and the question was submitted to the Attorney General's office for an opinion.

Yesterday the opinion was received. The opinion is that —

1. House Bill No. 1299 passed with a majority vote except for that portion of the bill which amended section 6-09-12 and that portion of the bill which would have repealed chapter 13-03.
2. It is the Attorney General's opinion that the failure of the portion which amended section 6-09-12 is not of any particular importance to the bill.
3. It is the Attorney General's opinion that the failure of the portion which would have repealed chapter 13-03 may cause some confusion as to the exact state of the law relating to small loans (assuming House Bill No. 1299 passes and becomes law) but that this is not of major consequence and could be reconciled without too much difficulty.
4. The Attorney General's opinion is based on the view that a bill which has many parts, some of which require a two-thirds vote, passes on a majority vote unless the parts which fail are so integral to the bill that the bill is almost meaningless without them.

Therefore, the chair is changing its former ruling and in accordance with the Attorney General's opinion is now ruling that House Bill No. 1299 passed by a vote of 52 ayes, 41 nays, 5 absent or not voting except for that portion of the bill which amended section 6-09-12 and that portion of the bill which repealed chapter 13-03. The emergency clause failed.

Rep. Rundle moved that the House over-rule the decision of the Speaker concerning House Bill No. 1299, which motion was then withdrawn.

Rep. Rundle moved that the House reconsider the action by which House Bill No. 1299 was lost, which motion was ruled out of order.

Rep. Streibel moved that the House reconsider its action whereby House Bill No. 1299 was passed, and the motion to reconsider be laid on the table.

Rep. Jenkins requested a call of the House, which request was granted.

Rep. Streibel moved to suspend the call of the House, which motion prevailed.

The question then was on the motion of Rep. Streibel that the House reconsider its action whereby House Bill No. 1299 was passed, and the motion to reconsider be laid on the table, which motion prevailed on a division vote.

CONSIDERATION OF AMENDMENTS

Rep. Dornacker moved that the amendments to House Bill No. 1176 as recommended by the Committee on Finance and Taxation as printed on pages 772 and 773 of the House Journal be adopted.

Rep. Dornacker moved that the House dispense with the reading of the amendments to House Bill No. 1176, which motion prevailed.

The question then was on the motion of Rep. Dornacker to adopt the amendments to House Bill No. 1176, which motion prevailed.

Rep. Atkinson moved that the amendments to House Concurrent Resolution No. 3020 as recommended by the Committee on Judiciary as printed on pages 777 and 778 of the House Journal be adopted, which motion prevailed.

Rep. Boustead requested that the Committee on Transportation be excused to complete its committee work, which request was granted.

MOTIONS

Rep. Linderman requested unanimous consent of the House to suspend the rules for the purpose of amending House Bill No. 1002. There being no objection, permission was granted by the Speaker.

Rep. Linderman moved that House Bill No. 1002 be amended as follows:

Page 4, Line 7 of the engrossed bill, delete "7,800.00" and insert "78,000.00" in lieu thereof.

Which motion prevailed.

Rep. Linderman moved that the rules be suspended and that House Bill No. 1002 be deemed properly re-engrossed and placed on second reading and final passage, as amended, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1002. A Bill for an Act making an appropriation for the general operation, maintenance and improvements of the extension division and experiment stations of North Dakota state university of agriculture and applied science.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 79; nays, 0; absent and not voting, 19.

Those voting in the affirmative were:

Anderson	Hausauer, R.	Livingston	Rocheleau
Atkinson	Henning	Lundene	Rolfstrud
Austin	Henry	McGeehan	Rundle
Backes	Hentges	Mertens	Sandness
Brekke	Hickle	Metzger	Shablow
Bunker	Hildebrand	Meyer	Solberg
DeKrey	Hilleboe	Miller, B.	Stoltenow
Dotzenrod	Hoffner	Miller, E.	Stone
Eagles	Jacobson	Moore	Streibel
Erickson, W.	Jenkins	Murphy	Thorsgard
Fleming	Johnson, H.	Mushik	Tweten
Ganser	Johnson, K.	Olienyk	Ulvedal
Gerl	Kieffer	Opedahl	Wagner
Glaspey	Kingsbury	Patrick	Walsh
Gronneberg	Knudson	Peterson, J.	Weber
Gunderson	Lang	Peterson, R.	White
Halcrow	Larson, G.	Raile	Wilkie
Haman	Laughlin	Raymond	Winge
Haugland	Lee	Reimers	Mr. Speaker
Hausauer, A.	Linderman	Rivinius	

Absent and not voting:

Berg	Dornacker	Grant	Miedema
Boustead	Erickson, K.	Hensrud	Rice
Boyum	Gackle	Herman	Strinden
DeGroot	Gengler	Larson, L.	Welder
Dick	Giffey	McGauvran	

So the bill passed and the title was agreed to.

House Bill No. 1014. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the state highway department and to authorize expenditures for highway project construction costs.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 80; nays, 1; absent and not voting, 17.

Those voting in the affirmative were:

Anderson	Hausauer, R.	Livingston	Rocheleau
Atkinson	Henning	Lundene	Rolfstrud
Austin	Henry	McGeehan	Rundle

Brekke	Hentges	Mertens	Sandness
Bunker	Hickle	Metzger	Shablow
DeKrey	Hildebrand	Meyer	Solberg
Dick	Hilleboe	Miedema	Stoltenow
Dornacker	Hoffner	Miller, B.	Stone
Dotzenrod	Jacobson	Miller, E.	Streibel
Eagles	Jenkins	Moore	Strinden
Fleming	Johnson, H.	Mushik	Thorsgard
Ganser	Johnson, K.	Olienyk	Tweten
Gerl	Kieffer	Opedahl	Ulvedal
Glaspey	Kingsbury	Patrick	Wagner
Gronneberg	Knudson	Peterson, J.	Walsh
Gunderson	Lang	Peterson, R.	Weber
Halcrow	Larson, G.	Raile	White
Haman	Laughlin	Raymond	Wilkie
Haugland	Lee	Reimers	Winge
Hausauer, A.	Linderman	Rivinius	Mr. Speaker

Those voting in the negative were:

Murphy

Absent and not voting:

Backes	Erickson, K.	Giffey	Larson, L.
Berg	Erickson, W.	Grant	McGauvran
Boustead	Gackle	Hensrud	Rice
Boyum	Gengler	Herman	Welder
DeGroot			

So the bill passed and the title was agreed to.

House Bill No.1063. A Bill for an Act to create an industrial building mortgage program under the supervision of the Bank of North Dakota, providing for the administration of such programs and for the transfer of certain moneys from the accumulated and undivided profits of the Bank of North Dakota to the mortgage insurance fund, and making an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 76; nays, 2; absent and not voting, 20.

Those voting in the affirmative were:

Anderson	Hausauer, A.	Lee	Rivinius
Atkinson	Hausauer, R.	Linderman	Rocheleau
Austin	Henning	Livingston	Rundle
Brekke	Henry	Lundene	Sandness
Bunker	Hentges	McGeehan	Shablow
DeKrey	Hickle	Mertens	Solberg
Dick	Hildebrand	Meyer	Stoltenow
Dornacker	Hilleboe	Miedema	Stone
Dotzenrod	Hoffner	Miller, B.	Streibel
Eagles	Jacobson	Miller, E.	Strinden
Fleming	Jenkins	Moore	Thorsgard
Ganser	Johnson, H.	Murphy	Ulvedal
Gerl	Johnson, K.	Mushik	Wagner
Glaspey	Kieffer	Olienyk	Walsh
Gronneberg	Kingsbury	Opedahl	Weber
Gunderson	Knudson	Patrick	White
Halcrow	Lang	Peterson, R.	Wilkie
Haman	Larson, G.	Raile	Winge
Haugland	Laughlin	Raymond	Mr. Speaker

Those voting in the negative were:

Metzger Rolfstrud

Absent and not voting:

Backes	Erickson, K.	Grant	Peterson, J.
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Berg	Erickson, W.	Hensrud	Reimers
Boustead	Gackle	Herman	Rice
Boyum	Gengler	Larson, L.	Tweten
DeGroot	Giffey	McGauvran	Welder

So the bill passed and the title was agreed to.

House Bill No. 1203. A Bill for an Act to authorize the state board of higher education to sell self-liquidating tax-exempt bonds and provide for the use of the proceeds of such self-liquidating bonds for the purpose of constructing or purchasing revenue producing campus improvements at institutions of higher learning in this state under the jurisdiction of the board, at such maximum amounts, at such locations, and for such other purposes as are hereinafter provided.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 79; nays, 0; absent and not voting, 19.

Those voting in the affirmative were:

Anderson	Haugland	Lee	Reimers
Atkinson	Hausauer, A.	Linderman	Rivinius
Austin	Hausauer, R.	Livingston	Rocheleau
Brekke	Henning	Lundene	Rolfsrud
Bunker	Henry	McGeehan	Rundle
DeKrey	Hentges	Mertens	Sandness
Dick	Hickle	Metzger	Shablow
Dornacker	Hildebrand	Meyer	Solberg
Dotzenrod	Hilleboe	Miedema	Stoltenow
Eagles	Hoffner	Miller, B.	Stone
Erickson, W.	Jacobson	Miller, E.	Streibel
Fleming	Jenkins	Moore	Thorsgard
Ganser	Johnson, H.	Murphy	Tweten
Gerl	Johnson, K.	Mushik	Ulvedal
Glaspey	Kieffer	Olienyk	Wagner
Grant	Kingsbury	Opedahl	Weber
Gronneberg	Knudson	Patrick	Wilkie
Gunderson	Lang	Peterson, R.	Winge
Halcrow	Larson, G.	Raile	Mr. Speaker
Haman	Laughlin	Raymond	

Absent and not voting:

Berg	Gackle	Herman	Strinden
Boustead	Gengler	Larson, L.	Walsh
Boyum	Giffey	McGauvran	Welder
DeGroot	Grant	Peterson, J.	White
Erickson, K.	Hensrud	Rice	

So the bill passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

Rep. Raymond: "Mr. Speaker: I rise on a point of personal privilege. This was my bill. I felt it was a very necessary bill. I do go along with the action of the Appropriations Committee. I rise on a point of personal privilege to point out to you that you keep in mind what is happening at our institutions of higher education in the next two years. The whole impact of growth has a different pattern and is a different picture than when we were in school. Now there are more graduate students and more married students on our campuses. This is a matter of requiring a different type of housing, and this is where these institutions are hurt. By 1980, the University of North Dakota will have 10,728 students, the State University will have 9,310, the School of Science 4,364 (our fastest growing institution); Dickinson will have 1,706.

"I would like to tell you that of these numbers of students, in Grand Forks 3,390 do not live in Grand Forks or their homes are

not in Grand Forks, and they have to live off-campus; in Fargo, 2291 students are forced to find rooms off-campus. In Wahpeton there are 876, and in Dickinson 411. I cannot speak for the town of Fargo, nor the town of Wahpeton, nor the town of Dickinson, but I do know what the conditions are in Grand Forks. I happen to live in that area. I own my own home, and at the beginning of school each fall, married students and single students and faculty are beating the streets looking for housing. When faculty members leave on a sabbatical or to study elsewhere, they do not give up their housing units, but sub-lease them. Housing is a critical factor in these towns.

"I appreciate the need for money, but I ask you to remember these things two years from now."

RECOGNITIONS

Speaker Bier announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Clifford Lindberg, and Rep. Lindberg was thereupon introduced to the House.

Speaker Bier announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Vincent Reiger, and Rep. Reiger was thereupon introduced to the House.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3076. A Concurrent Resolution encouraging the State Board of Equalization to establish a 20% level of assessment on locally assessed property in North Dakota.

Which has been read.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a division vote.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1229 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 16, insert triple parentheses before the word "sheriff"

On page 1, line 17, insert triple parentheses after the comma following the word "schools"

On page 1, line 22, delete the word "Seven" and insert in lieu thereof the word "Six"

On page 2, line 1, delete the word "Seven" and insert in lieu thereof the word "Six"

On page 2, line 7, place triple parentheses around the word "seven" and insert in lieu thereof the word "nine"

On page 2, line 16 delete the word "ten" and insert in lieu thereof the word "nine"

On page 2, line 20, delete the word "eighteen" and insert in lieu thereof the word "fourteen"

On page 2, line 21, delete the word "twenty-four" and insert in lieu thereof the word "twenty"

On page 2, line 23, after the period insert the following new language:

"d. The salary of the county superintendent of schools shall be determined by the county commissioners. However, the salary of the county superintendent of schools shall not be less than it was on July 1, 1968."

On page 3, line 5, after the period insert the following new language:
"However, no salary shall be less than it was on July 1, 1968."

On page 3, line 15, delete the words **"In a county having a"**

On page 3, delete lines 16 through 18

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1254 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2, delete the comma and insert in lieu thereof a period.

On page 1, line 2, delete the words "and to amend and reenact sub-"

On page 1, delete lines 3 through 6

On page 3, delete lines 8 through 35

On page 4, delete lines 1 through 35

On page 5, delete lines 1 through 9

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1352 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 3, after the word "board" insert the following:

" , provided that any school so closed for a period of one year or more, may be reopened by action of the school board, and shall be reopened when the electors in the old district so decide by majority vote, or by a petition presented to the school board in the re-organized district signed by two-thirds of the electors in the old district"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. KNUDSON, Chairman

Rep. Jacobson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1426 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. A. Hausauer moved that the report be adopted.

Rep. E. Miller moved a substitute motion that House Bill No. 1426 be placed on the calendar.

Rep. E. Miller requested a recorded roll call vote.

ROLL CALL

The roll was called and there were ayes, 33; nays, 48; absent and not voting, 17.

Those voting in the affirmative were:

Anderson	Hoffner	McGeehan	Rocheleau
Backes	Jacobson	Metzger	Rolfsrud
Erickson, W.	Johnson, H.	Meyer	Shablow
Fleming	Kieffer	Miller, B.	Solberg
Gerl	Laughlin	Miller, E.	Walsh
Glaspey	Linderman	Mushik	Weber
Gronneberg	Livingston	Opedahl	Wilkie

Haman	Lundene	Patrick	Winge
Henry			
Those voting in the negative were:			
Atkinson	Haugland	Lang	Rundle
Austin	Hausauer, A.	Larson, G.	Sandness
Brekke	Hausauer, R.	Mertens	Stoltenow
Bunker	Henning	Miedema	Stone
DeKrey	Hentges	Moore	Streibel
Dick	Hickle	Murphy	Strinden
Dornacker	Hildebrand	Peterson, J.	Thorsgard
Dotzenrod	Hilleboe	Peterson, R.	Tweten
Eagles	Jenkins	Raile	Ulvedal
Ganser	Johnson, K.	Raymond	Wagner
Gunderson	Kingsbury	Reimers	White
Halcrow	Knudson	Rivinius	Mr. Speaker
Absent and not voting:			
Berg	Gackle	Hensrud	McGauvran
Boustead	Gengler	Herman	Olienyk
Boyum	Giffey	Larson, L.	Rice
DeGroot	Grant	Lee	Welder
Erickson, K.			

The motion failed.

The question then was on the motion of Rep. A. Hausauer to adopt the committee report on House Bill No. 1426, which motion prevailed. House Bill No. 1426 was indefinitely postponed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1431 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, delete everything after the words "A BILL" and insert in lieu thereof the following: "for an Act to provide a method for determining the assessed valuation of agricultural land for tax purposes.

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

SECTION 1. ASSESSMENT OF AGRICULTURAL LAND.) In determining the true and full value in money of agricultural lands, the value of all land, both tilled and untilled, which has been used primarily for agricultural purposes for at least five successive years immediately preceding the tax year for which an assessment is to be made shall be based upon a consideration of the following factors: The capacity of the land to produce agricultural products as herein-after defined; soil, terrain, and topographical conditions of the property; the present market value of such property as agricultural land; and the character of the area or place in which such property is located, and such other agricultural factors as may from time to time become applicable.

The capacity of land in agricultural use to produce agricultural products shall be based on average yields under natural conditions, in the case of land producing crops or plants, and on the average "acres per animal unit", in the case of grazing land. This average shall affect each operating unit and shall be based on the ten-year period immediately preceding the tax year in issue. In determining such capacity to produce, the assessor, the county director of tax equalization, or the county board of equalization shall take into consideration yields or carrying capacity, as determined by the soil conservation service, the agricultural stabilization and conservation service, the extension service, federal land bank, and private lending agencies dealing with land production capacities.

Any land or improvements to land within an operating unit which is not used incident to an agricultural pursuit shall be separately listed and assessed, and the income therefrom shall not be used in determining the values for the purposes of this Act."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Weber moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1471 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 21 delete the words "two dollars" and insert in lieu thereof the words "one dollar"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Weber moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1492 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1497 has had the same under consideration and recommends that the same be amended as follows:

Page 1, line 14, delete the words "**fifty percent of**"

Page 1, line 19, delete the word "**eighty**" and insert in lieu thereof the words "forty five"

Page 1, line 20, delete the triple parentheses around the word "two" and delete the word "**three**"

Page 1, line 20, after the word "hundred" insert the words "fifty-five"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The purpose of the amendment is to increase the per pupil foundation payments.

REP. REIMERS, Chairman

Rep. J. Peterson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1501 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of page 1, delete everything after the words "A BILL" and insert in lieu thereof the following: "for an Act to provide for matching funds to school districts for teacher retirement and for an appropriation, and to amend section 15-39.1-09 of the North Dakota Century Code, as contained in House Bill No. 1517, as approved by the forty-second legislative assembly, relating to membership and assessments in the teachers' fund for retirement.

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

SECTION 1. MATCHING FUNDS TO SCHOOL DISTRICTS.)

The director of the department of accounts and purchases shall transfer quarterly to the credit of the teachers' fund for retirement an amount of money equal to the sum remitted to the state treasurer by the public school districts as required by section 15-39.1-09. Such transfers shall be made out of moneys appropriated by the legislative assembly therefor, as provided in this Act. In the event that the moneys appropriated for this Act should prove to be insufficient to make all payments, the payments made shall be prorated by the

director of the department of accounts and purchases on a fractional basis. Such prorated payments made pursuant to this section shall constitute payment in full.

SECTION 2. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, a sum not to exceed \$2,400,000.00, or so much thereof as may be necessary, to the director of the department of accounts and purchases for the purpose of transferring funds in accordance with the provisions of this Act, for the biennium beginning July 1, 1971, and ending June 30, 1973.

SECTION 3. AMENDMENT.) Section 15-39.1-09 of the North Dakota Century Code, as contained in House Bill No. 1517, as approved by the forty-second legislative assembly, is hereby amended and reenacted to read as follows:

15-39.1-09. MEMBERSHIP IN FUND AND ASSESSMENTS.) Every teacher shall be a member of the fund and shall be assessed upon his salary four percent per annum, which shall be deducted monthly and paid to the state treasurer by the disbursing official of the governmental body by which the teacher is employed. Every governmental body employing a teacher shall pay to the state treasurer a sum equal to ((four)) **two** percent per annum of the salary of each teacher employed by it, but not to exceed a matching payment in excess of five hundred dollars annually. All such sums shall be paid quarterly to the state treasurer who shall set the same aside in the teachers' fund for retirement."

And renumber the lines and sections accordingly.

And then be re-referred to the Committee on Appropriations.

And when so amended recommends the same do pass.

REP. K. KNUDSON, Chairman

Rep. A. Hausauer moved that the report be adopted, which motion prevailed and the report was adopted.

MOTIONS

Rep. Streibel moved that the rules be suspended and House Bill No. 1501 be placed on Sixth Order for consideration of amendments, which motion prevailed.

Rep. Knudson moved that the House dispense with the reading of the amendments to House Bill No. 1501, which motion prevailed.

Rep. Streibel moved the adoption of the amendments to House Bill No. 1501, which motion prevailed.

Rep. Bunker moved that House Bill No. 1250 be re-printed, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1517 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of page 1, delete everything after the words "A BILL" and insert in lieu thereof the following: "for an Act to create a new system of retirement benefits for teachers, providing for assessments, and creating Chapter 15-39.1 of the North Dakota Century Code; and repealing Chapter 15-39 of the North Dakota Century Code, relating to teachers' insurance and retirement fund.

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

SECTION 1.) Chapter 15-39.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

15-39.1-01. TEACHERS FUND FOR RETIREMENT CREATED.) There is hereby created the teachers fund for retirement, which, upon the effective date of this act shall consist of the following:

1. All monies contained in the teachers insurance and retirement

fund accumulated pursuant to Chapter 15-39 of the North Dakota Century Code; and

2. All monies thereafter received by the state treasurer under the provisions of this chapter.

15-39.1-02. PRIOR FUND TERMINATED.) The teachers insurance and retirement fund shall, on the effective date of this act, cease to exist and the board administering said fund shall no longer function. All obligations of the teachers insurance and retirement fund shall be assumed by the newly-created fund.

15-39.1-03. RIGHTS UNDER PRIOR ACT PRESERVED.) No person shall be caused to be deprived of rights vested under the chapter superceded hereby. Any such person may elect to claim his retirement benefits according to the provisions of the retirement program for teachers in effect prior to the effective date of this Act.

15-39.1-04. DEFINITIONS.) For purposes of this chapter, unless the contest or subject matter otherwise requires:

1. "Teacher" shall include:
 - a. All persons employed in teaching in any state institution or by any school board or other governing body of any school district of this state, including superintendents, assistant superintendents, business managers, principals, assistant principals and special teachers employed in any state institution or in the school system of any school district in this state, except that the superintendent and assistant superintendent of the Grafton state school may be brought within this definition at their option.
 - b. The superintendent of public instruction, assistant superintendents of public instruction, county superintendents, assistant superintendents, supervisors of instruction, state school supervisors and inspectors, every person engaged as president, dean, school librarian or registrar of any state institution, the secretary of the North Dakota Education Association, all assistant secretaries and professional staff of such association, and the commissioner of higher education.
 - c. Any person who serves in the capacity of substitute or part-time teacher and earns more than the maximum allowed by the Federal Social Security Act for the receipt of full social security benefits in any one school year.
2. "State institution" shall include all state colleges and universities, the school of forestry, the school of science, the school for the blind, the school for the deaf and dumb, the Grafton state school and the state training school.
3. "Fund" shall mean the teachers fund for retirement.
4. "Board" shall mean the board of trustees of the teachers fund for retirement.

The term "teacher" shall not include persons connected with any professional school or college of any state institution as lecturers who are engaged in the practice of their respective professions and with whom teaching is merely an avocation.

15-39.1-05. MANAGEMENT OF FUND.) The fund shall be managed by a board of trustees, which shall consist of the state treasurer, the superintendent of public instruction and three persons to be appointed by the governor. One of the appointees shall be a woman and a majority of the board shall at all times consist of persons who are members of the fund. The term of the office of the appointees shall be three years with said terms fixed to terminate on June 30th of alternate years. The term of each appointee shall commence on July 1st next succeeding his appointment.

15-39.1-06. ORGANIZATION OF BOARD.) The board may hold meetings as may be necessary for the transaction of business and a meeting may be called by the president or any two members of the

board upon reasonable notice to the other members of the board. The president for the ensuing year shall be elected at the first meeting following July 1st of each year. The state treasurer shall act ex officio as treasurer and the board shall be empowered to employ a secretary, who need not be a member of the board and who shall perform such duties as the board may prescribe.

15-39.1-07. VACANCIES — RULE MAKING POWER.) Vacancies which may occur among the appointed members of the board shall be filled by the governor and the appointee shall complete the term for which the original member was selected. The board may adopt such rules as may be necessary to fulfill the responsibilities of the board.

15-39.1-08. COMPENSATION OF MEMBERS.) Members of the board, excluding ex officio members, shall be compensated for attendance at meetings from the fund at the rate of fifty dollars per day, plus actual expenses of travel, food and lodging.

15-39.1-09. MEMBERSHIP IN FUND AND ASSESSMENTS.) Every teacher shall be a member of the fund and shall be assessed upon his salary four per cent per annum, which shall be deducted monthly and paid to the state treasurer by the disbursing official of the governmental body by which the teacher is employed. Every governmental body employing a teacher shall pay to the state treasurer a sum equal to four per cent per annum of the salary of each teacher employed by it, but not to exceed a matching payment in excess of five hundred dollars annually. All such sums shall be paid quarterly to the state treasurer who shall set the same aside in the teachers fund for retirement.

15-39.1-10. ELIGIBILITY TO BENEFITS.) Any teacher having ten years of teaching credit in the fund and who has attained the age of sixty-five years, or who attained the age of sixty-five years and completed his final year of teaching in 1971, shall be entitled to receive monthly benefits from the fund, until death, in an amount equal to the following:

1. One per cent of the monthly salary of the teacher for the school year next preceding the effective date of this act for each year of service of said teacher prior to the effective date of the act; and
2. One and one-half per cent of the monthly salary of the teacher for each year subsequent to the effective date of the act.

Monthly salary within the meaning of this provision shall be deemed to be an amount equal to one-twelfth of the annual salary of the teacher. If for any reason the earnings of the teacher for the year next preceding the effective date of this act are shown to have been non-representative of his typical earnings, the board shall readjust the credit to be allowed for past years of service to the last year of typical earnings.

15-39.1-11. RIGHTS VESTED WHEN.) When any teacher has paid assessments for a period of ten years, he shall have a vested right to a retirement annuity but he shall receive no payments hereunder until he attains the age of sixty-five years unless he shall elect to claim an early retirement as hereinafter set forth.

15-39.1-12. EARLY RETIREMENT.) Any teacher who has acquired a vested right to a retirement annuity as set forth in section 11 of this act may retire at any time prior to the normal retirement age as set forth herein but the benefits to which he shall then be entitled shall be reduced to the actuarial equivalent of the benefit credits earned to the date of early retirement.

15-39.1-13. ANNUITIES EXEMPT FROM LEGAL PROCESS.) The annuities payable under the provisions of this chapter shall not be subject to attachment, garnishment, execution or other seizure or process, nor shall they be subject to sale, assignment, pledge, mortgage or other alienation.

15-39.1-14. **RETIREMENT NOT MANDATORY — WHEN RETIREMENT OCCURS.**) Nothing in this act shall be construed as requiring retirement at any specific age. If the teacher elects to teach beyond age sixty-five and is permitted to do so by the body for whom he works, he shall continue to earn credits at the same rate as prior to the age of sixty-five. Retirement shall be deemed to have occurred and benefits shall be payable from the date of last teaching prior to the filing of a written application for retirement benefits, except in the case of a teacher whose rights in the fund have become vested but who chooses not to retire prior to age 65, in which case the benefits shall be paid from the date such teacher attains the age of sixty-five.

15-39.1-15. **WITHDRAWAL FROM FUND — RETURN TO TEACHING.**) Any teacher who has withdrawn from the fund as set forth in this chapter may, upon returning to teaching in this state, regain credit for prior teaching by repaying to the fund, with interest, at a rate to be set by the board, the amount which was returned to him on withdrawal.

15-39.1-16. **OPTION OF TEACHERS ELIGIBLE TO RECEIVE ANNUITIES.**) At any time after his retirement under the circumstances provided in this chapter and before the first annuity payment shall become due, a teacher may elect to receive the actuarial equivalent, at that time, of the regular retirement allowance for life, in the form of a reduced retirement allowance payable throughout his life with either, but not both of the following additional provisions;

Option one. Upon the death of the teacher, the reduced retirement allowance shall be continued throughout the life of, and paid to, such person as the teacher shall have nominated by written designation filed with the board at the time of retirement; or

Option two. Upon the death of the teacher, one-half of the reduced retirement allowance shall be continued throughout the life of, and paid to, such person as the teacher shall have nominated by written designation filed with the board at the time of retirement.

The amount of the reduced retirement allowance payable upon the exercise of either of such options shall be computed upon an actuarial basis through the use of standard actuarial tables and based upon the ages of the teacher and his designated beneficiary.

15-39.1-17. **DEATH OF MEMBER.**) If the death of a member who has not acquired a vested interest should occur prior to retirement, a refund of his assessments accumulated with interest shall be made to such beneficiary as he may designate, or, if no beneficiary is designated, the same shall be paid to his estate. His assessments shall earn interest from the July 1 following the date the assessment is made with the interest credit each year determined at the current rate for one-year certificates then being paid by the Bank of North Dakota.

If the death of a member who has acquired a vested interest should occur prior to retirement, then his beneficiary may apply for a refund of his assessments accumulated with interest as described in the above paragraph. In lieu of such refund, the beneficiary may elect to receive a monthly annuity in accordance with option one as set forth in section 16 of this act, with the amount of such annuity being determined as though the deceased member had retired under the option on the first day of the month in which his death occurred. If any applicant for an annuity under this section has not paid into the fund assessments equal to the amounts required to be paid under section 15-39.1-09, he shall pay any deficiency into the fund before receiving the annuity.

15-39.1-18. **DISABILITY RETIREMENTS.**) Any teacher as defined in this chapter may also retire and receive a disability annuity

if after a period aggregating fifteen years of service as a teacher in this state, such teacher suffers from total disability. Such total disability to be determined by the board after an examination of such teacher has been made by two physicians appointed by the board. The fees of such physicians shall be paid by the applicant.

The amount of the disability annuity shall be equal to the retirement benefit credits which the member has earned to the date of disablement. The disability annuity shall continue until the death or prior recovery of the disabled annuitant. The board shall ascertain by examinations annually or as often as necessary to determine the continued disability status of a disabled annuitant.

If a disabled annuitant recovers and returns to active teaching, he shall retain the retirement benefit credits which he earned prior to the time of disablement and the credits which he earned after his return to active teaching shall be added to those earned prior to his disablement.

15-39.1-19. ANNUITIES DISCONTINUED ON RESUMPTION OF TEACHING.) Any person who has retired from teaching under the provisions of this chapter may become a teacher again in a public school or state institution and thereupon his annuity payments shall be discontinued during the time he continues to teach. Payment of the annuity shall be resumed upon his further retirement.

15-39.1-20. WITHDRAWAL FROM FUND.) When a member of the fund ceases to be eligible under the terms of this chapter to participate in the fund, he may withdraw from the fund and shall be then entitled to receive a refund of assessments accumulated with interest credited for each year as determined at the current rate for one-year certificates then being paid by the Bank of North Dakota. Such refund shall be in lieu of any other benefits to which the member may be entitled under the terms of this chapter.

15-39.1-21. EFFECT ON EXISTING OBLIGATIONS.) Nothing herein contained shall be construed to affect existing retirement benefits and all obligations of the teachers insurance and retirement fund existing on July 1, 1971, shall be assumed and paid from the teachers' fund for retirement. Amounts which persons retired on July 1, 1971, are receiving shall be frozen as of that date and shall not be deemed increased by this chapter.

15-39.1-22. ANNUAL REPORT OF BOARD.) On or before the first day of October of each year, the board shall report for the fiscal year ending the thirtieth day of June preceding. A copy of the report shall be submitted at the annual meeting of the members, which shall be at the time and place of the annual meeting of the North Dakota education association, and a copy of the report shall be included in the biennial report of the superintendent of public instruction to the governor.

15-39.1-23. FAILURE TO ACCOUNT AND REPORT DEPRIVES DISTRICT OF RIGHT TO PARTICIPATE IN STATE PAYMENTS.) No school district shall share in the apportionment of any money from the state for any year unless the school board, or an officer thereof, has made the reports required by the board as permitted by this chapter and has paid over for credit to the fund the amounts required to be paid by this chapter.

15-39.1-24. TEACHER ENTITLED TO ADDITIONAL CREDIT.) A teacher may receive additional credit for teaching toward retirement in the following instances and manner:

1. Any teacher who comes from a school or educational institution supported by public taxation out of North Dakota and who becomes a teacher within the meaning of this chapter may elect to have any or all years of out-of-state teaching credited hereunder, which credit may be claimed at any time prior to retirement and provided that interest shall be paid on all payments required under this subsection at a rate equal to

- the rate being paid on one-year certificates by the Bank of North Dakota. Every such teacher shall be advised of the provisions of this section by the school board in writing at the time of employment, and a copy of such notice with written acknowledgement thereof, shall be filed with the board. Before receiving any retirement annuity, such teacher shall pay into the fund an amount equal to the amount of assessments for the number of years of out-of-state teaching that he elects based upon his first annual salary in North Dakota, which shall also be the basis of the retirement benefits to which he shall be entitled to receive. He shall also pay the full amount which the employing body would have had to pay as matching funds for the years to be credited.
2. Any teacher who, within twenty-four months of entering the military service of the United States of America, was engaged in the occupation of teaching in the State of North Dakota, and who received an honorable discharge from such service, shall be entitled to have the time of such service credited under the terms of this chapter upon his return to teaching and the payment of the assessments, including the matching funds of the employing body, based upon his first annual salary on return to teaching in the state. Any teacher who has made such back payments for military service may elect prior to retirement, to receive the return of such payments, with interest at the rate being paid by the Bank of North Dakota on one-year certificates of deposit, and reject the military service credit and the board shall forthwith refund said amounts. The teacher, at retirement, may again elect to claim the benefits of this section. The same rights shall be available to a teacher who has been engaged in teaching in North Dakota prior to such time but was attending an institution of higher learning for the purpose of improving himself in such profession within twenty-four months of the time of entry into the armed services. All payments required under this subsection shall be made with interest at the rate being paid on one-year certificates by the Bank of North Dakota.
 3. A teacher who attends a college, university, or other recognized school during periods other than summer sessions, for the purpose of improving his qualifications in the teaching profession shall be entitled to have such periods while in attendance at such college, university, or school credited as teaching service under the provisions of this chapter upon the payment of the assessments which would have been collected from him if he had continued as a teacher during the time of such college, university, or school attendance, plus the payment by him of the amount that would have been paid to the fund in his behalf from the school district or state institution where he was employed. Such back assessments must be paid prior to or at the time of retirement under this chapter, provided that:
 - a. The teacher must have taught at least one full school year in North Dakota immediately preceding his entrance into the college, university, or school and that immediately following such training he shall have taught not less than one full school year in a public school or state institution of this state; and
 - b. The period of college, university, or school attendance that may be credited as teaching service shall not exceed three full academic years, exclusive of summer schools; and
 - c. Payments on back assessments shall be based on the salary received by the teacher during the first year of teaching following the college, university, or school attendance, together with simple interest at a rate equal to the rate being

paid on one-year certificates of deposit by the Bank of North Dakota, except that no interest shall be charged on assessments for the period while actually in attendance at the college, university, or school.

15-39.1-25. CERTAIN RIGHTS AND OBLIGATIONS FIXED.) Notwithstanding any other provisions of law, the laws pertaining to the teachers' fund for retirement, as contained in chapter 15-39.1, shall apply to teachers, superintendents, assistant superintendents, principals, assistant principals, special teachers, supervisors of instruction and other supervisors, presidents, deans, school librarians, and registrars employed by any state institution under the supervision and control of the board of higher education and the commissioner of higher education, only in the form and substance as chapter 15-39 existed as of July 1, 1967, and all such persons shall have only such rights, benefits, and privileges as provided in chapter 15-39 as it existed on July 1, 1967. Such persons shall be responsible or liable for only those costs or assessments provided for in chapter 15-39 as such laws and chapter existed on July 1, 1967. The board of higher education or any institution under the supervision or control of the board of higher education shall not be liable for any costs, assessments, or payments under the provisions of chapter 15-39 in excess of that provided or required under the provisions of chapter 15-39 as such laws and chapter existed on July 1, 1967. It is hereby declared to be the intent of the legislative assembly to freeze the rights, benefits, privileges, assessments, payments, and obligations of the persons, offices, and institutions specified in this section to those rights, benefits, privileges, assessments, payments, and obligations as they existed under the provisions of chapter 15-39 as such laws and chapter existed in form and substance as of July 1, 1967, and that all legislative enactments subsequent to such date shall not affect or apply to those persons, offices, and institutions specified in this section or their rights, benefits, privileges, assessments, payments, and obligations as fixed by this section.

15-39.1-26. INVESTMENT OF MONEYS IN FUND.) Investment of the fund shall be under the supervision of the state investment board in accordance with chapter 21-10, except that the state investment board shall have the authority to contract with insurance companies, trust banks, or other financial institutions to hold and invest fund moneys, provided that the total amount of all moneys so placed shall not exceed an amount equal to twenty percent of the total moneys of the fund. Such moneys shall be placed for investment only with a firm or firms whose primary endeavor is money management, and only after a trust agreement or contract has been executed. Such moneys may be expended by the state investment board by the preparation of an appropriate voucher and submitting such voucher to the department of accounts and purchases.

15-39.1-27. "YEAR" DEFINED — COMPUTING FOR PART-TIME TEACHERS.) In computing the terms of service of a teacher under the provisions of this chapter, a year shall be a legal school year at the time and place where such service was rendered. Where the service was rendered in schools not included within the provisions of this chapter, a time less than a legal school year in this state shall not be included as a full year but only as such proportion of a year as the number of teaching weeks in each year taught in such excluded school bears to the number of weeks required at such time to constitute a legal year in this state.

At least four hours per day for twenty days per month shall constitute a month's teaching credit toward a retirement annuity for part-time teachers.

SECTION 2. REPEAL.) Chapter 15-39 of the North Dakota Century Code is hereby repealed, provided that reference thereto may be made to fix rights of persons arising prior to the enactment of this act.

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. K. KNUDSON, Chairman

Rep. Hildebrand moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1518 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3 delete the following: “; and to”

On page 1, delete all of lines 4 and 5

On page 1, line 6 delete “ion of wildlife lands and public hunting areas”

On page 1, line 23 delete “**eight dollars and**”

On page 1, line 24 delete “**fifty cents**” and insert in lieu thereof “**seven dollars**”

On page 2 delete all of lines 8 through 16

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Weber moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1536 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Boyum moved that the report be adopted.

Rep. Dornacker requested his remarks in regard to House Bill No. 1536 be printed in the Journal.

Rep. Dornacker: “Mr. Speaker: As a legislator we have an obligation to seek solutions. The 21 mill levy has been a problem. Many of us here and at home have told us to try to eliminate the 21 mill levy so the State would fund all of the Foundation program.

“This now falls on real property, the other two choices are Sales or Income Tax.

“House Bill No. 1536 was introduced to take a look at using the income method. I had the bill drafted on the principle of the Social Security tax method.

“The bill placed a tax on the employee of one percent of the first \$3,000; two percent from \$3,000 to \$5,000; the maximum tax would be \$35.00. The employer would match the employee’s tax. The bill in the amendment excluded the first \$1,200.00 on people over 65. It also excluded the first \$600.00 on those under 21. Both the employer and employee would pay the tax on April 15th, when other income tax was due.

“To the self-employed we place a different rate, as does Social Security. This was one percent up to \$5,000.00, with a maximum of \$50.00.

“The 21 mill levy produces 15 million on state property; personal property pay back is three million. Thus real property produces 12 million.

“The bill said the educational tax was to go to a dedicated fund and upon July 1 the State Board of Equalization would reduce the 21 mill levy by the amount in the fund.

“The bill excluded the employer:

- (1) In case of state or political subdivisions.
- (2) Federal Government.
- (3) Churches or nonprofit religious organizations.

We did this because these employers paid nothing to the 21 mill levy fund.

"We did not exclude the employees of these agencies.

"The bill would have taken in eight million, and thus the 21 mill levy would be reduced from 21 to four mills.

"In most cases the reduction in taxes to the employer would have helped offset his contribution for the employees.

"In case of the employee if he owned property, his real property tax would be reduced by 17 mills likewise.

"In the hearing we had much opposition from the employers but very little from the employees.

"It all goes back to the eternal problem of tax reform. It is reform if it taxes somebody else.

"This bill had a good hearing. The committee felt it had merit, and both myself, as sponsor, and the committee felt we had exposed the public to this method and they did not like it, or at least they must prefer property taxes for education instead of income taxes.

"I feel that next session the exposure of this bill will result in the elimination of the 21 mill levy, possibly by a one percent increase in sales tax.

"We asked for indefinite postponement."

The question was on the motion of Rep. Boyum to adopt the Committee Report on House Bill No. 1536, which motion prevailed. House Bill No. 1536 was indefinitely postponed.

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1545 has had the same under consideration and recommends that the same be amended as follows:

In line 2 of page 1, following the numerals and comma "15-53.1-06," insert the following: "15-53-1-11,"

In line 6 of page 1, following the comma insert the following: "county committees,"

In line 18 of page 3, following the period, insert the following new section:

"SECTION 3. AMENDMENT.) Section 15-53.1-11 of the North Dakota Century Code, as contained in section 9 of House Bill No. 1045, as approved by the forty-second legislative assembly, is hereby amended and reenacted to read as follows:

15-53.1-11. COUNTY COMMITTEE — SIZE, COMPENSATION, VACANCIES, TERM.) 1. In each county in this state there shall be a county committee which shall be formed by the selection of one resident from each of the county commissioner districts within the county. Each member shall receive the actual and necessary expenses incurred by him in the performance of his official duties in accordance with the schedule for state officers and employees. In addition thereto, each member may also receive five dollars as compensation for each meeting of the committee actually attended by him. All payments for compensation and expenses shall be made upon warrant by the department of accounts and purchases as directed by the department of public instruction from moneys appropriated for that purpose.

The term of each county committee member shall be three years, staggered so that one term shall expire each year. Members of the county committee shall be selected by appointment by the county superintendent of schools with the approval of the board of county commissioners. Vacancies shall be filled in the same manner for the unexpired portion of the term. In the event a committee member shall fail, refuse, or be unable to perform his duties as a member of such committee, the county superintendent of schools, upon petition of a majority of the school boards having territory in whole or

in part within the district which such committee member was appointed to represent, shall declare the position of such member upon the committee to be vacant, and shall immediately appoint a new member to the committee from that district.

2. In the event that the county is redistricted and as a consequence two or more members of the county committee are placed in the same county commissioner district, a new member shall be appointed who is a resident of the new unrepresented district or districts, and as between the two or more members currently serving on the county committee who are residents in the other district, that member shall serve whose term expires latest in point of time, and if all the terms shall expire at the same time, the two or more members shall decide who shall serve by lot. In the event that the county, through redistricting, thereafter elects its county commissioners at large, members of the county committee shall continue to be selected from those commissioner districts established by the districting plan in effect at the time the county is districted at large."

On page 5, line 9, after the word "election" place triple parentheses before and after the comma and insert in lieu thereof a period and add the following new language: "Should such reorganization plan be approved at the election,"

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

REP. K. KNUDSON, Chairman

Rep. A. Hausauer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1554 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2, delete the words "college building" and insert in lieu thereof the words "capital construction", and in the same line, after the word "from", delete the words "the college" and insert in lieu thereof the words "such fund"

On page 1, line 3, delete the words "building fund", and in the same line, after the word "of", delete the word "college"

On page 1, line 4, after the word "Dakota", insert the following words: "and providing for a transfer and an effective date"

On page 1, line 9, after the comma, delete the numerals "1971" and insert in lieu thereof the numerals "1972"

On page 1, line 10, delete the numerals "5,643,551.00" and insert in lieu thereof the numerals "6,143,551.00"

On page 1, line 11, after the word "the", delete the words "college building", and insert in lieu thereof the following words: "capital construction"

On page 1, line 15, delete the word "twelve" and insert in lieu thereof the word "fifteen"

On page 1, line 16, delete the words "college building" and insert in lieu thereof the words "capital construction"

On page 1, line 17, after the word "fund", delete the words "the sum of two million dollars" and insert in lieu thereof the words "an amount which shall not exceed two million dollars or the amount in excess of fifteen million dollars in the general fund, whichever is the lesser."

On page 1, line 18, after the word "education", insert the words "or such other agency as may be authorized by law"

On page 1, line 19, after the word "buildings", delete the remainder of the line

On page 1, line 21, delete the word and numeral "June 30" and insert in lieu thereof the word and numeral "July 1", and in the same

line after the word "shall", insert the following words: "be transferred on July 2, 1971, to the capital construction fund and"

On page 1, line 22, delete the words "remain in the college building fund and"

On page 1, line 23, delete the numerals "5,643,551.00" and insert in lieu thereof the numerals "6,143,551.00"

On page 2, line 1, delete the words "college building" and insert in lieu thereof the words "capital construction", and in the same line delete the numerals "5,643,551.00" and insert in lieu thereof the numerals "6,143,551.00"

On page 2, line 4, after the word "facilities", delete the words "at state-operated institutions"

On page 2, line 5, delete the words "of higher learning"

On page 2, line 7, delete the words "NAME OF INSTITUTION AND"

On page 3, line 3, insert the following: "Transfer to heritage center set-aside fund 500,000.00 500,000.00"

On page 3, line 4, delete the numerals "5,643,551.00" and insert in lieu thereof the numerals "6,143,551.00", and in the same line delete the numerals "6,713,246.00" and insert in lieu thereof the numerals "7,213,246.00"

On page 3, line 10, after the word "column", insert the words "for facilities at institutions under the control of the board of higher education"

On page 3, line 16, after the period, insert the following: "If federal funds become available for buildings for which no federal funds are listed in section 2 of this Act, the amount available from state funds shall be reduced accordingly."

On page 3, line 18, after the word "facilities", insert the following: "and the board of higher education, in its discretion, may direct the construction of such buildings and facilities for those institutions under its control"

On page 3, line 27, after the period, insert the following section:

"SECTION 4. EFFECTIVE DATE.) The provisions of this Act shall not become effective until July 2, 1971."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The \$500,000 would start the heritage center and generate private funds for its construction. The increase to \$15,000,000 was to maintain the high and low points of demand.

REP. REIMERS, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Concurrent Resolution No. 3022 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Concurrent Resolution No. 3025 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Kieffer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Concurrent Resolution No. 3033 has had the same

under consideration and recommends that the same be amended as follows:

On page 1, line 1 after the first word "the" insert the following: "Congress of the United States and the"

On page 1, line 15 after the word "that" insert the following: "the Congress of the United States and"

On page 1, line 18 after the word "taxation" delete the remainder on the line

On page 1, delete all of line 19

On page 1, line 20 delete the words: "mental entities" and following line 20 insert the following new language:

"BE IT FURTHER RESOLVED, that a member of the county board of commissioners and the county director of tax equalization for each county in which the federal government has acquired land under this program shall meet with representatives of the Bureau of Sports Fisheries and Wildlife every two years to insure that the federal government shall pay, in lieu of taxes on lands acquired for the wetlands acquisition program, an amount equal to the amount of taxes assessed on an equal acreage of adjoining land which has not been acquired for the wetlands acquisition program; and"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Stoltenow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Concurrent Resolution No. 3037 has had the same under consideration and recommends that the same be amended as follows:

On page 1, delete all of lines 21 through line 24

On page 2, delete all of lines 1 through 8

On page 2, delete all of lines 34 and line 35

On page 3, delete all of lines 1 and line 2

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Kieffer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 3042 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 3044 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Livingston moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Concurrent Resolution No. 3046 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was re-

ferred House Concurrent Resolution No. 3047 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Hickle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 3055 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Raile moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 3057 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Haman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Concurrent Resolution No. 3059 has had the same under consideration and recommends that the same do pass.

And then be re-referred to the Legislative Council Resolutions Committee.

REP. HAUGLAND, Chairman

Rep. Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Concurrent Resolution No. 3065 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 3067 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Concurrent Resolution No. 3078 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 3069 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Dotzenrod moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Concurrent Resolution No. 3070 has had the same under consideration and recommends that the same be amended as follows:

On page 1, delete all of lines 8 and 9

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 3075 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 3080 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans' Affairs to whom was referred House Concurrent Resolution No. 3081 has had the same under consideration and recommends that the same do pass.

REP. OLIENYK, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans' Affairs to whom was referred House Concurrent Resolution No. 3084 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. OLIENYK, Chairman

Rep. Knudson moved that the report be adopted.

Rep. Dornacker moved a substitute motion that House Concurrent Resolution No. 3084 be placed on the calendar, which motion carried on a division vote.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1507 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, delete everything after the words "A BILL" until the end of the bill and insert in lieu thereof the following: "for an Act to establish a division of corrections and to provide for the selection, powers and duties of the director and to amend sections 12-46-03, 12-46-04, 12-46-06, 12-46-07, 12-46-09, 12-46-10, 12-46-10.1, 12-46-17, 12-46-18, 12-52-01, 12-52-02, 12-52-03, 12-52-04, 12-52-05 and 12-52-07 of the North Dakota Century Code relating to the state industrial school; section 12-47-05, 12-47-06, 12-47-08, 12-47-11, 12-47-12, 12-47-13, 12-47-15, 12-47-32, 12-47-34 of the North Dakota Century Code relating to the state penitentiary; sections 12-51-02, 12-51-03, 12-51-04, 12-51-05, 12-51-06, 12-51-08 and 12-51-09 of the North Dakota Century Code relating to the state farm; section 12-55-07 of the North Dakota Century Code relating to the parole officers; and section 54-23-01 of the North Dakota Century Code relating to the institutions governed by the director of institutions; and section 27-21-01 of the North Dakota Century Code relating to the state youth authority; and to repeal chapters 12-48 and 12-49 of the North Dakota Century Code relating to employment of inmates at the penitentiary and the twine and cordage plant and to repeal section 54-23-22 of the 1969 Supplement to the North Dakota Century Code relating to transfer of inmates from the state industrial school by the director of institutions.

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

SECTION 1. There is hereby created a division of corrections which shall be a division under the public welfare board. A director of corrections shall be appointed by the public welfare board and

be professionally qualified by training and experience in the field of corrections.

SECTION 2. POWERS AND DUTIES OF DIRECTOR.) The director of corrections shall have the following powers and duties:

1. To supervise the operation of the penitentiary, state farm, industrial school, state youth authority and parole and probation officers;
2. To provide programs and facilities for the custody and treatment of persons committed to him or agencies under his control so that such persons may be prepared for lawful community living.
3. To establish or participate in programs designed to reduce the net cost to the state of services rendered by the division and to allow for the gainful employment of inmates, inmates who are employed in such programs shall be compensated at a rate established by the director.

SECTION 3. AMENDMENT.) Section 12-46-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-46-03. OFFICERS OF THE STATE TRAINING SCHOOL.) The officers of the state training school shall be a superintendent and such teachers and assistants as may be deemed necessary and recommended by the superintendent and approved by the **director of corrections**. (((board of administration.)))

SECTION 4. AMENDMENT.) Section 12-46-04 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-46-04. APPOINTMENT AND REMOVAL OF OFFICERS — TERM OF OFFICE.) The (((board of administration))) **director of corrections** shall appoint the superintendent, and he shall hold his office for a term of four years and until his successor is appointed and qualified, unless he is sooner removed (((by the board))). He may be removed (((by the board))) for misconduct, neglect of duty, incompetency, or other proper cause showing his inability or refusal properly to perform the duties of his office, but such removal shall be had only after an opportunity is given to him to be heard before (((such))) **the public welfare board** upon preferred written charges. Such removal when made, however, shall be final. All other officers and employees shall be appointed by the superintendent, subject to the approval of the (((board))) director of corrections, and shall hold office at the pleasure of the superintendent. The superintendent shall show in the record of any officer or employee who is discharged by him the reason therefor.

SECTION 5. AMENDMENT.) Section 12-46-06 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-46-06. SALARY OF SUPERINTENDENT, OFFICERS, AND EMPLOYEES.) The superintendent and all other officers and employees shall receive a salary to be fixed by the (((board of administration))) **director of corrections** within the limits of legislative appropriations therefor.

SECTION 6. AMENDMENT.) Section 12-46-07 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-46-07. (((MEMBERS OF BOARD))) DIRECTOR OF CORRECTIONS AND OFFICERS OF INSTITUTIONS NOT TO BE INTERESTED IN CERTAIN CONTRACTS.) (((No member of the board of administration shall))) **The director of corrections shall not** be interested either directly or indirectly in any contract for the purchase of building materials, supplies, or other articles for the use of the state (((training))) **industrial school**, and no officer of such institution shall be interested either directly or indirectly in any con-

tract for the purchase of building materials, supplies, or other articles for the use of the institution of which he is an officer. A violation of this section shall constitute a misdemeanor.

SECTION 7. AMENDMENT.) Section 12-46-09 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-46-09. SUPERINTENDENT MAY MAKE RULES.) The superintendent subject to the approval of the **director of corrections** ((board of administration)), shall make rules and regulations not in conflict with the laws of this state:

1. For the admission of visitors.
2. For the government of officers and employees of the state ((training)) **industrial** school; and
3. For the conduct of inmates therein.

A printed copy of the rules and regulations shall be furnished to each person committed to the state ((training)) **industrial** school at the time he is received and to each officer or employee thereof at the time he is appointed. Ten copies of such rules shall be furnished to the state law library for the use of the state officials and the public.

SECTION 8. Section 12-46-10 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-46-10. RECORDS OF INSTITUTIONAL TRANSACTIONS, COMPLAINTS, AND RULE INFRACTIONS.) The superintendent shall cause to be kept a correct record of all the transactions of his office and a correct account of all his doings. He shall cause to be kept a memorandum of every complaint of cruel and unjust treatment of any officer or other person or of the want of proper clothing or food made by any inmate, and also of any infraction of the rules and regulations of the school by any of the persons committed thereto, naming him, and specifying the offense and the punishment, if any, inflicted therefor. (((; and such record and memorandum shall be laid before the board of administration upon its request.)))

SECTION 9. Section 12-46-10.1 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-46-10.1. DISCIPLINARY COMMITTEE — MEMBERS — DUTIES.) The disciplinary committee shall consist of the director of treatment or his representative, as chairman, a member of the medical staff, and the director of cottage life or his representative. The committee shall advise the superintendent of the North Dakota industrial school on all disciplinary policies; review all cases involving serious breaches of discipline before punitive action is taken thereon and advise the superintendent in regard to such specific cases; and maintain written records of charges against students for disciplinary violations together with their recommendations thereon. These records shall be subject to review by the ((board of administration)) **director of corrections**, the attorney general, or any legislative committee at their request. Nothing in this section shall be construed to prevent the superintendent from placing a child under close supervision immediately after that child commits a serious breach of discipline.

SECTION 10. Section 12-46-17 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-46-17. INCORRIGIBLE INMATE RETURNED TO SHERIFF — ORIGINAL PROCEEDINGS CONTINUED.) If any person who has been convicted of a felony and committed to the state ((training)) **industrial** school shall be or become incorrigible and manifestly or persistently dangerous to the good order, government, and welfare of such school or the students thereof, the ((board of administration)) **director of corrections** must order such person returned and

delivered to the sheriff of the county from which he was committed, and the proceedings against such person thereafter shall be resumed and continued as though no order or warrant of commitment to the state ((training)) **industrial** school had been made.

SECTION 11. Section 12-46-18 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-46-18. EMPLOYMENT AND COMPENSATION OF PERSONS COMMITTED.) Every person committed to the state ((training)) **industrial** school shall receive for work done in the institution and industries conducted therein not less than five cents per day and not more than fifteen cents per day, the amount to be determined by the ((board of administration)) **director of corrections** within the limits of appropriations made by the legislative assembly for such purpose.

SECTION 12. AMENDMENT.) Section 12-47-05 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-47-05. OFFICERS OF PENITENTIARY.) The officers of the penitentiary shall be: one warden, who shall be its general superintendent; at least one deputy warden, who shall be chief turnkey; one bookkeeper; one or in the discretion of the ((board of administration)) **director of corrections** and warden, two chaplains; and such other officers, guards, oversers, agents, and employees as may be necessary. The warden and deputy warden shall reside at the penitentiary.

SECTION 13. AMENDMENT.) Section 12-47-06 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-47-06. APPOINTMENT OF OFFICERS — TERM OF OFFICE.) The ((board of administration)) **director of corrections** shall appoint the warden, and he shall hold his office for a term of two years and until his successor is appointed and qualified, unless he is sooner removed ((by the board)). He may be removed ((by the board)) for misconduct, neglect of duty, incompetency, or other proper cause showing his inability or refusal properly to perform the duties of his office, but such removal shall be had only after an opportunity is given to him to be heard before ((such)) **the public welfare** board upon preferred written charges. Such removal when made, however, shall be final. All other officers and employees shall be appointed by the warden, subject to the approval of the ((board)) **director of corrections**, and shall hold office at the pleasure of the warden. The warden shall show in the record of any officer or employee who is discharged by him the reason therefor.

SECTION 14. AMENDMENT.) Section 12-47-08 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-47-08. SALARY OF WARDEN AND OTHER OFFICERS.) The warden shall receive a salary to be fixed by the ((board of administration)) **director of corrections** within the limits of the legislative appropriation. All other officers and employees of the penitentiary shall receive such amounts as the ((board of administration)) **director of corrections** from time to time may determine and establish.

SECTION 15. AMENDMENT.) Section 12-47-11 of the North Dakota Century Code is hereby amended and reenacted to read as follows.

12-47-11. POWERS AND DUTIES OF WARDEN.) The warden, under the direction of the ((board of administration)) **director of corrections**, shall have the charge, custody, and control of the penitentiary and the persons committed thereto, together with all lands, buildings, furniture, tools, implements, stock, provisions, and every other species of property pertaining thereto or within the premises

thereof. He shall superintend and be responsible for the policing of the penitentiary and the discipline of the inmates.

SECTION 16. AMENDMENT.) Section 12-47-12 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-47-12. WARDEN TO MAKE RULES AND REGULATIONS.) The warden, subject to the approval of the ((board of administration))) **director of corrections**, shall make rules and regulations not in conflict with the laws of this state:

1. For the admission of visitors, but admission of visitors shall not be limited to less than two days in each week;
2. For the government of officers and employees of the penitentiary; and
3. For the conduct of prisoners therein, and shall prescribe penalties for the violation thereof.

A printed copy of the rules and regulations shall be furnished to each person committed to the penitentiary at the time he is received and to each official or employee thereof at the time he is appointed. Ten copies of such rules shall be furnished to the state law library for the use of the state officials and the public. Such rules shall be explained to each prisoner in his native language if he cannot read English.

SECTION 17. AMENDMENT.) Section 12-47-13 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-47-13. WARDEN TO KEEP RECORDS.) The warden shall keep a correct record of all transactions of his office and a correct account of all his doings. He shall keep a daily journal of the proceedings of the penitentiary in which he shall note all infractions of the rules and regulations thereof by any officer or employee, and shall enter in such journal a memorandum of every complaint made by any inmate of cruel or unjust treatment by any officer or other person, or a want of proper clothing or food, and also any infraction of the rules and regulations of the penitentiary by any of the inmates, naming him and specifying the offense and the punishment, if any, inflicted therefor, and said journal and memorandum shall be laid before the ((board of administration))) **director of corrections** upon request.

SECTION 18. AMENDMENT.) Section 12-47-15 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-47-15. ABSENCE OF WARDEN AND DEPUTY WARDENS.) The warden and the deputy wardens shall not be absent from the penitentiary at the same time except by permission of the ((board of administration))) **director of corrections**. When the warden and the deputy wardens are absent, the board shall designate one of its members to act as warden.

SECTION 19. AMENDMENT.) Section 12-47-32 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-47-32. CASH PAYMENTS — STATE AUDITOR MAY ISSUE WARRANT.) The state auditor may issue his warrant on the state treasurer, payable to the treasurer of the penitentiary, for the payment of cash advanced to discharged inmates for transportation and temporary aid or for such items as it is necessary for the warden or the ((board of administration))) **director of corrections** to pay in cash. The warden shall file with the state auditor an affidavit stating that certain specific sums are necessary to pay cash advanced to discharged inmates for transportation and temporary aid or other incidental items.

SECTION 20. AMENDMENT.) Section 12-47-34 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-47-34. ESCAPES FROM PENITENTIARY — WARDEN MAY OFFER REWARD FOR RECAPTURE — PAYMENT OF REWARD.) The warden with the approval of the ((board of administration)) **director of corrections**, may adopt any measures he may deem proper to aid in the detection and capture of persons escaping from the penitentiary. When an inmate escapes, the warden shall use every means at his command for the apprehension of such person, and for that purpose he may offer a reward of not to exceed one hundred dollars and not less than twenty-five dollars for information leading to such apprehension. If the escape was made possible by the negligence of the warden or any officer under him, the reward thus offered shall be paid by the warden, and the ((board of administration)) **director of corrections** is empowered to determine the liability of the warden for such reward, and ((its)) **his** determination shall be final.

SECTION 21. AMENDMENT.) Section 12-51-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows.

12-51-02. PURPOSE OF STATE FARM.) It shall be the purpose of the state farm to employ in manual labor the prisoners committed or transferred thereto. Said farm shall be administered as a work farm for the purpose of assisting in the rehabilitation of the prisoners committed thereto, and with the purpose of furnishing to them labor, instruction, and supervision that will accomplish the purpose sought in this chapter. The ((board of administration)) **director of corrections** may provide for such labor, instruction, and supervision for the persons committed to the state farm.

SECTION 22. AMENDMENT.) Section 12-51-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-51-03. LOCATION OF NORTH DAKOTA STATE FARM — USE OF BUILDINGS.) The ((board of administration)) **director of corrections** shall take over the buildings and equipment of the camp for transients which was established by the federal emergency relief administration near the city of Bismarck, and which has been transferred by said administration to the state of North Dakota. So far as it may be possible so to do, such buildings and equipment shall be utilized for the establishment and operation of said farm. The ((board)) **director** may make such use and disposal of such buildings and equipment as ((it)) he finds necessary to facilitate the operation of said farm, and the employment of persons who have been or may be committed thereto; and to that end the ((board)) **director** may cause such buildings and equipment to be moved to other locations on lands under the control of said ((board)) **director** and used in the operation of said farm, or in the farming operations of the penitentiary. The ((board)) **director** may utilize any of such buildings or any of such equipment if not needed, or if the same cannot be used profitably in the establishment and operation of such farm, at the penitentiary or at the state training school, and generally may make such disposal and use of such buildings and equipment as shall prevent loss and waste and result in public benefit.

SECTION 23. AMENDMENT.) Section 12-51-04 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-51-04. FARM OPERATED WITH PENITENTIARY — WARDEN TO BE SUPERINTENDENT — EMPLOYMENT OF HELP.) The ((board of administration)) **director of corrections** shall have charge and control of the state farm, and all property which said

((board)) **director** has received or acquired, or hereafter may receive or acquire, in connection with the establishment and operation of said farm. For administrative and operational purposes the said farm shall be deemed a facility of the state penitentiary and shall be operated in connection therewith. The warden of the penitentiary shall be the superintendent or chief administrative officer of the farm. Machinery, equipment, livestock, and other property of the penitentiary and of the farm may be used interchangeably. The ((board)) **director** may employ such employees as may be necessary and as available funds will permit, and may prescribe their duties and fix their compensation. The ((board)) **director** may assign to said farm, in any capacity, persons employed in connection with the operation of the penitentiary. Such persons may be assigned either for full time or part time work, and, in the judgment of the ((board)) **director**, the compensation of such persons may be continued to be paid and charged as before they were assigned to work at said state farm. Until the said farm has been put into operation, all properties that have been received and acquired by the ((said board)) **director** for the establishment and operation of said farm may be utilized in carrying on the operations of the state penitentiary.

SECTION 24. AMENDMENT.) Section 12-51-05 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-51-05. LAWS GOVERNING MANAGEMENT OF STATE FARM.) The laws relating to the government and management of the penitentiary, so far as the same may be applicable and not inconsistent with the provisions of this chapter, in all respects shall apply to the government and management of the state farm as to the duties and authority of the ((board)) **director** and its employees used at said state farm.

SECTION 25. AMENDMENT.) Section 12-51-06 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-51-06. ((BOARD OF ADMINISTRATION)) **DIRECTOR OF CORRECTIONS TO ESTABLISH RULES FOR CONTROL OF STATE FARM AND PRISONERS COMMITTED THERETO.** The ((board of administration)) **director of corrections** may establish, adopt and enforce proper rules and regulations consistent with the provisions of this chapter for the control and administration of the state farm and the prisoners committed thereto.

SECTION 26. AMENDMENT.) Section 12-51-08 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-51-08. COST OF TRANSPORTATION AND CARE OF PERSONS COMMITTED TO STATE FARM — HOW PAID — FEDERAL PRISONER.) The cost of transporting persons committed to the state farm shall be paid as the costs of transporting persons committed to the penitentiary are paid. The cost of care and keep of persons who are committed to the state farm for the commission of a crime for which they might have been sentenced to the penitentiary shall be paid by the state out of the funds appropriated for such purpose for persons committed to the penitentiary, or out of the funds appropriated for that purpose. The cost of care and keep of any person committed to said farm for the commission of a crime for which he might have been sentenced to a county jail, but not to the penitentiary, shall be paid by the county from which such person is committed at the rate of three dollars per day per person, except however, when the offense is committed in any county within an area, where there is in process of construction any federal project of such magnitude as to attract to such area a large number of people from outside the locality, then any person convicted of an offense for which he might have been sentenced to a county jail,

and who is not, in the opinion of the court, permanently residing in said area, the cost of care and keep shall be paid by the state out of funds appropriated for that purpose. Provided further that whenever the state farm is filled to capacity and there are no longer adequate facilities for additional inmates, the ((board of administration))) **director of corrections** shall notify the courts of such facts and after such notice no further commitments shall be made to said institution until facilities have been provided. The ((board))) **director** shall have authority to enter into an arrangement or agreement with the proper authorities of the federal government whereby persons convicted of a crime in the federal court of this state may be committed to said farm, but persons convicted in federal court shall be admissible to the said farm only if the term of the sentence is not less than thirty days nor more than one year.

SECTION 27. AMENDMENT.) Section 12-51-09 of the North Dakota Century Code is hereby amended and reenacted to read as follows.

12-51-09. ((BOARD OF ADMINISTRATION))) **DIRECTOR OF CORRECTIONS MAY TRANSFER PERSONS FROM STATE FARM TO PENITENTIARY OR FROM PENITENTIARY TO STATE FARM.**) When the ((board of administration))) **director of corrections**, either at the time of commitment or at any time thereafter, shall determine that for purposes of safety of other inmates or of the general public or for the purpose of discipline it is necessary or proper that any person committed to the state farm should be transferred to the state penitentiary, such transfer may be made for such period as the ((board))) **director** may deem proper. Where a person who has been committed to the state farm conducts himself in such manner as to interfere with the operation of the farm, or with the welfare or safety of others, and where in the judgment of the ((board of administration))) **director** the best interests of such person or the best interests and welfare of other persons committed to the farm so require, the ((board))) **director** may direct that such person be removed from the farm and placed in the penitentiary. The ((board))) **director** also may direct that persons who have been sentenced to the penitentiary be transferred to the farm, when such action seems desirable and for the best interest of the person so transferred and in no manner detrimental to the welfare of other persons who have been committed to said farm. The ((board))) **director** may cause persons committed to the said farm to be assigned for work incident to the operations of the penitentiary or of any other institutions under the control of the said ((board))) **director**.

SECTION 28. AMENDMENT.) Section 12-52-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-52-01. ((BOARD OF ADMINISTRATION))) **DIRECTOR OF CORRECTIONS MAY GRANT PAROLES.**) The ((board of administration))) **director of corrections** may parole persons committed to the state ((training))) **industrial** school and may establish rules and regulations under which such persons may go upon parole.

SECTION 29. AMENDMENT.) Section 12-52-02 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows.

12-52-02. **PAROLE ON RECOMMENDATION OF SUPERINTENDENT.**) No parole shall be granted to any person committed to the North Dakota industrial school or placed under the guardianship, control and custody of the superintendent thereof unless of superintendent recommends the parole to the ((board of administration))) **director of corrections** and some suitable person will receive the person paroled under such conditions as may be approved by the superintendent of the school. Nothing in this chapter shall prevent the parole of any person into his own home or into a licensed foster

home under one of the welfare programs administered by the public welfare board of North Dakota.

SECTION 30. AMENDMENT.) Section 12-52-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-52-03. RECOMMITMENT TO THE STATE (((TRAINING))) **INDUSTRIAL SCHOOL FOR PAROLE VIOLATION.**) A person paroled from the state (((training))) **industrial** school shall be under the guardianship and control of the (((board of administration))) **director of corrections** and subject at any time, until the expiration of the time for which he was committed, to be taken into actual custody and returned to the state (((training))) **industrial** school. The (((board of administration))) **director of corrections** may enforce the rules and regulations made by it for the paroling of the inmates of the state (((training))) **industrial** school, and when satisfied that a person out on parole has violated any of its rules and regulations, may order such person taken into actual custody and returned to the state (((training))) **industrial** school and detained therein until the expiration of the time for which he was committed, or until he is again paroled. The (((board))) **director** shall enter in the record of (((its))) proceedings any such order, and a copy thereof (((certified by the secretary of the board))) may be delivered to any sheriff, other peace officer of the state, or any officer of the state (((training))) **industrial** school, for service and return. It shall be the duty of any such officer to receive the order and to apprehend and immediately to return and deliver the person named in the order to the superintendent of the state (((training))) **industrial** school.

SECTION 31. AMENDMENT.) Section 12-52-04 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-52-04. OFFICER'S RETURN ON ORDER OF RECOMMITMENT.) The officer executing an order of the (((board of administration))) **director of corrections** for the apprehension and return of a person to the state (((training))) **industrial** school shall endorse on the order a return of his doings thereunder and deliver the same, together with the person named therein, to the superintendent of the school. The superintendent shall give to the officer a certificate acknowledging the receipt of the person, order, and return.

SECTION 32. AMENDMENT.) Section 12-52-05 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-52-05. OFFICER'S FEE ON RECOMMITMENT.) The fee of any officer executing an order of the (((board of administration))) **director of corrections** for the apprehension and return of a person to the state (((training))) **industrial** school shall be the same as that for like service in criminal actions.

SECTION 33. AMENDMENT.) Section 12-52-07 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-52-07. DISCHARGE FOR GOOD CONDUCT.) The (((board of administration))) **director of corrections** may discharge any student from the state (((training))) **industrial** school at any time upon satisfactory evidence of reformation and as a reward for good conduct and diligence in study. If such student has no parent, guardian, or other person to whom to return, the (((board))) **director** shall arrange for and procure some suitable person to receive, employ, and care for the person so discharged, without charge to the state.

SECTION 34. AMENDMENT.) Section 12-55-07 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-55-07. PAROLE OFFICERS — APPOINTMENT — DUTIES.) The (((ex-officio members of the board of pardons))) **director of corrections** shall appoint one or more parole officers, one of whom may be the clerk of the board of pardons and of the parole board, whose duties shall be:

1. To have supervision over and to look after the welfare of persons who have been paroled from the penitentiary and of persons who have received suspended sentences and have been placed upon probation after having been convicted of a felony;
2. To keep a complete record of all persons under their supervision and to make such reports relating to such persons as the board of pardons or the parole board shall require;
3. To make such investigations and perform such other duties in connection with applications and petitions for pardon, commutation of sentence, or parole as may be prescribed by the board of pardons or the parole board; or
4. To perform such other duties as the board of pardons or the parole board may assign to them.

SECTION 35. AMENDMENT.) Section 54-23-01 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-23-01. INSTITUTIONS UNDER CONTROL OF (((BOARD OF ADMINISTRATION))) **DIRECTOR OF INSTITUTIONS.**) The (((board of administration))) **director of institutions** shall have full power to manage, control, and govern, subject only to the limitations contained in this chapter and in title 25, (((the penitentiary,))) the school for the blind, the school for the deaf, the Grafton state school, (((the North Dakota industrial school))) and the state tuberculosis sanatorium. The (((board))) **director** shall not have the power to manage, control, and govern the soldiers' home. The term "board" as used in this chapter shall mean the (((board of administration))) **director of institutions.**

SECTION 36. AMENDMENT.) Section 27-21-01 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows.

27-21-01. CREATION OF STATE YOUTH AUTHORITY — DIRECTOR.) A state youth authority is hereby created and established with such powers and duties as are prescribed by this chapter. The state youth authority shall be (((created))) within the (((public welfare board))) **division of corrections**, and its chief administrative officer shall be the (((executive director of the public welfare board))) **director of corrections**, or his designee.

SECTION 37. REPEAL.) Chapters 12-48 and 12-49 of the North Dakota Century Code are hereby repealed and section 54-23-22 of the 1969 Supplement to the North Dakota Century Code is hereby repealed."

And renumber sections, lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Kieffer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1501 has had the same under consideration and recommends that the same be amended as follows:

Page 1, line 2, delete the following: "and for an appropriation"

Page 2, delete all of section 2.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: This section was deleted in order to save the bill.

REP. REIMERS, Chairman

Rep. Kingsbury moved that the report be adopted, which motion prevailed.

MOTION

Rep. Streibel moved that the rules be suspended and the bills and resolutions listed on the calendar for action after 2:00 p.m., February 18, 1971, be moved to the calendar for action before 2:00 p.m., which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1023. A Bill for an Act making an appropriation to the state water conservation commission for general administrative expenses, maintenance and construction of dams; planning, surveying and construction expenses of multiple purpose water projects; and organizing water conservation and irrigation districts.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 74; nays, 19; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Giffey	Larson, G.	Rice
Atkinson	Glaspey	Larson, L.	Rivinius
Austin	Grant	Laughlin	Rocheleau
Backes	Gronneberg	Linderman	Rolfsrud
Boustead	Haman	Livingston	Sandness
Brekke	Haugland	Lundene	Shablow
Bunker	Hausauer, R.	McGauvran	Solberg
DeGroot	Henning	McGeehan	Stone
DeKrey	Henry	Mertens	Streibel
Dick	Hensrud	Miller, B.	Strinden
Dornacker	Herman	Miller, E.	Thorsgard
Dotzenrod	Hickle	Mushik	Twetten
Eagles	Hoffner	Olienyk	Ulvedal
Erickson, K.	Jacobson	Opedahl	Wagner
Erickson, W.	Johnson, H.	Patrick	Walsh
Fleming	Kieffer	Peterson, J.	Wilkie
Ganser	Kingsbury	Raymond	Winge
Gengler	Knudson	Reimers	Mr. Speaker
Gerl	Lang		

Those voting in the negative were:

Berg	Hilleboe	Miedema	Rundle
Boyum	Johnson, K.	Moore	Stoltenow
Gackle	Lee	Murphy	Welder
Hausauer, A.	Metzger	Peterson, R.	White
Hentges	Meyer	Raile	

Absent and not voting:

Gundersen	Hildebrand	Jenkins	Weber
Halcrow			

So the bill passed and the title was agreed to.

House Bill No. 1035. A Bill for an Act to provide payment of expenses to certain elected state officers, and making an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Halcrow	Laughlin	Reimers
Austin	Haman	Lee	Rice
Backes	Haugland	Linderman	Rivinius
Berg	Hausauer, A.	Livingston	Rocheleau
Boustead	Hausauer, R.	Lundene	Rolfsrud
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Stoltenow
Bunker	Hensrud	Mertens	Shablow
DeGroot	Hentges	Metzger	Solberg
DeKrey	Herman	Meyer	Streibel
Dick	Hickle	Miedema	Strinden
Dornacker	Hildebrand	Miller, B.	Thorsgard
Dotzenrod	Hilleboe	Miller, E.	Tweten
Eagles	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Stone
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Wagner
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Wilkie
Grant	Larson, G.	Raymond	Mr. Speaker
Gronneberg	Larson, L.		

Those voting in the negative were:

Atkinson - Rundle

Absent and not voting:

Erickson, K. Gunderson

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE

Rep. Atkinson: "Mr. Speaker: This afternoon we heard Rep. James Peterson explain an appropriations measure and he consistently referred to the position that the State of North Dakota holds in the pay scales comparing the various positions in the Highway Department in relation to the rest of the nation, and they ranged between 29th and 36th, although our population places us in a far lower category than that.

"What we have done is to show the pay of our elected officials to be \$16,000 per year, except for the Governor, Attorney General, Superintendent of Public Instruction and Tax Commissioner. As of December 31, 1969, there were forty-four persons in our State Highway Department who at that time were then receiving more than \$16,000 per year.

"By our vote today, we apparently made clear the fact that there is a tremendous disadvantage to being an elected state official in the State of North Dakota. If you seek an equitable salary — and I believe the salary sets the quality of the men it will attract — you don't want to get into an elected position. You had better seek an appointive one."

SECOND READING OF A HOUSE BILL

House Bill No. 1141. A Bill for an Act to transfer and appropriate moneys from the general fund of the state treasury to the industrial commission for the payment of adjusted compensation to Vietnam veterans.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 24; nays, 70; absent and not voting, 4.

Those voting in the affirmative were:

Austin	Hausauer, A.	Lang	Rolfstrud
Berg	Hickle	Lundene	Rundle
Boyum	Hildebrand	Miller, E.	Ulvedal
Dotzenrod	Kieffer	Olienyk	Welder
Fleming	Kingsbury	Raile	White
Gengler	Knudson	Rice	Wilkie

Those voting in the negative were:

Anderson	Gunderson	Lee	Reimers
Atkinson	Halcrow	Linderman	Rivinius
Backes	Haman	Livingston	Rocheleau
Boustead	Haugland	McGauvran	Sandness
Brekke	Hausauer, R.	McGeehan	Shablow
Bunker	Henning	Mertens	Stoltenow
DeGroot	Hensrud	Metzger	Solberg
DeKrey	Hentges	Meyer	Stone
Dick	Herman	Miedema	Streibel
Dornacker	Hilleboe	Miller, B.	Strinden
Eagles	Henry	Moore	Thorsgard
Erickson, K.	Hoffner	Murphy	Tweten
Erickson, W.	Jacobson	Mushik	Wagner
Ganser	Jenkins	Opedahl	Walsh
Giffey	Johnson, H.	Patrick	Weber
Glaspey	Larson, G.	Peterson, J.	Winge
Grant	Larson, L.	Peterson, R.	Mr. Speaker
Gronneberg	Laughlin		

Absent and not voting:

Gackle	Gerl	Johnson, K.	Raymond
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So the bill lost.

MOTIONS

Rep. Streibel moved that the rules be suspended, and that House Bill No. 1176 be deemed properly engrossed and placed on the calendar immediately following House Bill No. 1177, and that House Bill No. 1331 be placed on the calendar immediately following House Bill No. 1176, which motion prevailed.

Rep. Reimers moved that the House reconsider the action by which House Bill No. 1153 was passed.

Rep. Anderson requested a recorded roll call vote on the motion of Rep. Reimers.

ROLL CALL

The question being on the final passage of House Bill No. 1153 as requested by Rep. Anderson the roll was called and there were ayes, 57; nays, 40; absent and not voting, 1.

Those voting in the affirmative were:

Austin	Hausauer, A.	McGauvran	Rice
Berg	Hausauer, R.	Mertens	Rivinius
Boustead	Hensrud	Metzger	Rocheleau
Boyum	Hickle	Meyer	Sandness
Brekke	Hildebrand	Miller, B.	Stoltenow
DeKrey	Jenkins	Moore	Stone
Dick	Johnson, K.	Murphy	Streibel
Dornacker	Kingsbury	Olienyk	Strinden
Dotzenrod	Knudson	Opedahl	Thorsgard
Gackle	Lang	Patrick	Tweten
Ganser	Larson, G.	Peterson, J.	Ulvedal
Giffey	Larson, L.	Peterson, R.	Wagner
Gunderson	Lee	Raile	Welder
Halcrow	Livingston	Reimers	Mr. Speaker
Haman			

Those voting in the negative were:

Anderson	Gerl	Hoffner	Raymond
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Atkinson	Glaspey	Jacobson	Rolfsrud
Backes	Grant	Johnson, H.	Rundle
Bunker	Gronneberg	Kieffer	Shablow
DeGroot	Haugland	Laughlin	Solberg
Eagles	Henning	Linderman	Walsh
Erickson, K.	Henry	Lundene	Weber
Erickson, W.	Hentges	McGeehan	White
Fleming	Herman	Miller, E.	Wilkie
Gengler	Hilleboe	Mushik	Winge

Absent and not voting:
Miedema

The motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1153. A Bill for an Act to create and enact paragraphs 4 and 5 of subdivision b of subsection 5 of section 65-01-02 of the North Dakota Century Code, relating to the definition of employee for purposes of workmen's compensation, and to amend and reenact subdivision a of subsection 4 of section 65-01-02 and section 65-09-01 of the North Dakota Century Code, relating to the definition of hazardous employment and to the liability of an uninsured employer for purposes of workmen's compensation, providing a penalty, and providing an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 36; nays, 60; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gerl	Kieffer	Mushik
Atkinson	Glaspey	Laughlin	Shablow
Backes	Grant	Linderman	Solberg
Boustead	Haugland	Livingston	Streibel
Bunker	Henning	Lundene	Strinden
Eagles	Hilleboe	McGauvran	Walsh
Erickson, W.	Hoffner	McGeehan	White
Fleming	Jacobson	Meyer	Wilkie
Gengler	Johnson, K.	Miller, E.	Mr. Speaker

Those voting in the negative were:

Austin	Haman	Larson, L.	Rice
Berg	Hausauer, A.	Lee	Rivinius
Boyum	Hausauer, R.	Mertens	Rocheleau
Brekke	Henry	Metzger	Rolfsrud
DeGroot	Hensrud	Miller, B.	Rundle
DeKrey	Hentges	Moore	Sandness
Dick	Herman	Murphy	Stoltenow
Dornacker	Hickle	Olienyk	Stone
Dotzenrod	Hildebrand	Opedahl	Thorsgard
Erickson, K.	Jenkins	Patrick	Tweten
Gackle	Johnson, H.	Peterson, J.	Ulvedal
Ganser	Kingsbury	Peterson, R.	Wagner
Giffey	Knudson	Raile	Weber
Gunderson	Lang	Raymond	Welder
Halcrow	Larson, G.	Reimers	Winge

Absent and not voting:
Gronneberg Miedema

So the bill lost.

Rep. Kingsbury moved that the vote by which House Bill No. 1153 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1177. A Bill for an Act to amend and reenact section 57-58-01 of the North Dakota Century Code, relating to the dates and the formula for the distribution of personal property tax replacement moneys to political subdivisions, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 97; nays, 1; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Reimers
Austin	Halcrow	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspay	Lang	Raile	Mr. Speaker
Grant			

Those voting in the negative were:

Rolfsrud

So the bill passed and the title was agreed to and the emergency clause was declared carried.

ANNOUNCEMENT

Rep. Hilleboe announced his intention to reconsider House Concurrent Resolution No. 3076.

POINT OF PERSONAL PRIVILEGE

Rep. Boustead: "Mr. Speaker: I rise on a point of personal privilege.

"I would like to commend this body, particularly those businessmen who saw fit to reconsider their action on the Workmen's Compensation Bill, House Bill No. 1153, and I would hope one day this body might see fit to make it possible for the lesser members of our business community in the State of North Dakota to have the same privilege."

SECOND READING OF A HOUSE BILL

House Bill No. 1176. A Bill for an Act to amend and reenact section 57-58-01 of the North Dakota Century Code, relating to limitations upon personal property tax replacement payments to counties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended,

the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Reimers
Austin	Halcrow	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfstrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Twetén
Erickson, W.	Jacobson	Murphy	Ulvedal
Fleming	Jenkins	Mushik	Wagner
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant			

Absent and not voting:

Welder

So the bill passed and the title was agreed to.

MOTIONS

Rep. Streibel requested unanimous consent of the House to suspend the rules for the purpose of amending House Bill No. 1331. There being no objection, permission was granted by the Speaker.

Rep. Streibel moved that House Bill No. 1331 be amended as follows:

Page 1, line 10, delete "41,500,000.00" and insert "42,100,000.00" in lieu thereof.

Which motion prevailed.

Rep. Streibel moved that the rules be suspended and that House Bill No. 1331 be deemed properly engrossed and placed on second reading and final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1331. A Bill for an Act to provide an appropriation for the replacement of personal property taxes, and the distribution of such monies.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Reimers
Austin	Halcrow	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfstrud

Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoitenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Tweten
Erickson, W.	Jacobson	Murphy	Ulvedal
Fleming	Jenkins	Mushik	Wagner
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Grant	Lang	Raile	Mr. Speaker

Absent and not voting:
 Glaspey Welder

So the bill passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

Rep. Hoffner: "Mr. Speaker: About a month ago this body turned down a simple bill allowing the Constitutional Convention Delegates to meet January 30, and the big reason was because they did not have the bill before them. Now, today, we have allowed this big document to be amended without the amendments before us, and I would request that each member have the Attorney General's opinion before him and also that an analysis of House Bill No. 1299 that has been passed be on the desks of the members, if this is possible."

SECOND READING OF HOUSE BILLS

House Bill No. 1192. A Bill for an Act to create and enact subdivision d of subsection 3 of section 52-06-01 of the North Dakota Century Code, relating to unemployment compensation eligibility requirements.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Reimers
Atkinson	Gunderson	Larson, L.	Raymond
Austin	Halcrow	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfsrud
Brekke	Hausauer, R.	Lundene	Rundle
Bunker	Henning	McGauvran	Sandness
DeGroot	Henry	McGeehan	Shablow
DeKrey	Hensrud	Mertens	Solberg
Dick	Hentges	Metzger	Stoltenow
Dornacker	Herman	Meyer	Stone
Dotzenrod	Hickle	Miedema	Streibel
Eagles	Hildebrand	Miller, B.	Thorsgard
Erickson, K.	Hilleboe	Miller, E.	Tweten
Erickson, W.	Hoffner	Moore	Ulvedal
Fleming	Jacobson	Murphy	Wagner
Gackle	Jenkins	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Weber
Gengler	Johnson, K.	Opedahl	White

Gerl	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, J.	Winge
Glaspey	Knudson	Raile	Mr. Speaker
Grant	Lang		

Absent and not voting:

Boyum	Peterson, R.	Strinden	Welder
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So the bill passed and the title was agreed to.

House Bill No. 1218. A Bill for an Act to amend and reenact sections 21-09-01 and 21-09-05 of the North Dakota Century Code, changing the title of "The 1969 Bond Validating Act" to "The 1971 Bond Validating Act", and relating to the application of chapter 21-09 of the North Dakota Century Code to bonds issued and proceedings taken prior to July 1, 1971.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Reimers
Atkinson	Gunderson	Larson, L.	Rice
Austin	Halcrow	Laughlin	Rivinius
Backes	Haman	Lee	Rocheleau
Berg	Haugland	Linderman	Rolfsrud
Boustead	Hausauer, A.	Livingston	Rundle
Brekke	Hausauer, R.	Lundene	Sandness
Bunker	Henning	McGauvran	Shablou
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hensrud	Mertens	Stoltenow
Dick	Hentges	Metzger	Stone
Dornacker	Herman	Meyer	Streibel
Dotzenrod	Hickle	Miedema	Thorsgard
Eagles	Hildebrand	Miller, B.	Tweten
Erickson, K.	Hilleboe	Miller, E.	Ulvedal
Erickson, W.	Hoffner	Moore	Wagner
Fleming	Jacobson	Murphy	Walsh
Gackle	Jenkins	Mushik	Weber
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Johnson, K.	Opedahl	White
Gerl	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, J.	Winge
Glaspey	Knudson	Raile	Mr. Speaker
Grant	Lang	Raymond	

Absent and not voting:

Boyum	Peterson, R.	Strinden
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So the bill passed and the title was agreed to.

House Bill No. 1219. A Bill for an Act to amend and reenact section 49-13-18 of the North Dakota Century Code, relating to the hours of service of railroad employees:

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raile
Atkinson	Gunderson	Larson, L.	Raymond
Austin	Halcrow	Laughlin	Reimers
Backes	Haman	Lee	Rice
Berg	Haugland	Linderman	Rivinius
Boustead	Hausauer, A.	Livingston	Rocheleau

Brekke	Hausauer, R.	Lundene	Rolfsrud
Bunker	Henning	McGauvran	Sandness
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hensrud	Mertens	Stoltenow
Dick	Hentges	Metzger	Stone
Dornacker	Herman	Meyer	Streibel
Dotzenrod	Hickle	Miedema	Thorsgard
Eagles	Hildebrand	Miller, B.	Tweten
Erickson, K.	Hilleboe	Miller, E.	Ulvedal
Erickson, W.	Hoffner	Moore	Wagner
Fleming	Jacobson	Murphy	Walsh
Gackle	Jenkins	Mushik	Weber
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Johnson, K.	Opedahl	White
Gerl	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, J.	Winge
Glaspey	Knudson	Peterson, R.	Mr. Speaker
Grant	Lang		

Absent and not voting:

Boyum	Rundle	Shablow	Strinden
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So the bill passed and the title was agreed to.

House Bill No. 1220. A Bill for an Act to amend and reenact subsection 10 of section 52-06-02 of the 1969 Supplement to the North Dakota Century Code, relating to unemployment compensation benefit disqualifications.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raile
Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Reimers
Backes	Halcrow	Laughlin	Rice
Berg	Haman	Lee	Rivinius
Boustead	Haugland	Linderman	Rocheleau
Boyum	Hausauer, A.	Livingston	Rolfsrud
Brekke	Hausauer, R.	Lundene	Sandness
Bunker	Henning	McGauvran	Solberg
DeGroot	Henry	McGeehan	Stoltenow
DeKrey	Hensrud	Mertens	Stone
Dick	Hentges	Metzger	Streibel
Dornacker	Herman	Meyer	Strinden
Dotzenrod	Hickle	Miedema	Thorsgard
Eagles	Hildebrand	Miller, B.	Tweten
Erickson, K.	Hilleboe	Miller, E.	Wagner
Erickson, W.	Hoffner	Moore	Walsh
Fleming	Jacobson	Murphy	Weber
Gackle	Jenkins	Mushik	Welder
Ganser	Johnson, H.	Olienyk	White
Gengler	Johnson, K.	Opedahl	Wilkie
Gerl	Kieffer	Patrick	Winge
Giffey	Kingsbury	Peterson, J.	Mr. Speaker
Glaspey	Knudson	Peterson, R.	

Absent and not voting:

Rundle	Shablow	Ulvedal
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So the bill passed and the title was agreed to.

House Bill No. 1238. A Bill for an Act to amend and reenact section 27-02-02.1 of the North Dakota Century Code relating to salaries of supreme and district court judges.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 76; nays, 17; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Giffey	Kingsbury	Raymond
Atkinson	Grant	Larson, G.	Reimers
Austin	Gronneberg	Larson, L.	Rice
Backes	Halcrow	Laughlin	Rivinius
Berg	Haman	Lee	Rocheleau
Boustead	Haugland	Linderman	Sandness
Brekke	Hausauer, A.	Livingston	Stone
Bunker	Hausauer, R.	Lundene	Streibel
DeGroot	Henning	McGeehan	Strinden
Dick	Henry	Mertens	Thorsgard
Dornacker	Hensrud	Metzger	Tweten
Dotzenrod	Hentges	Miedema	Ulvedal
Eagles	Herman	Miller, B.	Wagner
Erickson, K.	Hildebrand	Mushik	Walsh
Erickson, W.	Hoffner	Olienyk	Weber
Fleming	Jacobson	Opedahl	Welder
Gackle	Jenkins	Peterson, J.	White
Ganser	Johnson, H.	Peterson, R.	Winge
Gengler	Knudson	Raile	Mr. Speaker

Those voting in the negative were:

Boyum	Johnson, K.	Miller, E.	Rolfsrud
DeKrey	Kieffer	Moore	Solberg
Claspey	McGauvran	Murphy	Stoltenow
Gunderson	Meyer	Patrick	Wilkie
Hickle			

Absent and not voting:

Gerl	Lang	Rundle	Shablow
Hilleboe			

So the bill passed and the title was agreed to.

House Bill No. 1239. A Bill for an Act to amend and reenact section 27-05-01 of the North Dakota Century Code relating to judicial districts, the number, composition and number of judges therein.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 13; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Linderman	Rivinius
Atkinson	Gunderson	Livingston	Rocheleau
Austin	Halcrow	Lundene	Rundle
Berg	Haugland	McGauvran	Sandness
Boustead	Hausauer, A.	Mertens	Shablow
Boyum	Hausauer, R.	Metzger	Solberg
Brekke	Henning	Meyer	Stoltenow
Bunker	Henry	Miedema	Stone
DeGroot	Hensrud	Miller, B.	Streibel
DeKrey	Hentges	Miller, E.	Strinden
Dick	Herman	Moore	Tweten
Dornacker	Hildebrand	Murphy	Ulvedal
Dotzenrod	Hilleboe	Mushik	Wagner
Eagles	Hoffner	Olienyk	Walsh
Erickson, W.	Jenkins	Peterson, J.	Weber
Fleming	Johnson, K.	Peterson, R.	Welder
Gackle	Kingsbury	Raile	White

Ganser	Knudson	Raymond	Wilkie
Gengler	Lang	Reimers	Winge
Gerl	Larson, G.	Rice	Mr. Speaker
Grant	Larson, L.		

Those voting in the negative were:

Backes	Hickle	Kieffer	Opedahl
Giffey	Jacobson	Laughlin	Patrick
Glaspey	Johnson, H.	McGeehan	Rolfstrud
Haman			

Absent and not voting:

Erickson, K.	Lee	Thorsgard
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So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1205 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following: "for an Act to direct a study of the liability of common carriers for damages incurred in the course of shipment.

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

SECTION 1. STUDY BY PUBLIC SERVICE COMMISSION.)
The public service commission is hereby directed to study, during the 1971-73 biennium, the problem of the liability of common carriers for damages incurred to property in the course of shipment, and to consider alternative methods of fixing responsibility and ascertaining the possible damages due consignees. The public service commission shall report its findings and recommendations to the forty-third legislative assembly."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1276 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 13 after the word "commodities" insert the following: ", excluding dairy commodities, poultry and livestock."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Herman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1403 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Herman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1425 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was

referred House Bill No. 1440 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 15 delete the word "fifty" and insert in lieu thereof the word "ten"

On page 2, line 1 delete the words "or the manu-"

On page 2, line 2 delete the words "facture's statement of origin" and place triple parentheses before and after the last word "the" and insert in lieu thereof the word "a"

On page 2, line 3 delete the triple parentheses before and after the word "ninety" and delete the word "ten" and following the comma after the word "home" insert the following: "and to the vendee of a travel trailer as defined by section 57-55-01 within fifteen days of the sale of such travel trailer."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Herman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1447 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1480 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1514 has had the same under consideration and recommends that the same be amended as follows:

On page 4, line 4 delete the triple parentheses after the word "fourteen"

On page 4, line 5 delete the word "public"

On page 4, line 6 place triple parentheses after the word "state" and insert in lieu thereof the following: "to operate a snowmobile pursuant to Chapter 39-24 of the North Dakota Century Code"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1516 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Rice moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1550 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was

referred House Bill No. 1552 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1555 has had the same under consideration and recommends that the same be amended as follows:

On page 7, line 7, place triple parentheses around the word "combination" and insert in lieu thereof the word "**combinations**"

On page 7, line 14, place triple parentheses before the word "and" and after the word "operated"

On page 7, line 16, after the word "property" insert the following language: "**or other property on a farm work exchange basis with other farmers**"

On page 7, line 17, place triple parentheses around the second word "and" and insert in lieu thereof the word "**but**"

On page 7, line 17, after the word "not" insert the word "**otherwise**"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution No. 3030 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. DeGroot moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution No. 3034 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Berg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution No. 3043 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution No. 3054 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Herman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution No. 3056 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution No. 3058 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution No. 3063 has had the same under consideration and recommends that the same do pass.

And then be re-referred to the Legislative Council Resolutions Committee.

REP. BOUSTEAD, Chairman

Rep. Berg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution No. 3071 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Herman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution No. 3079 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Resolution No. 5 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Resolution No. 6 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

MOTIONS

Rep. Boustead moved that House Bill No. 1499 be returned to the House from the Committee on Transportation, which motion prevailed.

Rep. Boustead requested permission to withdraw House Bill No. 1499. There being no objection, it was so ordered by the Speaker.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-NINTH DAY

Bismarck, February 18, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Vernon Nickow, Matthews Lutheran Church, Hazen, North Dakota.

Roll was called, and all members were present except Reps. Gengler and K. Johnson.

A quorum was declared by the Speaker.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the thirty-seventh day after recess and thirty-eighth day and recommends that the same be corrected as follows:

On page 802, following line 40, add the following:

"Rep. Solberg moved that House Bill No. 1340 be returned to the House from the Committee on Appropriations, which motion prevailed."

And when so corrected recommend that the same be approved.

REP. STONE, Chairman

Rep. Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the amendments to House Bill No. 1011 as recommended by the Committee on Appropriations as printed on pages 783 and 784 of the House Journal be adopted.

Rep. Reimers moved that the House dispense with the reading of the amendments to House Bill No. 1011, which motion prevailed.

The question then was on the motion of Rep. Reimers to adopt the amendments to House Bill No. 1011, which motion prevailed.

Rep. Atkinson moved that the amendments to House Bill No. 1140 as recommended by the Committee on Judiciary as printed on page 784 of the House Journal be adopted.

Rep. Atkinson moved to dispense with the reading of the amendments to House Bill No. 1140, which motion prevailed.

The question then was on the motion of Rep. Atkinson to adopt the amendments to House Bill No. 1140, which motion prevailed.

Rep. Atkinson moved that the amendments to House Bill No. 1284 as recommended by the Committee on Judiciary as printed on page 787 of the House Journal be adopted.

Rep. Atkinson moved to dispense with the reading of the amendments to House Bill No. 1284, which motion prevailed.

The question then was on the motion of Rep. Atkinson to adopt the amendments to House Bill No. 1284, which motion prevailed.

Rep. Bunker moved that the amendments to House Bill No. 1288 as recommended by the Committee on Industry, Business and Labor as printed on pages 792 and 793 of the House Journal be adopted.

Rep. Bunker moved that the House dispense with the reading of the amendments to House Bill No. 1288, which motion prevailed.

The question then was on the motion of Rep. Bunker to adopt the amendments to House Bill No. 1288, which motion prevailed.

Rep. Bunker moved that the amendments to House Bill No. 1315 as recommended by the Committee on Industry, Business and Labor as printed on page 787 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to House Bill No. 1336 as recommended by the Committee on State and Federal Government as printed on pages 788 through 791 of the House Journal be adopted.

Rep. Hilleboe moved that the House dispense with the reading of House Bill No. 1336, which motion prevailed.

The question then was on the motion of Rep. Hilleboe to adopt the amendments to House Bill No. 1336, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1351 as recommended by the Committee on Education as printed on page 791 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1361

as recommended by the Committee on Education as printed on page 791 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to House Bill No. 1460 as recommended by the Committee on Appropriations as printed on page 793 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 1476 as recommended by the Committee on Finance and Taxation as printed on page 794 of the House Journal be adopted.

Rep. Dornacker moved that the House dispense with the reading of the amendments to House Bill No. 1476, which motion prevailed.

The question then was on the motion of Rep. Dornacker to adopt the amendments to House Bill No. 1476, which motion prevailed.

Rep. Reimers moved that the amendments to House Bill No. 1539 as recommended by the Committee on Appropriations as printed on page 795 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Concurrent Resolution No. 3015 as recommended by the Committee on Education as printed on page 795 of the House Journal, be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to House Concurrent Resolution No. 3048 as recommended by the Committee on State and Federal Government as printed on page 796 of the House Journal be adopted, which motion prevailed.

Rep. Gerl requested a recorded roll call vote on the motion.

ROLL CALL

The question being on the motion of Rep. Hilleboe to adopt the amendments to House Concurrent Resolution No. 3048, the roll was called and there were ayes, 56; nays, 39; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Larson, G.	Rivinius
Austin	Hausauer, R.	Larson, L.	Rundle
Boustead	Henning	Lee	Sandness
Boyum	Hensrud	Metzger	Stoltenow
Brekke	Hentges	Miedema	Stone
Bunker	Herman	Moore	Streibel
DeKrey	Hickle	Murphy	Strinden
Dick	Hildebrand	Olienyk	Thorsgard
Dornacker	Hilleboe	Peterson, J.	Tweten
Eagles	Jenkins	Peterson, R.	Ulvedal
Ganser	Johnson, K.	Raile	Wagner
Gunderson	Kingsbury	Raymond	Welder
Halcrow	Knudson	Reimers	White
Haugland	Lang	Rice	Mr. Speaker

Those voting in the negative were:

Anderson	Glaspey	Linderman	Opedahl
Backes	Grant	Livingston	Patrick
DeGroot	Gronneberg	Lundene	Rocheleau
Dotzenrod	Haman	McGauvran	Shablow
Erickson, K.	Henry	McGeehan	Solberg
Erickson, W.	Hoffner	Mertens	Walsh
Fleming	Jacobson	Meyer	Weber
Fengler	Johnson, H.	Miller, B.	Wilkie
Gerl	Kieffer	Miller, E.	Winge
Giffey	Laughlin	Mushik	

Absent and not voting:

Berg	Gackle	Rolfstrud
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The motion prevailed.

Rep. Hilleboe moved that the amendments to House Concurrent resolution No. 3062 as recommended by the Committee on State and Federal Government as printed on page 797 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Bill No. 2248 as recommended by the Committee on State and Federal Government as printed on page 808 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1247. A Bill for an Act relating to the creation and authorization of nonprofit vision service corporations whereby visual services may be provided by licensed practitioners to members of the public who become subscribers to said corporations under contracts which entitle such subscribers to certain specified vision services.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Reimers
Austin	Halcrow	Lee	Rice
Backes	Haman	Linderman	Rivinius
Berg	Haugland	Livingston	Rocheleau
Boustead	Hausauer, A.	Lundene	Rolfstrud
Boyum	Hausauer, R.	McGauvran	Rundle
Brekke	Henning	McGeehan	Sandness
Bunker	Henry	Mertens	Shablow
DeGroot	Hentges	Metzger	Solberg
DeKrey	Hickle	Meyer	Stoltenow
Dick	Hildebrand	Miedema	Streibel
Dornacker	Hilleboe	Miller, B.	Strinden
Dotzenrod	Hoffner	Miller, E.	Thorsgard
Eagles	Jacobson	Murphy	Tweten
Erickson, K.	Jenkins	Mushik	Ulvedal
Fleming	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker
Gronneberg	Larson, L.		

Those voting in the negative were:

Erickson, W.	Herman	Moore	Stone
Hensrud			

Absent and not voting:

Atkinson	Gackle	Wagner
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So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1247 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1322. A Bill for an Act to amend and reenact subsection 4 of section 43-11-02 of the 1969 Supplement to the North Dakota Century Code, to allow a licensed cosmetologist to perform manicuring services in a licensed barber shop.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 13; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Reimers
Austin	Hausauer, R.	Lee	Rice
Backes	Henning	Linderman	Rivinius
Berg	Henry	Lundene	Rocheleau
Boustead	Hensrud	McGauvran	Rofsrud
Boyum	Hentges	McGeehan	Rundle
Brekke	Herman	Mertens	Shablow
Bunker	Hildebrand	Metzger	Solberg
DeGroot	Hilleboe	Meyer	Stoltenow
DeKrey	Hoffner	Miller, B.	Stone
Dick	Jacobson	Moore	Streibel
Dornacker	Jenkins	Murphy	Strinden
Dotzenrod	Johnson, H.	Mushik	Thorsgard
Eagles	Johnson, K.	Olienyk	Wagner
Erickson, K.	Kieffer	Opedahl	Walsh
Erickson, W.	Kingsbury	Patrick	Welder
Gengler	Knudson	Peterson, J.	White
Grant	Lang	Peterson, R.	Wilkie
Gronneberg	Larson, G.	Raile	Winge
Gunderson	Larson, L.	Raymond	Mr. Speaker
Haugland			

Those voting in the negative were:

Anderson	Halcrow	Miedema	Tweten
Fleming	Haman	Miller, E.	Ulvedal
Ganser	Livingston	Sandness	Weber
Giffey			

Absent and not voting:

Gackle	Gerl	Glaspey	Hickle
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So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1322 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1327. A Bill for an Act to create and enact two new sections to chapter 57-38 of the North Dakota Century Code, relating to the definition of adjusted federal income tax liability of individuals and to provide for a credit for income taxes paid to another state by a resident; to amend and reenact subsections 20 and 21 of section 57-38-01; subdivision a of subsection 2 and subdivision b of subsection 6 of section 57-38-04; section 57-38-29; subsection 2 of section 57-38-31 of the North Dakota Century Code, relating to definitions, rates of tax, and filing of returns for income tax purposes; to repeal sections 57-38-01.1, 57-38-01.2, 57-38-01.4, 57-38-06.1 and 57-46-01 of the North Dakota Century Code, relating to adjustments, subchapter S corporations, nonresidents and military income for income tax purposes; and to provide for an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 59; nays, 38; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gronneberg	Lundene	Rundle
Backes	Gunderson	McGauvran	Sandness
Boyum	Haman	McGeehan	Shablow
DeGroot	Haugland	Mertens	Solberg
Dornacker	Hausauer, R.	Meyer	Stoltenow
Dotzenrod	Henry	Miedema	Stone
Erickson, K.	Hoffner	Miller, B.	Streibel

Erickson, W.	Jacobson	Miller, E.	Strinden
Fleming	Johnson, H.	Murphy	Tweten
Gackle	Johnson, K.	Opedahl	Walsh
Gengler	Kieffer	Patrick	Weber
Gerl	Knudson	Raymond	Wilkie
Giffey	Laughlin	Rivinius	Winge
Glaspey	Linderman	Rocheleau	Mr. Speaker
Grant	Livingston	Rolfsrud	

Those voting in the negative were:

Atkinson	Halcrow	Lang	Petersoh, R.
Austin	Hausauer, A.	Larson, G.	Raile
Berg	Henning	Larson, L.	Reimers
Boustead	Hensrud	Lee	Rice
Brekke	Hentges	Metzger	Thorsgard
Bunker	Herman	Moore	Ulvedal
DeKrey	Hildebrand	Mushik	Wagner
Dick	Hilleboe	Olienyk	Welder
Eagles	Jenkins	Peterson, J.	White
Ganser	Kingsbury		

Absent and not voting:

Hickle

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1327 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1337. A Bill for an Act to create and enact sections 4-28.1-04 and 4-28.1-05 of the North Dakota Century Code, relating to administration of the flax utilization research fund by the business and industrial development commission; to amend and reenact subsection 2 of section 4-28.1-02 of the North Dakota Century Code relating to the definition of "first purchaser"; to amend and reenact section 4-28.1-01, relating to flax tax levy and refunds, and to provide for an appropriation, and penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Haman	Linderman	Rivinius
Atkinson	Haugland	Lundene	Rocheleau
Backes	Hausauer, A.	McGauvran	Rolfsrud
Berg	Hausauer, R.	McGeehan	Rundle
Boustead	Henning	Mertens	Sandness
Boyum	Henry	Metzger	Shablow
Bunker	Hensrud	Meyer	Solberg
DeGroot	Hentges	Miedema	Stoltenow
DeKrey	Herman	Miller, B.	Stone
Dick	Hildebrand	Miller, E.	Streibel
Dornacker	Hoffner	Moore	Strinden
Dotzenrod	Jacobson	Murphy	Thorsgard
Eagles	Jenkins	Mushik	Tweten
Erickson, K.	Johnson, H.	Olienyk	Ulvedal
Erickson, W.	Johnson, K.	Opedahl	Wagner
Fleming	Kieffer	Patrick	Walsh
Gackle	Kingsbury	Peterson, J.	Weber
Ganser	Knudson	Peterson, R.	Welder
Gerl	Lang	Raile	White
Giffey	Larson, G.	Raymond	Wilkie
Grant	Larson, L.	Reimers	Winge
Gronneberg	Laughlin	Rice	Mr. Speaker
Gunderson	Lee		

Those voting in the negative were:

Gengler Livingston

Absent and not voting:

Austin Glaspey Hickley Hilleboe
Brekke Halcrow

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1337 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Streibel moved that House Bill No. 1354 be withdrawn, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1397. A Bill for an Act creating a variable contract insurance law for North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Glaspey	Larson, G.	Raile
Atkinson	Grant	Larson, L.	Raymond
Austin	Gronneberg	Laughlin	Reimers
Backes	Gunderson	Lee	Rice
Berg	Haman	Linderman	Rivinius
Boustead	Haugland	Livingston	Rocheleau
Boyum	Hausauer, A.	Lundene	Rolfstrud
Brekke	Hausauer, R.	McGeehan	Sandness
Bunker	Henning	Mertens	Shablow
DeGroot	Henry	Metzger	Solberg
DeKrey	Hensrud	Meyer	Stoltenow
Dick	Hentges	Miedema	Stone
Dornacker	Herman	Miller, B.	Streibel
Dotzenrod	Hildebrand	Miller, E.	Strinden
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Murphy	Ulvedal
Erickson, W.	Jenkins	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	Welder
Gengler	Kingsbury	Peterson, J.	Winge
Gerl	Knudson	Peterson, R.	Mr. Speaker
Giffey	Lang		

Those voting in the negative were:

Halcrow McGauvran Rundle Wilkie

Absent and not voting:

Hickley Hilleboe Thorsgard White

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1397 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1401. A Bill for an Act to create a small claims court and to set forth its jurisdiction and procedures.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Reimers
Atkinson	Halcrow	Lee	Rice
Austin	Haman	Linderman	Rivinius
Backes	Haugland	Livingston	Rocheleau
Berg	Hausauer, A.	Lundene	Rolfstrud
Boyum	Hausauer, R.	McGauvran	Rundle
Brekke	Henning	McGeehan	Sandness
Bunker	Henry	Mertens	Shablow
DeGroot	Hensrud	Metzger	Solberg
DeKrey	Hentges	Meyer	Stoltenow
Dick	Herman	Miedema	Stone
Dotzenrod	Hildebrand	Miller, B.	Streibel
Eagles	Hoffner	Miller, E.	Strinden
Erickson, K.	Jacobson	Moore	Thorsgard
Erickson, W.	Jenkins	Murphy	Tweten
Fleming	Johnson, H.	Mushik	Ulvedal
Gackle	Johnson, K.	Olienyk	Wagner
Ganser	Kieffer	Opedahl	Walsh
Gengler	Kingsbury	Patrick	Weber
Gerl	Knudson	Peterson, J.	Welder
Giffey	Lang	Peterson, R.	Wilkie
Glaspey	Larson, G.	Raile	Winge
Grant	Larson, L.	Raymond	Mr. Speaker
Gronneberg			

Absent and not voting:

Boustead	Hickle	Hilleboe	White
Dornacker			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1401 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1416. A Bill for an Act to amend and reenact subsection 1 of section 15-59-01 and section 15-59-07 of the 1969 Supplement to the North Dakota Century Code, relating to special education of exceptional children.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Halcrow	Linderman	Rice
Atkinson	Haman	Livingston	Rivinius
Austin	Haugland	Lundene	Rocheleau
Berg	Hausauer, A.	McGauvran	Rolfstrud
Boustead	Hausauer, R.	McGeehan	Rundle
Boyum	Henning	Mertens	Sandness
Brekke	Henry	Metzger	Shablow
Bunker	Hensrud	Meyer	Solberg
DeGroot	Hentges	Miedema	Stoltenow
DeKrey	Herman	Miller, B.	Stone
Dick	Hildebrand	Miller, E.	Streibel
Dotzenrod	Hoffner	Moore	Strinden
Eagles	Jacobson	Murphy	Thorsgard

Erickson, K.	Johnson, H.	Mushik	Tweten
Erickson, W.	Johnson, K.	Olienyk	Ulvedal
Fleming	Kieffer	Opedahl	Wagner
Gackle	Kingsbury	Patrick	Walsh
Ganser	Knudson	Peterson, J.	Weber
Gengler	Lang	Peterson, R.	Welder
Giffey	Larson, G.	Raile	Wilkie
Grant	Larson, L.	Raymond	Winge
Gronneberg	Laughlin	Reimers	Mr. Speaker
Gunderson	Lee		

Absent and not voting:

Backes	Gerl	Hickle	Jenkins
Dornacker	Glaspey	Hilleboe	White

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1416 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Streibel moved that the House dispense with the reading of the titles on House Bills 1430, 1448, 1469, 1498, 1525, 1533, 1534, 1548 and 1558, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1430. A Bill for an Act to repeal subsection 9 of section 52-06-02 of the North Dakota Century Code, relating to disqualification for benefits.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 1; absent and not voting, 14.

Those voting in the affirmative were:

Anderson	Halcrow	Lee	Reimers
Atkinson	Haman	Linderman	Rice
Austin	Haugland	Livingston	Rivinius
Berg	Hausauer, A.	Lundene	Rocheleau
Boustead	Henning	McGauvran	Rolfsrud
Bunker	Henry	McGeehan	Rundle
DeGroot	Hensrud	Mertens	Sandness
DeKrey	Hentges	Metzger	Shablow
Dick	Herman	Meyer	Solberg
Dotzenrod	Hildebrand	Miedema	Stoltenow
Eagles	Hoffner	Miller, B.	Stone
Erickson, K.	Jacobson	Moore	Streibel
Erickson, W.	Johnson, H.	Murphy	Strinden
Fleming	Johnson, K.	Mushik	Thorsgard
Ganser	Kieffer	Olienyk	Wagner
Gengler	Kingsbury	Opedahl	Walsh
Giffey	Knudson	Patrick	Welder
Glaspey	Lang	Peterson, J.	Wilkie
Grant	Larson, G.	Peterson, R.	Winge
Gronneberg	Larson, L.	Raile	Mr. Speaker
Gunderson	Laughlin	Raymond	

Those voting in the negative were:

Ulvedal

Absent and not voting:

Backes	Gackle	Hilleboe	Tweten
Boyum	Gerl	Jenkins	Weber
Brekke	Hausauer, R.	Miller, E.	White
Dornacker	Hickle		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1430 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Atkinson requested unanimous consent of the House to suspend the rules for the purpose of amending House Bill No. 1448. There being no objection, permission was granted by the Speaker.

Rep. Atkinson moved that House Bill No. 1448 be amended as follows:

Page 2, line 5 of the engrossed bill, delete "credit" and insert "creditor" in lieu thereof.

Which motion prevailed.

Rep. Atkinson moved that the rules be suspended and that House Bill No. 1448 be deemed properly re-engrossed and placed on second reading and final passage, as amended, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1448. A Bill for an Act to amend and reenact sections 28-24-02, 28-24-04, 28-24-07, 32-19-18, 39-19.1-04, and 35-22-20 of the North Dakota Century Code, relating to shortening the period of redemption upon foreclosure of mortgages on business properties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 78; nays, 13; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Hausauer, A.	Lee	Raymond
Atkinson	Hausauer, R.	Linderman	Reimers
Austin	Henning	Livingston	Rice
Backes	Henry	Lundene	Rivinius
DeGroot	Hensrud	McGeehan	Rocheleau
DeKrey	Hentges	Mertens	Rolfsrud
Dick	Herman	Metzger	Sandness
Dotzenrod	Hildebrand	Meyer	Stoltenow
Eagles	Hilleboe	Miedema	Stone
Erickson, K.	Hoffner	Miller, B.	Streibel
Fleming	Jacobson	Miller, E.	Strinden
Gengler	Johnson, H.	Moore	Thorsgard
Gerl	Johnson, K.	Murphy	Tweten
Giffey	Kieffer	Mushik	Ulvedal
Glaspey	Kingsbury	Olienyk	Wagner
Grant	Knudson	Opedahl	Walsh
Gronneberg	Lang	Peterson, J.	Wilkie
Gunderson	Larson, G.	Peterson, R.	Winge
Haman	Larson, L.	Raile	Mr. Speaker
Haugland	Laughlin		

Those voting in the negative were:

Berg	Erickson, W.	McGauvran	Shablow
Boustead	Ganser	Patrick	Solberg
Bunker	Halcrow	Rundle	Welder
Dornacker			

Absent and not voting:

Boyum	Gackle	Jenkins	White
Brekke	Hickle	Weber	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1448

was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1469. A Bill for an Act to amend and enact section 57-37-29 of the North Dakota Century Code, relating to depositories and retention, transfer or release of a decedent's assets.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Reimers
Atkinson	Gunderson	Lee	Rice
Austin	Halcrow	Linderman	Rivinius
Backes	Haman	Livingston	Rocheleau
Berg	Haugland	Lundene	Rolfsrud
Boustead	Hausauer, A.	McGauvran	Rundle
Boyum	Hausauer, R.	McGeehan	Sandness
Bunker	Henning	Mertens	Shablow
DeGroot	Henry	Metzger	Solberg
DeKrey	Hensrud	Meyer	Stoltenow
Dick	Hentges	Miedema	Stone
Dornacker	Herman	Miller, B.	Streibel
Dotzenrod	Hildebrand	Miller, E.	Strinden
Eagles	Hilleboe	Moore	Thorsgard
Erickson, K.	Hoffner	Murphy	Tweten
Erickson, W.	Jacobson	Mushik	Ulvedal
Fleming	Johnson, H.	Olienyk	Wagner
Gackle	Johnson, K.	Opedahl	Walsh
Ganser	Kieffer	Patrick	Weber
Gengler	Kingsbury	Peterson, J.	Welder
Gerl	Knudson	Peterson, R.	Wilkie
Giffey	Lang	Raile	Winge
Glaspay	Larson, G.	Raymond	Mr. Speaker
Grant	Larson, L.		

Absent and not voting:

Brekke	Hickle	Jenkins	White
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So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1469 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Atkinson moved that House Bill No. 1469 be re-printed, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1498. A Bill for an Act to amend and reenact sections 15-63-01 and 15-63-05 of the North Dakota Century Code relating to the state board of Indian scholarships and scholarship payments.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Grant	Laughlin	Rice
Atkinson	Gronneberg	Lee	Rivinius

Austin	Gunderson	Linderman	Rocheleau
Backes	Halcrow	Livingston	Rolfstrud
Berg	Haman	Lundene	Rundle
Boustead	Haugland	McGauvran	Sandness
Boyum	Hausauer, A.	McGeehan	Shablow
Brekke	Hausauer, R.	Mertens	Solberg
Bunker	Henning	Metzger	Stoltenow
DeGroot	Henry	Meyer	Stone
DeKrey	Hensrud	Miedema	Streibel
Dick	Hentges	Miller, B.	Strinden
Dornacker	Herman	Miller, E.	Thorsgard
Dotzenrod	Hildebrand	Moore	Tweten
Eagles	Hilleboe	Murphy	Ulvedal
Erickson, K.	Hoffner	Mushik	Wagner
Erickson, W.	Jacobson	Olienyk	Walsh
Fleming	Johnson, H.	Opedahl	Weber
Gackle	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Ganser	Knudson	Peterson, R.	Wilkie
Gerl	Lang	Raile	Winge
Giffey	Larson, G.	Raymond	Mr. Speaker
Glaspey			

Absent and not voting:

Hickle	Kingsbury	Larson, L.	Reimers
Jenkins			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1498 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1525. A Bill for an Act to amend and reenact Sections 6-05-08, 6-05-14 and 6-05-34 of the North Dakota Century Code, relating to trust companies and banking institutions.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 6; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Laughlin	Reimers
Atkinson	Gronneberg	Lee	Rice
Austin	Gunderson	Linderman	Rivinius
Backes	Halcrow	Livingston	Rocheleau
Berg	Haman	Lundene	Rolfstrud
Boustead	Haugland	McGauvran	Rundle
Boyum	Hausauer, A.	McGeehan	Sandness
Brekke	Hausauer, R.	Mertens	Stoltenow
Bunker	Henning	Metzger	Solberg
DeGroot	Henry	Meyer	Stone
DeKrey	Hensrud	Miedema	Shablow
Dick	Hentges	Miller, B.	Streibel
Dornacker	Herman	Moore	Strinden
Dotzenrod	Hildebrand	Murphy	Thorsgard
Eagles	Hilleboe	Mushik	Tweten
Erickson, K.	Hoffner	Olienyk	Ulvedal
Erickson, W.	Jacobson	Opedahl	Walsh
Fleming	Jenkins	Patrick	Weber
Gackle	Johnson, H.	Peterson, J.	Welder
Ganser	Kieffer	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Larson, G.	Raymond	Mr. Speaker

Those voting in the negative were:

Gerl	Lang	Wagner	White
Johnson, K.	Miller, E.		

Absent and not voting:

Gengler	Hickle	Kingsbury	Larson, L.
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So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1525 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1533. A Bill for an Act to amend and reenact sections 15-20.1-01, 15-20.1-05, 15-20.1-14, and 15-20.1-15 of the North Dakota Century Code, as contained in section 4 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to definitions, custody, and payment of vocational education and vocational rehabilitation funds, and rehabilitational services.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 2; absent and not voting, 6.

Those voting in the negative were:

Anderson	Gunderson	Linderman	Rivinius
Atkinson	Haman	Livingston	Rocheleau
Austin	Haugland	Lundene	Rolfsrud
Backes	Hausauer, R.	McGauvran	Rundle
Berg	Henning	McGeehan	Sandness
Boustead	Henry	Mertens	Shablow
Boyum	Hensrud	Metzger	Solberg
Bunker	Hentges	Meyer	Stoltenow
DeGroot	Herman	Miedema	Stone
DeKrey	Hildebrand	Miller, B.	Streibel
Dick	Hilleboe	Miller, E.	Strinden
Dornacker	Hoffner	Moore	Thorsgard
Dotzenrod	Jacobson	Murphy	Tweten
Erickson, K.	Jenkins	Mushik	Ulvedal
Erickson, W.	Johnson, H.	Olienyk	Wagner
Fleming	Johnson, K.	Opedahl	Walsh
Gackle	Kieffer	Patrick	Weber
Ganser	Knudson	Peterson, J.	Welder
Gerl	Lang	Peterson, R.	White
Giffey	Larson, G.	Raymond	Wilkie
Glaspey	Larson, L.	Reimers	Winge
Grant	Laughlin	Rice	Mr. Speaker
Gronneberg	Lee		

Those voting in the negative were:

Hausauer, A.	Raile
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Absent and not voting:

Brekke	Gengler	Hickle	Kingsbury
Eagles	Halcrow		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1533 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1534. A Bill for an Act to create and enact sections 16-04-15.2 and 16-11-05.1 of the North Dakota Century Code; and to amend and reenact sections 16-01-03, 16-04-17, 16-10-12.1, 16-11-12, and subsection 2 of section 16-21-02 of the

North Dakota Century Code, relating to the preparation of ballots for and the operation of voting machines by persons eighteen to twenty-one years of age in voting for elected federal officials.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Laughlin	Reimers
Atkinson	Gronneberg	Lee	Rice
Austin	Gunderson	Linderman	Rivinius
Backes	Haman	Livingston	Rocheleau
Berg	Haugland	Lundene	Roifsrud
Boustead	Hausauer, A.	McGauvran	Rundle
Boyum	Hausauer, R.	McGeehan	Sandness
Brekke	Henning	Mertens	Shablow
Bunker	Henry	Metzger	Solberg
DeGroot	Hensrud	Meyer	Stoltenow
DeKrey	Hentges	Miedema	Stone
Dick	Herman	Miller, B.	Streibel
Dornacker	Hildebrand	Miller, E.	Strinden
Dotzenrod	Hilleboe	Moore	Thorsgard
Eagles	Hoffner	Murphy	Ulvedal
Erickson, K.	Jacobson	Mushik	Wagner
Erickson, W.	Jenkins	Olienyk	Walsh
Fleming	Johnson, H.	Opedahl	Weber
Gackle	Johnson, K.	Patrick	Welder
Ganser	Kieffer	Peterson, J.	White
Gengler	Knudson	Peterson, R.	Wilkie
Gerl	Lang	Raile	Winge
Giffey	Larson, G.	Raymond	Mr. Speaker
Glaspey	Larson, L.		

Absent and not voting:

Halcrow	Hickle	Kingsbury	Tweten
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So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1534 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1548. A Bill for an Act to provide that the governor shall have authority to appoint a majority of the members of certain boards and commissions within the first six months of his regular term, and providing an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 64; nays, 32; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Linderman	Rivinius
Backes	Gunderson	Livingston	Rocheleau
Boyum	Haman	Lundene	Shablow
Bunker	Hausauer, R.	McGauvran	Solberg
DeGroot	Henry	McGeehan	Stone
Dotzenrod	Hensrud	Mertens	Streibel
Erickson, K.	Hentges	Metzger	Strinden
Erickson, W.	Hilleboe	Meyer	Tweten
Fleming	Hoffner	Miller, B.	Ulvedal
Gackle	Jacobson	Miller, E.	Walsh

Ganser	Johnson, H.	Mushik	Weber
Gengler	Kieffer	Olienyk	Welder
Gerl	Larson, G.	Opedahl	White
Giffey	Larson, L.	Patrick	Wilkie
Glasphey	Laughlin	Peterson, J.	Winge
Grant	Lee	Rice	Mr. Speaker

Those voting in the negative were:

Atkinson	Eagles	Kingsbury	Raymond
Austin	Haugland	Knudson	Reimers
Berg	Hausauer, A.	Lang	Rolfsrud
Boustead	Henning	Miedema	Rundle
Brekke	Herman	Moore	Sandness
DeKrey	Hildebrand	Murphy	Stoltenow
Dick	Jenkins	Peterson, R.	Thorsgard
Dornacker	Johnson, K.	Raile	Wagner

Absent and not voting:

Halcrow	Hickle
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So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1548 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1558. A Bill for an Act to establish a coordinated and codified system of drug control, to create a closed regulatory system for the legitimate handlers of controlled drugs, to prohibit certain activities relating to controlled drugs, to provide penalties for violations thereof, to amend and reenact section 19-02.21; subsections 15 and 16 of section 19-02.1-01; subsections 1, 2, 3, 4, 7, 9 and 13 of section 19-02.1-02; subsections 1 and 9 of section 19-02.1-05; section 19-02.1-13 section 19-02.1-14; section 19-02.1-19; section 19-02.1-20; section 19-02.1-21; section 19-02.1-22 of the North Dakota Century Code and to repeal chapter 19-03 of the North Dakota Century Code, relating to narcotics, and to repeal subsections 4, 7, 13, 14, 23, 24 and 25 of section 19-02.1-01; subsections 11, 12, 14, 15, 16, 17, 18, 19, 20, 22 and 23 of section 19-02.1-02; subsection 4 of section 19-02.1-04; subsection 5 and 6 of section 19-02.1-05; section 19-02.1-15; section 19-02.1-16 and section 19-02.1-23 of the North Dakota Century Code relating to drugs.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Reimers
Atkinson	Gunderson	Lee	Rice
Austin	Haman	Linderman	Rivinius
Backes	Haugland	Livingston	Rocheleau
Berg	Hausauer, A.	Lundene	Rolfsrud
Boustead	Henning	McGauvran	Rundle
Bunker	Henry	McGeehan	Sandness
DeGroot	Hensrud	Mertens	Shablow
DeKrey	Hentges	Metzger	Solberg
Dick	Herman	Meyer	Stoltenow
Dornacker	Hildebrand	Miedema	Streibel
Dotzenrod	Hilleboe	Miller, B.	Strinden
Eagles	Hoffner	Miller, E.	Thorsgard
Erickson, K.	Jacobson	Moore	Tweten
Erickson, W.	Jenkins	Murphy	Ulvedal
Fleming	Johnson, H.	Mushik	Wagner

Gackle	Johnson, K.	Olienyk	Walsh
Ganser	Kieffer	Opedahl	Weber
Gengler	Kingsbury	Patrick	Welder
Gerl	Knudson	Peterson, J.	White
Giffey	Lang	Peterson, R.	Wilkie
Glasphey	Larson, G.	Raile	Winge
Grant	Larson, L.	Raymond	Mr. Speaker

Absent and not voting:

Boyum	Halcrow	Hickle	Stone
Brekke	Hausauer, R.		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1558 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Streibel moved that House Bill No. 1558 be re-printed, which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 2037
 Senate Bill No. 2039
 Senate Bill No. 2043
 Senate Bill No. 2044
 Senate Bill No. 2049
 Senate Bill No. 2058
 Senate Bill No. 2068
 Senate Bill No. 2071
 Senate Bill No. 2077
 Senate Bill No. 2078
 Senate Bill No. 2079
 Senate Bill No. 2080
 Senate Bill No. 2081
 Senate Bill No. 2082
 Senate Bill No. 2083
 Senate Bill No. 2084
 Senate Bill No. 2086
 Senate Bill No. 2087
 Senate Bill No. 2088
 Senate Bill No. 2096
 Senate Bill No. 2098
 Senate Bill No. 2104
 Senate Bill No. 2107
 Senate Bill No. 2113
 Senate Bill No. 2120
 Senate Bill No. 2135
 Senate Bill No. 2146
 Senate Bill No. 2148
 Senate Bill No. 2195

And the Speaker signed the same in the presence of the House of Representatives.

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 1040
 House Bill No. 1049
 House Bill No. 1050
 House Bill No. 1051
 House Bill No. 1056
 House Bill No. 1067
 House Bill No. 1069
 House Bill No. 1072
 House Bill No. 1073

House Bill No. 1074
 House Bill No. 1075
 House Bill No. 1082
 House Bill No. 1083
 House Bill No. 1090
 House Bill No. 1112
 House Bill No. 1151

And the Speaker signed the same in the presence of the House of Representatives.

SIGNING OF RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

House Resolution No. 1
 House Resolution No. 2
 House Resolution No. 3
 House Resolution No. 4
 House Concurrent Resolution No. 3006
 House Concurrent Resolution No. 3007
 House Concurrent Resolution No. 3008
 House Concurrent Resolution No. 3012

And the Speaker signed the same in the presence of the House of Representatives.

The Chief Clerk announced that the Speaker was about to sign:

Senate Concurrent Resolution No. 4008
 Senate Concurrent Resolution No. 4009
 Senate Concurrent Resolution No. 4024
 Senate Concurrent Resolution No. 4026

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 18, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2037
 Senate Bill No. 2039
 Senate Bill No. 2043
 Senate Bill No. 2044
 Senate Bill No. 2049
 Senate Bill No. 2058
 Senate Bill No. 2068
 Senate Bill No. 2071
 Senate Bill No. 2077
 Senate Bill No. 2078
 Senate Bill No. 2079
 Senate Bill No. 2080
 Senate Bill No. 2081
 Senate Bill No. 2082
 Senate Bill No. 2083
 Senate Bill No. 2084
 Senate Bill No. 2086
 Senate Bill No. 2087
 Senate Bill No. 2088
 Senate Bill No. 2096
 Senate Bill No. 2098
 Senate Bill No. 2104
 Senate Bill No. 2107
 Senate Bill No. 2113
 Senate Bill No. 2120
 Senate Bill No. 2135
 Senate Bill No. 2146
 Senate Bill No. 2148

Senate Bill No. 2195
Which the Speaker has signed.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, February 18, 1971

Mr. President: I have the honor to return:

Senate Concurrent Resolution No. 4008
Senate Concurrent Resolution No. 4009
Senate Concurrent Resolution No. 4024
Senate Concurrent Resolution No. 4026

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, February 18, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1040
House Bill No. 1049
House Bill No. 1050
House Bill No. 1051
House Bill No. 1056
House Bill No. 1067
House Bill No. 1069
House Bill No. 1072
House Bill No. 1073
House Bill No. 1074
House Bill No. 1075
House Bill No. 1082
House Bill No. 1083
House Bill No. 1090
House Bill No. 1112
House Bill No. 1151
House Concurrent Resolution No. 3006
House Concurrent Resolution No. 3007
House Concurrent Resolution No. 3008
House Concurrent Resolution No. 3012

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, February 18, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1275
House Bill No. 1324
House Bill No. 1333
House Bill No. 1386
House Bill No. 1506
House Bill No. 1508
House Bill No. 1531

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, February 18, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2293
Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, February 18, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2184
Which the House has amended.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, February 18, 1971

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 2318

Senate Bill No. 2401

And refused to concur in the House amendment to:

Senate Bill No. 2154

And the President has appointed as a conference committee to act with a like committee from the House,

Senators:

Unruh

Anderson

Erdman

Very respectfully,
LEO LEIDHOLM, Secretary

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully reports that:

House Resolution No. 1

House Resolution No. 2

House Resolution No. 3

House Resolution No. 4

Were delivered to the Secretary of State at the hour of 4:50 o'clock p.m., February 18, 1971.

REP. MIEDEMA, Chairman

Rep. Streibed moved that the House stand recessed until 8:00 a.m., Friday, February 19, 1971, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-NINTH DAY AFTER RECESS
AND FORTIETH DAY

Bismarck, February 19, 1971

The House reconvened at 8:00 a.m., pursuant to recess taken, with Speaker Bier presiding.

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved that the rules be suspended, and the House dispense with the reading of the amendments to House Bills Nos. 1205, 1229, 1254, 1276, 1352, 1431, 1440, 1471, 1497, 1501, 1507, 1514, 1517, 1518, 1545, 1554 and 1555 and House Concurrent Resolutions Nos. 3033, 3037 and 3070, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 1205 as recommended by the Committee on Transportation as printed on page 853 of the House Journal be adopted, which motion prevailed.

Rep. Rundle moved that the amendments to House Bill No. 1229 as recommended by the Committee on Political Subdivisions as printed on pages 816 and 817 of the House Journal be adopted, which motion prevailed.

Rep. Rundle moved that the amendments to House Bill No. 1254 as recommended by the Committee on Political Subdivisions as printed on page 817 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 1276 as recommended by the Committee on Transportation as printed on page 853 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1352 as recommended by the Committee on Education as printed on page 817 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 1431 as recommended by the Committee on Finance and Taxation as printed on pages 818 and 819 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 1440 as recommended by the Committee on Transportation as printed on page 854 of the House Journal be adopted, which motion prevailed.

Rep. Dick moved that the amendments to House Bill No. 1471 as recommended by the Committee on Natural Resources as printed on page 819 of the Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to House Bill No. 1497 as recommended by the Committee on Appropriations as printed on page 819 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to House Bill No. 1501 as recommended by the Committee on Appropriations as printed on pages 819 and 820 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 1507 as recommended by the Committee on Social Welfare as printed

on pages 833 through 843 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 1514 as recommended by the Committee on Transportation as printed on page 854 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1517 as recommended by the Committee on Education as printed on pages 820 through 827 of the House Journal be adopted, which motion prevailed.

Rep. Dick moved that the amendments to House Bill No. 1518 as recommended by the Committee on Natural Resources as printed on page 827 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1545 as recommended by the Committee on Education as printed on pages 828 and 829 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to House Bill No. 1554 as recommended by the Committee on Appropriations as printed on pages 829 and 830 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 1555 as recommended by the Committee on Transportation as printed on page 855 of the House Journal be adopted, which motion prevailed.

Rep. Dick moved that the amendments to House Concurrent Resolution No. 3033 as recommended by the Committee on Natural Resources as printed on page 831 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to House Concurrent Resolution No. 3037 as recommended by the Committee on Social Welfare as printed on page 831 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to House Concurrent Resolution No. 3070 as recommended by the Committee on Social Welfare as printed on page 832 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1480. A Bill for an Act to amend and reenact sections 1 and 2 of section 39-24-09 of the North Dakota Century Code, relating to operation of snowmobiles and prohibiting unauthorized snowmobiles from railroad right of way.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 74; nays, 5; absent and not voting, 19.

Those voting in the affirmative were:

Anderson	Gerl	Lang	Raile
Atkinson	Glaspey	Larson, G.	Riemers
Austin	Grant	Larson, L.	Rice
Backes	Haman	Laughlin	Rivinius
Boustead	Haugland	Lee	Rolfsrud
Boyum	Hausauer, A.	Linderman	Rundle
Bunker	Hausauer, R.	Livingston	Sandness
DeGroot	Henning	Lundene	Shablow
DeKrey	Henry	McGeehan	Stone
Dick	Hentges	Mertens	Streibel
Dornacker	Herman	Metzger	Thorsgard
Dotzenrod	Hilleboe	Meyer	Wagner
Eagles	Hoffner	Miedema	Walsh
Erickson, K.	Jacobson	Miller, B.	Welder
Erickson, W.	Jenkins	Moore	White
Fleming	Johnson, H.	Mushik	Wilkie

Gackle	Johnson, K.	Peterson, J.	Winge
Ganser	Kingsbury	Peterson, R.	Mr. Speaker
Gengler	Knudson		

Those voting in the negative were:

Hildebrand	Murphy	Rocheleau	Stoltenow
McGauvran			

Absent and not voting:

Berg	Halcrow	Olienyk	Strinden
Brekke	Hensrud	Opedahl	Tweten
Giffey	Hickle	Patrick	Ulvedal
Gronneberg	Kieffer	Raymond	Weber
Gunderson	Miller, E.	Solberg	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1480 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1492. A Bill for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code to provide for the imposition of a surtax on the income of every individual, estate, trust and corporation required to file a North Dakota income tax return; to allocate the proceeds of such tax to payment of bonds issued to pay adjusted compensation to North Dakota veterans of the Viet Nam conflict; and to provide an effective date and a termination date for such tax.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 71; nays, 9; absent and not voting, 18.

Those voting in the affirmative were:

Anderson	Haugland	Larson, L.	Rice
Austin	Hausauer, R.	Laughlin	Rivinius
Backes	Henning	Linderman	Rocheleau
Boustead	Henry	Livingston	Rolfsrud
Boyum	Hentges	Lundene	Rundle
Bunker	Herman	McGeehan	Sandness
DeGroot	Hildebrand	Mertens	Shablow
DeKrey	Hilleboe	Meyer	Stoltenow
Dick	Hoffner	Miedema	Stone
Dornacker	Jacobson	Miller, B.	Streibel
Dotzenrod	Jenkins	Moore	Thorsgard
Erickson, K.	Johnson, H.	Murphy	Wagner
Erickson, W.	Johnson, K.	Mushik	Walsh
Fleming	Kieffer	Patrick	Welder
Ganser	Kingsbury	Peterson, J.	White
Glaspay	Knudson	Peterson, R.	Wilkie
Grant	Lang	Raile	Winge
Haman	Larson, G.	Reimers	

Those voting in the negative were:

Atkinson	Gengler	Hausauer, A.	McGauvran
Eagles	Gerl	Lee	Metzger
Gackle			

Absent and not voting:

Berg	Halcrow	Opedahl	Tweten
Brekke	Hensrud	Raymond	Ulvedal
Giffey	Hickle	Solberg	Weber
Gronneberg	Miller, E.	Strinden	Mr. Speaker
Gunderson	Olienyk		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1492

was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1550. A Bill for an Act to authorize the use of a chemical screening test or tests of a driver's breath when the vehicle he is driving is involved in a collision which results in the death or personal injury requiring hospitalization of any person; to authorize a test of blood for screening test under certain circumstances; to limit the use of the results of screening tests to determine justification for a further test under the provisions of section 39-20-01; and to authorize the revocation of driver's license for a refusal to submit to a screening test.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 52; nays, 29; absent and not voting, 17.

Those voting in the affirmative were:

Anderson	Erickson, W.	Johnson, H.	Opedahl
Atkinson	Gackle	Kieffer	Peterson, R.
Austin	Ganser	Knudson	Rolfsrud
Backes	Giffey	Lang	Sandness
Boustead	Glaspey	Larson, G.	Stoltenow
Boyum	Grant	Larson, L.	Stone
Bunker	Haugland	Laughlin	Streibel
DeGroot	Henning	Linderman	Thorsgard
DeKrey	Henry	Livingston	Wagner
Dick	Herman	Lundene	Walsh
Dotzenrod	Hoffner	McGeehan	White
Eagles	Jacobson	Miller, B.	Winge
Erickson, K.	Jenkins	Moore	Mr. Speaker

Those voting in the negative were:

Dornacker	Hildebrand	Meyer	Reimers
Fleming	Johnson, K.	Miedema	Rice
Gengler	Kingsbury	Murphy	Rocheleau
Gerl	Lee	Mushik	Rundle
Haman	McGauvran	Patrick	Shablow
Hausauer, A.	Mertens	Peterson, J.	Welder
Hausauer, R.	Metzger	Raile	Wilkie
Hentges			

Absent and not voting:

Berg	Hensrud	Olienyk	Strinden
Brekke	Hickle	Raymond	Tweten
Gronneberg	Hilleboe	Rivinius	Ulvedal
Gunderson	Miller, E.	Solberg	Weber
Halcrow			

So the bill passed and the title was agreed to.

Rep. Boustead moved that the vote by which House Bill No. 1550 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3020. A Concurrent Resolution for the amendment of section 121 of the Constitution of the state of North Dakota, relating to lowering of the voting age from twenty-one to eighteen.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as

amended, the roll was called and there were ayes, 75; nays, 8; absent and not voting, 15.

Those voting in the affirmative were:

Anderson	Glaspey	Lang	Reimers
Atkinson	Grant	Larson, G.	Rivinius
Austin	Haman	Larson, L.	Rocheleau
Backes	Haugland	Laughlin	Rolfstrud
Boustead	Hausauer, A.	Linderman	Rundle
Boyum	Hausauer, R.	Livingston	Sandness
Bunker	Henning	Lundene	Shablow
DeGroot	Henry	McGauvran	Stoltenow
DeKrey	Hentges	McGeehan	Stone
Dick	Herman	Mertens	Streibel
Dornacker	Hildebrand	Meyer	Thorsgard
Dotzenrod	Hilleboe	Miedema	Wagner
Eagles	Hoffner	Miller, B.	Walsh
Erickson, K.	Jacobson	Mushik	Welder
Erickson, W.	Jenkins	Opedahl	White
Fleming	Johnson, H.	Patrick	Wilkie
Gengler	Johnson, K.	Peterson, J.	Winge
Gerl	Kieffer	Peterson, R.	Mr. Speaker
Giffey	Kingsbury	Raile	

Those voting in the negative were:

Gackle	Knudson	Metzger	Murphy
Ganser	Lee	Moore	Rice

Absent and not voting:

Berg	Halcrow	Olienyk	Twetén
Brekke	Hensrud	Raymond	Ulvedal
Gronneberg	Hickle	Solberg	Weber
Gunderson	Miller, E.	Strinden	

So the House Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3020 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3022. A Concurrent Resolution calling to the attention of the county commissioners of certain counties the statutory deadline relating to the appointment of county directors of tax equalization.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3022 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3025. A Concurrent Resolution asking for a national goal and policy on distribution of opportunity and, hence, population in the United States in order to successfully absorb the projected 100 million new Americans who will be seeking jobs and homes by the year 2000.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3025 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3026. A Concurrent Resolution directing the Commissioner of Insurance to conduct a study of the field of nonprofit hospital and medical service plan corporations.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3026 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3028. A Concurrent Resolution directing the public school boards of this State to cooperate in the transportation of nonpublic school children.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3028 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3030. A Concurrent Resolution urging the Congress of the United States to designate the Saint Lawrence Seaway as a toll free transportation route.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3030 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3035. A Concurrent Resolution urging beer and soft drink manufacturers, bottlers, and distributors to use returnable containers and to commend the "Keep North Dakota Clean" organization for its work.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent resolution was declared adopted.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3035 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3038. A Concurrent Resolution to commend the Assumption Abbey for its many years of educational service to North Dakota.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3038 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3042. A Concurrent Resolution

urging Congress and the Nixon Administration to support the Rural Electrification Administration two percent loan program.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3042 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3044. A Concurrent Resolution expressing support to the United States Department of the Interior for its research efforts in weather modification in the Upper Midwest area.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3044 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3045. A Concurrent Resolution for the amendment of section 216 of the Constitution of the state of North Dakota, and subsection 1 of article 54 of the amendments to the Constitution of the state of North Dakota, relating to the removal of the constitutional status of the Ellendale Branch of the University of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 69; nays, 9; absent and not voting, 20.

Those voting in the affirmative were:

Anderson	Hausauer, A.	Larson, G.	Peterson, R.
Austin	Hausauer, R.	Larson, L.	Reimers
Backes	Henning	Laughlin	Rice
Boustead	Henry	Lee	Rocheleau
Boyum	Hentges	Linderman	Rolfsrud
DeGroot	Herman	Livingston	Sandness
Dotzenrod	Hickle	Lundene	Shablow
Eagles	Hildebrand	McGauvran	Stoltenow
Erickson, K.	Hilleboe	McGeehan	Stone
Erickson, W.	Hoffner	Mertens	Streibel
Ganser	Jacobson	Meyer	Thorsgard
Gengler	Jenkins	Miedema	Wagner
Gerl	Johnson, H.	Miller, B.	Walsh
Giffey	Kieffer	Mushik	White
Glaspey	Kingsbury	Opedahl	Wilkie
Grant	Knudson	Patrick	Winge
Haman	Lang	Peterson, J.	Mr. Speaker
Haugland			

Those voting in the negative were:

Atkinson	Johnson, K.	Murphy	Rivinius
DeKrey	Moore	Raile	Rundle
Gackle			

Absent and not voting:

Berg	Fleming	Metzger	Strinden
Brekke	Gronneberg	Miller, E.	Tweten

Bunker	Gunderson	Olienyk	Ulvedal
Dick	Halcrow	Raymond	Weber
Dornacker	Hensrud	Solberg	Welder

So the House Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3045 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3046. A Concurrent Resolution urging the Congress of the United States to review the federal statutes relating to Aid to Families with Dependent Children.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3046 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3047. A Concurrent Resolution urging the President of the United States and the Congress of the United States to continue the school milk program.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3047 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3055. A Concurrent Resolution urging the President of the United States and the Secretary of Agriculture to retain the Department of Agriculture as a separate agency, investigate ways of improving the economic plight of the North Dakota farmer, and preserve the private enterprise system of our society.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3055 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3058. A Concurrent Resolution urging North Dakotans who ride or operate snowmobiles to use helmets, and to urge state organizations and agencies to encourage the use of helmets.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3058 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3061. A Concurrent Resolution for the amendment of section 82 of the Constitution of the state of

North Dakota, deleting the tax commissioner as a constitutional officer.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 19; nays, 52; absent and not voting, 27.

Those voting in the affirmative were:

Anderson	Eagles	Grant	Miller, B.
Austin	Erickson, K.	Henning	Patrick
Boustead	Erickson, W.	Lundene	Peterson, J.
DeGroot	Ganser	McGeehan	Winge
Dornacker	Glaspey	Meyer	

Those voting in the negative were:

Atkinson	Hentges	Larson, G.	Rice
Boyum	Herman	Laughlin	Rivinius
DeKrey	Hickle	Linderman	Rolfstrud
Dick	Hildebrand	McGauvran	Rundle
Dotzenrod	Hoffner	Mertens	Sandness
Gackle	Jacobson	Metzger	Shablow
Gengler	Jenkins	Miedema	Stoltenow
Giffey	Johnson, H.	Moore	Stone
Haman	Johnson, K.	Mushik	Streibel
Haugland	Kieffer	Murphy	Thorsgard
Hausauer, A.	Kingsbury	Opedahl	White
Hausauer, R.	Knudson	Peterson, R.	Wilkie
Henry	Lang	Raile	Mr. Speaker

Absent and not voting:

Backes	Gunderson	Miller, E.	Tweten
Berg	Halcrow	Olienyk	Ulvedal
Brekke	Hensrud	Raymond	Wagner
Bunker	Hilleboe	Reimers	Walsh
Fleming	Larson, L.	Rocheleau	Weber
Gerl	Lee	Solberg	Weider
Gronneberg	Livingston	Strinden	

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3064. A Concurrent Resolution urging the Department of Public Instruction to integrate elements of consumer education into appropriate courses of study in North Dakota's elementary and secondary schools.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3064 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Gerl moved that House Concurrent Resolution No. 3048 be withdrawn, which motion was withdrawn.

Rep. Hoffner moved that the House reconsider the action by which the amendments were adopted on House Concurrent Resolution No. 3048, which motion prevailed.

Rep. Hoffner moved that the House reconsider the action by which the Committee Report on House Concurrent Resolution No. 3048 was adopted, which motion prevailed.

Rep. Hoffner requested that House Concurrent Resolution No. 3048 be withdrawn. There being no objection, it was so ordered by the Speaker.

SECOND READING OF
HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3067. A Concurrent Resolution urging the Secretary of Agriculture to abstain from calling in further excessive amounts of North Dakota farm stored grain.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3067 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Thorsgard moved that House Concurrent Resolution No. 3068 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF
HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3069. A Concurrent Resolution congratulating Dr. Norman E. Borlaug, the 1970 winner of the Nobel Peace Prize.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3069 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Streibel moved that House Concurrent Resolution No. 3075 be re-referred to the Legislative Council Resolutions Committee, which motion prevailed.

House Concurrent Resolution No. 3077. A Concurrent Resolution regarding the discontinuance of certain farming operations at the charitable and penal institutions, providing for greater cooperation in the farming operations between the various institutions, and calling for improved financial reporting.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3077 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3078. A Concurrent Resolution to the President of the United States asking that corporations be required to file an annual report to the public pointing out their use of the environment, including damages and remedies, and outlining their plans for the next year.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared lost on a voice vote.

House Concurrent Resolution No. 3080. A Concurrent Resolution supporting construction of the Garrison Diversion Unit.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3080 was adopted, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3081. A Concurrent Resolution honoring North Dakotans who have died in Vietnam.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3081 was adopted, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3083. A Concurrent Resolution urging Congress to direct the United States Army Corps of Engineers to construct and maintain at federal expense additional bank stabilization works on the Missouri River in North Dakota.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3083 was adopted, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Fleming moved that House Concurrent Resolution No. 3084 be moved to the foot of the calendar, which motion prevailed.

Rep. Streibel moved that the record show that the following members of the House of Representatives are excused to attend the funeral of Senator Kenneth Lowe in Grand Forks: Reps. Strinden, Tweten, Hensrud, Ulvedal, Raymond, Solberg, Weber, Berg, Gronneberg, Gunderson, E. Miller, Olienyk, and Halcrow, which motion prevailed.

COMMEMORATION

The Assembly stood for a moment of silence in memory of Senator Kenneth Lowe.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3085. A Concurrent Resolution expressing the concern of the Legislative Assembly over the creation, by executive order, of the State Planning Advisory Council, and requesting the Governor to rescind Executive Order No. 52.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared lost on a division vote.

MOTION

Rep. Lundene moved that the House reconsider the action by which House Concurrent Resolution No. 3066 was indefinitely postponed, and have House Concurrent Resolution No. 3066 placed on Second Reading and Final Passage, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3066. A Concurrent Resolution requesting the President of the United States and the Secretary of

Health, Education, and Welfare to simplify and speed procedures for federal funds.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3066 was adopted, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Streibel moved that Senate Bills No. 2066, 2138 and 2248 be placed at the foot of the calendar, which motion prevailed.

Rep. Streibel moved that the rules be suspended and House Bill No. 1336 be deemed properly engrossed and placed at the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1336. A Bill for an Act for the preservation of public health through the regulation of the business of water well drilling, creating a state board of water well contractors, licensing of water well contractors, providing for bonds, empowering the board to adopt rules and regulations governing the practice of water well drilling, and fixing penalties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 69; nays, 13; absent and not voting, 16.

Those voting in the affirmative were:

Anderson	Giffey	Johnson, K.	Patrick
Atkinson	Glaspey	Kieffer	Peterson, J.
Austin	Grant	Kingsbury	Peterson, R.
Backes	Haman	Knudson	Reimers
Boustead	Haugland	Larson, L.	Rice
Brekke	Hausauer, R.	Lee	Rivinius
Bunker	Henning	Linderman	Rundle
DeGroot	Henry	Livingston	Sandness
DeKrey	Hentges	Lundene	Stone
Dick	Herman	McGauvran	Streibel
Dornacker	Hickle	McGeehan	Thorsgard
Dotzenrod	Hildebrand	Mertens	Wagner
Eagles	Hilleboe	Miedema	Walsh
Erickson, W.	Hoffner	Miller, B.	White
Fleming	Jacobson	Moore	Wilkie
Gackle	Jenkins	Mushik	Winge
Gengler	Johnson, H.	Opedahl	Mr. Speaker
Gerl			

Those voting in the negative were:

Ganser	Laughlin	Murphy	Shablow
Hausauer, A.	Metzger	Raile	Stoltenow
Lang	Meyer	Rocheleau	Welder
Larson, G.			

Absent and not voting:

Berg	Gunderson	Olienyk	Strinden
Boyum	Halcrow	Raymond	Tweten
Erickson, K.	Hensrud	Rolfsrud	Ulvedal
Gronneberg	Miller, E.	Solberg	Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1336 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1361

House Bill No. 1460

House Bill No. 1476

House Bill No. 1539

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. White moved that the report be adopted, which motion prevailed, and the report was adopted.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, February 19, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2033

Senate Bill No. 2089

Senate Bill No. 2221

Senate Bill No. 2236

Senate Bill No. 2287

Senate Bill No. 2306

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 19, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1196

House Bill No. 1197

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 19, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1040

House Bill No. 1049

House Bill No. 1050

House Bill No. 1051

House Bill No. 1056

House Bill No. 1067

House Bill No. 1069

House Bill No. 1072

House Bill No. 1073

House Bill No. 1074

House Bill No. 1075

House Bill No. 1082

House Bill No. 1083

House Bill No. 1090

House Bill No. 1112

House Bill No. 1151

House Concurrent Resolution No. 3006

House Concurrent Resolution No. 3007

House Concurrent Resolution No. 3008

House Concurrent Resolution No. 3012

Which the President has signed.

LEO LEIDHOLM, Secretary

MOTION

Rep. Streibel moved that the rules be suspended and the bills and resolutions listed on the calendar for action after 2:00 p.m., February 19, 1971 be moved to calendar for action before 2:00 p.m., which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1011. A Bill for an Act making an appropriation for the maintenance and operation of the public welfare board and welfare programs administered by the public welfare board.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 68; nays, 2; absent and not voting, 28.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Peterson, R.
Atkinson	Haman	Larson, L.	Raile
Austin	Haugland	Laughlin	Reimers
Boustead	Hausauer, A.	Lee	Rice
Boyum	Henning	Linderman	Rocheleau
Brekke	Hentges	Livingston	Rundle
Bunker	Herman	Lundene	Shablow
DeKrey	Hildebrand	McGauvran	Stoltenow
Dick	Hilleboe	McGeehan	Stone
Dotzenrod	Hoffner	Mertens	Streibel
Eagles	Jenkins	Metzger	Thorsgard
Erickson, K.	Johnson, H.	Miedema	Wagner
Erickson, W.	Johnson, K.	Moore	Walsh
Ganser	Kieffer	Murphy	Welder
Gengler	Kingsbury	Mushik	Wilkie
Gerl	Knudson	Opedahl	Winge
Glaspey	Lang	Peterson, J.	Mr. Speaker

Those voting in the negative were:

Meyer White

Absent and not voting:

Backes	Gronneberg	Jacobson	Rolfsrud
Berg	Gunderson	Miller, B.	Sandness
DeGroot	Halcrow	Miller, E.	Solberg
Dornacker	Hausauer, R.	Olienyk	Strinden
Fleming	Henry	Patrick	Tweten
Gackle	Hensrud	Raymond	Ulvedal
Giffey	Hickle	Rivinius	Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1011 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1140. A Bill for an Act to amend and reenact subsection 1 of section 11-17-04 and sections 11-17-05, 27-03-05, 27-03-06, 27-07-40, and 27-07-41 of the North Dakota Century Code, relating to court filing fees and the disposition of the proceeds thereof; and to repeal section 27-12-08 of the North Dakota Century Code, relating to the use of bar association funds.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 75; nays, 0; absent and not voting, 23.

Those voting in the affirmative were:

Anderson	Haugland	Larson, L.	Raile
Atkinson	Hausauer, A.	Laughlin	Rice

Austin	Hausauer, R.	Lee	Rivinius
Boustead	Henning	Linderman	Rocheleau
Boyum	Henry	Livingston	Rundle
DeGroot	Hentges	Lundene	Sandness
DeKrey	Herman	McGauvran	Shablow
Dick	Hildebrand	McGeehan	Stoltenow
Dornacker	Hilleboe	Mertens	Stone
Dotzenrod	Hoffner	Metzger	Streibel
Eagles	Jacobson	Meyer	Thorsgard
Erickson, W.	Jenkins	Miedema	Wagner
Fleming	Johnson, H.	Miller, B.	Walsh
Ganser	Johnson, K.	Moore	Welder
Gengler	Kieffer	Murphy	White
Gerl	Kingsbury	Mushik	Wilkie
Glaspey	Knudson	Opedahl	Winge
Grant	Lang	Patrick	Mr. Speaker
Haman	Larson, G.	Peterson, R.	

Absent and not voting:

Backes	Giffey	Miller, E.	Solberg
Berg	Gronneberg	Olienyk	Strinden
Brekke	Gunderson	Peterson, J.	Tweten
Bunker	Halcrow	Raymond	Ulvedal
Erickson, K.	Hensrud	Reimers	Weber
Gackle	Hickle	Rolfsrud	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1140 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1284. A Bill for an Act to limit paid political advertising to forty-five days prior to a primary or general election, and providing a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 42; nays, 36; absent and not voting, 20.

Those voting in the affirmative were:

Anderson	Grant	Livingston	Rocheleau
Austin	Haman	Lundene	Rundle
Backes	Hildebrand	McGauvran	Shablow
DeGroot	Hoffner	Mertens	Stone
Dotzenrod	Jacobson	Meyer	Streibel
Erickson, W.	Johnson, H.	Miller, B.	Thorsgard
Fleming	Kieffer	Mushik	Walsh
Gengler	Knudson	Opedahl	Wilkie
Gerl	Larson, G.	Patrick	Winge
Giffey	Laughlin	Peterson, J.	Mr. Speaker
Glaspey	Linderman		

Those voting in the negative were:

Atkinson	Ganser	Jenkins	Moore
Boustead	Haugland	Johnson, K.	Murphy
Boyum	Hausauer, A.	Kingsbury	Peterson, R.
Bunker	Hausauer, R.	Lang	Raile
DeKrey	Henning	Larson, L.	Rivinius
Dick	Henry	Lee	Sandness
Dornacker	Hentges	McGeehan	Wagner
Eagles	Herman	Metzger	Welder
Gackle	Hilleboe	Miedema	White

Absent and not voting:

Berg	Halcrow	Raymond	Stoltenow
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Brekke	Hensrud	Reimers	Strinden
Erickson, K.	Hickle	Rice	Tweten
Gronneberg	Miller, E.	Rolfstrud	Ulvedal
Gunderson	Olienyk	Solberg	Weber

So the bill lost for want of a constitutional majority.

House Bill No. 1288. A Bill for an Act to create and enact Sections 43-07-20, 43-07-21 and 43-07-22, relating to employment of North Dakota residents for work performed under public contracts, providing a penalty, and establishing responsibility for enforcement of the act.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 74; nays, 4; absent and not voting, 20.

Those voting in the affirmative were:

Anderson	Giffey	Knudson	Opedahl
Atkinson	Glaspay	Lang	Patrick
Austin	Grant	Larson, L.	Peterson, J.
Backes	Haman	Laughlin	Raile
Boustead	Haugland	Lee	Rivinius
Boyum	Hausauer, A.	Linderman	Rocheleau
Bunker	Hausauer, R.	Livingston	Rolfstrud
DeGroot	Henning	Lundene	Shablow
DeKrey	Henry	McGauvran	Stoltenow
Dick	Herman	McGeehan	Stone
Dornacker	Hildebrand	Mertens	Streibel
Eagles	Hilleboe	Metzger	Thorsgard
Erickson, K.	Hoffner	Meyer	Walsh
Erickson, W.	Jacobson	Miedema	Welder
Fleming	Jenkins	Miller, B.	White
Gackle	Johnson, H.	Mocre	Wilkie
Ganser	Johnson, K.	Murphy	Winge
Gengler	Kieffer	Mushik	Mr. Speaker
Gerl	Kingsbury		

Those voting in the negative were:

Hentges	Peterson, R.	Sandness	Wagner
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Absent and not voting:

Berg	Halcrow	Olienyk	Solberg
Brekke	Hensrud	Raymond	Strinden
Dotzenrod	Hickle	Reimers	Tweten
Gronneberg	Larson, G.	Rice	Ulvedal
Gunderson	Miller, E.	Rundle	Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1288 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1315. A Bill for an Act to create and enact section 1-03-02.1 of the North Dakota Century Code, relating to holidays which fall on Saturdays, and to amend and reenact section 1-03-04 of the North Dakota Century Code, relating to business days.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 63; nays, 18; absent and not voting, 17.

Those voting in the affirmative were:

Anderson	Gerl	Johnson, K.	Peterson, R.
Atkinson	Giffey	Kingsbury	Raile

Austin	Grant	Knudson	Rice
Backes	Haugland	Lang	Rivinius
Boustead	Hausauer, A.	Larson, L.	Rocheleau
Boyum	Hausauer, R.	Linderman	Sandness
Brekke	Henning	Livingston	Stone
Bunker	Henry	Lundene	Streibel
DeGroot	Hentges	McGeehan	Thorsgard
Dick	Herman	Mertens	Wagner
Dornacker	Hildebrand	Metzger	Walsh
Eagles	Hilleboe	Miedema	Welder
Erickson, K.	Hoffner	Mushik	White
Erickson, W.	Jacobson	Opedahl	Wilkie
Fleming	Jenkins	Patrick	Mr. Speaker
Gengler	Johnson, H.	Peterson, J.	

Those voting in the negative were:

DeKrey	Haman	Meyer	Rolfsrud
Dotzenrod	Kieffer	Miller, B.	Shablow
Gackle	Laughlin	Moore	Stoltenow
Ganser	Lee	Murphy	Winge
Glaspey	McGauvran		

Absent and not voting:

Berg	Hickle	Raymond	Strinden
Gronneberg	Larson, G.	Reimers	Tweten
Gunderson	Miller, E.	Rundle	Ulvedal
Halcrow	Olienyk	Solberg	Weber
Hensrud			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1315 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1351. A Bill for an Act to provide a levy for pupil transportation, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 68; nays, 14; absent and not voting, 16.

Those voting in the affirmative were:

Anderson	Giffey	Knudson	Peterson, J.
Atkinson	Grant	Lang	Peterson, R.
Austin	Haman	Larson, G.	Raile
Backes	Haugland	Larson, L.	Rice
Boyum	Hausauer, A.	Laughlin	Rivinius
Brekke	Hausauer, R.	Lee	Rocheleau
Bunker	Henning	Livingston	Sandness
DeGroot	Henry	Lundene	Stoltenow
DeKrey	Hentges	McGeehan	Stone
Dick	Herman	Mertens	Streibel
Dornacker	Hildebrand	Metzger	Thorsgard
Dotzenrod	Hoffner	Meyer	Wagner
Eagles	Jacobson	Miedema	Walsh
Erickson, W.	Jenkins	Miller, B.	Welder
Fleming	Johnson, K.	Mushik	White
Gengler	Kieffer	Opedahl	Winge
Gerl	Kingsbury	Patrick	Mr. Speaker

Those voting in the negative were:

Erickson, K.	Johnson, H.	Murphy	Rundle
Gackle	Linderman	Reimers	Shablow
Ganser	McGauvran	Rolfsrud	Wilkie
Glaspey	Moore		

Absent and not voting:

Berg	Halcrow	Miller, E.	Strinden
Boustead	Hensrud	Olienyk	Tweten
Gronneberg	Hickle	Raymond	Ulvedal
Gunderson	Hilleboe	Solberg	Weber

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Rep. Streibel moved that the vote by which House Bill No. 1351 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1361. A Bill for an Act to create and enact section 15-50-12 of the North Dakota Century Code, relating to the regulation of trade and correspondence schools and to amend and reenact sections 15-50-01, 15-50-02, 15-50-03, 15-50-04, 15-50-08, 15-50-09, 15-50-10 and 15-50-11.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 80; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Anderson	Glaspey	Larson, L.	Raile
Atkinson	Grant	Laughlin	Reimers
Austin	Haman	Lee	Rice
Backes	Haugland	Linderman	Rivinius
Boustead	Hausauer, A.	Livingston	Rocheleau
Bunker	Hausauer, R.	Lundene	Rolfstrud
Boyum	Henning	McGauvran	Rundle
DeGroot	Henry	McGeehan	Sandness
DeKrey	Hentges	Mertens	Shablow
Dick	Herman	Metzger	Stoltenow
Dornacker	Hildebrand	Meyer	Stone
Dotzenrod	Hoffner	Miedema	Streibel
Eagles	Jacobson	Miller, B.	Thorsgard
Erickson, K.	Jenkins	Moore	Wagner
Erickson, W.	Johnson, H.	Murphy	Walsh
Gackle	Kieffer	Mushik	Welder
Ganser	Kingsbury	Opedahl	White
Gengler	Knudson	Patrick	Wilkie
Gerl	Lang	Peterson, J.	Winge
Giffey	Larson, G.	Peterson, R.	Mr. Speaker

Absent and not voting:

Berg	Halcrow	Miller, E.	Strinden
Brekke	Hensrud	Olienyk	Tweten
Fleming	Hickle	Raymond	Ulvedal
Gronneberg	Hilleboe	Solberg	Weber
Gunderson	Johnson, K.		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1361 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Concurrent Resolution No. 3015

House Concurrent Resolution No. 3062

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. DeKrey moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1460. A Bill for an Act to amend and reenact sections 15-18-07 and 15-18-09 of the North Dakota Century Code, relating to state aid for junior colleges or educational centers and the method of payment.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 75; nays, 5; absent and not voting, 18.

Those voting in the affirmative were:

Anderson	Haman	Larson, G.	Peterson, R.
Atkinson	Haugland	Larson, L.	Reimers
Austin	Hausauer, A.	Laughlin	Rice
Backes	Hausauer, R.	Lee	Rivinius
Boustead	Henning	Linderman	Rocheieau
Bunker	Henry	Livingston	Rolfstrud
DeGroot	Hentges	Lundene	Sandness
DeKrey	Herman	McGauvran	Shablow
Dick	Hildebrand	McGeehan	Stone
Dornacker	Hilleboe	Mertens	Streibel
Dotzenrod	Hoffner	Metzger	Thorsgard
Eagles	Jacobson	Meyer	Wagner
Erickson, K.	Jenkins	Miedema	Walsh
Erickson, W.	Johnson, H.	Miller, B.	Welder
Gackle	Johnson, K.	Moore	White
Ganser	Kieffer	Mushik	Wilkie
Giffey	Kingsbury	Opedahl	Winge
Glaspay	Knudson	Patrick	Mr. Speaker
Grant	Lang	Peterson, J.	

Those voting in the negative were:

Boyum	Raile	Rundle	Stoltenow
Murphy			

Absent and not voting:

Berg	Gronneberg	Miller, E.	Strinden
Brekke	Gunderson	Olienyk	Tweten
Fleming	Halcrow	Raymond	Ulvedal
Gengler	Hensrud	Solberg	Weber
Gerl	Hickle		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1460 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1476. A Bill for an Act to amend and reenact section 57-02-27 and subsection 1 of section 57-02-34 of the North Dakota Century Code, relating to the assessment of property at full value and to the method of assessment; and stating legislative intent in regard thereto.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 44; nays, 39; absent and not voting, 15.

Those voting in the affirmative were:

Anderson	Giffey	Kingsbury	Opedahl
Backes	Glaspay	Laughlin	Patrick

DeGroot	Grant	Linderman	Rocheleau
DeKrey	Haman	Livingston	Rolfsrud
Dornacker	Henry	Lundene	Rundle
Dotzenrod	Hildebrand	McGeehan	Shallow
Erickson, K.	Hoffner	Mertens	Stone
Erickson, W.	Jacobson	Meyer	Thorsgard
Fleming	Johnson, H.	Miller, B.	Walsh
Gackle	Johnson, K.	Moore	Wilkie
Gengler	Kieffer	Murphy	Winge

Those voting in the negative were:

Atkinson	Haugland	Larson, G.	Rice
Austin	Hausauer, A.	Larson, L.	Rivinius
Boustead	Hausauer, R.	Lee	Sandness
Boyum	Henning	Metzger	Stoltenow
Brekke	Hentges	Miedema	Streibel
Bunker	Herman	Mushik	Wagner
Dick	Hilleboe	Peterson, J.	Welder
Eagles	Jenkins	Peterson, R.	White
Ganser	Knudson	Raile	Mr. Speaker
Gerl	Lang	Reimers	

Absent and not voting:

Berg	Hensrud	Piercyk	Tweten
Gronneberg	Hickle	Raymond	Ulvedal
Gunderson	McGauvran	Solberg	Weber
Halcrow	Miller, E.	Strinden	

So the bill lost for want of a constitutional majority.

RECOGNITION

Rep. Gerl announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Carl Keidel, and Rep. Keidel was thereupon introduced to the House.

Rep. Hoffner moved that House Bill No. 1539 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3015. A Concurrent Resolution urging all state educational leaders, boards, institutions, and teachers to provide the curricula necessary for environmental education.

Was read the second time.

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

So the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3015 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3062. A Concurrent Resolution proposing an amendment to section 75 of the Constitution of the state of North Dakota, to provide that the legislative assembly may require, by written request of two-thirds of its membership, the governor to call a special session limited to the consideration of gubernatorial vetoes.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 47; nays, 26; absent and not voting, 25.

Those voting in the affirmative were:

Atkinson	Glaspey	Larson, G.	Reimers
Austin	Hausauer, A.	Laughlin	Rice

Backes	Hausauer, R.	Lee	Rivinius
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Stoltenow
Bunker	Hentges	Metzger	Stone
DeKrey	Herman	Miedema	Streibel
Dick	Hildebrand	Moore	Thorsgard
Dotzenrod	Hilleboe	Opedahl	Wagner
Eagles	Jenkins	Patrick	White
Ganser	Knudson	Peterson, J.	Mr. Speaker
Giffey	Lang	Peterson, R.	

Those voting in the negative were:

Anderson	Haugland	Lundene	Rolfsrud
DeGroot	Hoffner	Mertens	Rundle
Erickson, K.	Jacobson	Meyer	Shablow
Fleming	Johnson, H.	Miller, B.	Walsh
Gengler	Kieffer	Murphy	Wilkie
Gerl	Linderman	Mushik	Winge
Haman	Livingston		

Absent and not voting:

Berg	Gunderson	Larson, L.	Solberg
Boustead	Halcrow	Miller, E.	Strinden
Dornacker	Hensrud	Olienyk	Tweten
Erickson, W.	Hickle	Raile	Ulvedal
Gackle	Johnson, K.	Raymond	Weber
Grant	Kingsbury	Rocheleau	Welder
Gronneberg			

So the House Concurrent Resolution was declared adopted.

MOTION

Rep. Streibel moved that the House stand recessed until 1:00 p.m., which motion prevailed.

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bier presiding.

MOTION

Rep. Streibel moved that the rules be suspended and that House Bills Nos. 1205, 1229, 1254, 1276, 1352, 1431, 1440, 1471, 1497, 1501, 1507, 1514, 1517, 1518, 1545, 1554, and 1555 and House Concurrent Resolutions No. 3033, 3037 and 3070 be deemed properly engrossed and placed on Second Reading and Final Passage, which motion prevailed.

SPEAKER'S ANNOUNCEMENT CONCERNING RULING ON HOUSE CONCURRENT RESOLUTION No. 3062

The Chair reversed its ruling on House Concurrent Resolution No. 3062. Section 202 of the Constitution of North Dakota provides that a majority roll call vote of the members elect is necessary for a proposed constitutional amendments. Therefore, House Concurrent Resolution No. 3062 is declared lost for want of a constitutional majority.

Speaker declared the House at ease for ten minutes. The House reconvened, with Speaker Bier presiding.

MESSAGES TO THE SENATE

House Chamber
Bismarck, February 19, 1971

Mr. President: I have the honor to return:
Senate Bill No. 2443
Which the House has amended.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, February 19, 1971

Mr. President: I have the honor to return:
Senate Bill No. 2137

Senate Bill No. 2275

Senate Bill No. 2357

Senate Bill No. 2402

Senate Bill No. 2506

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 19, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1014

House Bill No. 1023

House Bill No. 1035

House Bill No. 1063

House Bill No. 1177

House Bill No. 1192

House Bill No. 1203

House Bill No. 1218

House Bill No. 1219

House Bill No. 1220

House Bill No. 1238

House Bill No. 1239

House Bill No. 1247

House Bill No. 1322

House Bill No. 1327

House Bill No. 1337

House Bill No. 1397

House Bill No. 1401

House Bill No. 1416

House Bill No. 1430

House Bill No. 1469

House Bill No. 1498

House Bill No. 1525

House Bill No. 1533

House Bill No. 1534

House Bill No. 1548

House Bill No. 1558

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 19, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1021

House Bill No. 1260

House Bill No. 1289

House Bill No. 1360

House Bill No. 1363

House Bill No. 1413

House Bill No. 1547

House Concurrent Resolution No. 3051

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

MOTIONS

Rep. Knudson moved that House Bill No. 1501 be moved down on the calendar to immediately follow House Bill No. 1517, which motion prevailed.

Rep. Hilleboe moved that House Bill No. 1336 be reprinted, which motion prevailed.

House Bill No. 1205. A Bill for an Act to create and enact section 8-09-01.1 of the North Dakota Century Code, providing that the

delivering carrier be responsible for any damages to the shipment.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 69; nays, 5; absent and not voting, 24.

Those voting in the affirmative were:

Anderson	Giffey	Kingsbury	Peterson, J
Atkinson	Glaspay	Knudson	Peterson, R.
Austin	Haman	Lang	Reimers
Backes	Hausauer, A.	Larson, L.	Rice
Boustead	Hausauer, R.	Linderman	Rivinius
Boyum	Henning	McGauvran	Rocheleau
Brekke	Henry	McGeehan	Rolfstrud
Bunker	Hentges	Mertens	Rundle
DeGroot	Herman	Metzger	Shablow
DeKrey	Hickle	Meyer	Stoltenow
Dick	Hildebrand	Miedema	Streibel
Dotzenrod	Hoffner	Miller, B.	Thorsgard
Eagles	Jacobson	Moore	Wagner
Erickson, K.	Jenkins	Murphy	Walsh
Fleming	Johnson, H.	Mushik	White
Gackle	Johnson, K.	Opedahl	Wilkie
Ganser	Kieffer	Patrick	Mr. Speaker
Gerl			

Those voting in the negative were:

Gengler	Lundene	Sandriess	Winge
Hilleboe			

Absent and not voting:

Berg	Halcrow	Livingston	Stone
Dornacker	Haugland	Miller, E.	Strinden
Erickson, W.	Hensrud	Ohienyk	Tweten
Grant	Larson, G.	Raile	Ulvedal
Gronneberg	Laughlin	Raymond	Weber
Gunderson	Lee	Solberg	Welder

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1205 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1229. A Bill for an Act to amend and reenact subsection 2 of section 11-10-10 and sections 11-16-02 and 11-16-05 of the North Dakota Century Code, relating to providing that the position of states attorney in a county of over 35,000 population be a full-time position, the employment of assistant states attorneys, the restrictions on the powers of states attorneys, increasing the salaries of county officials, and to create and enact a section to provide for an effective date thereof.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 71; nays, 19; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Giffey	Knudson	Rivinius
Atkinson	Grant	Lang	Rocheleau
Austin	Haman	Larson, G.	Rundle
Backes	Haugland	Larson, L.	Sandness
Boustead	Hausauer, A.	Lee	Solberg
Brekke	Hausauer, R.	Livingston	Stoltenow

Bunker	Henning	Lundene	Stone
DeGroot	Henry	McGeehan	Streibel
Dick	Hentges	Mertens	Thorsgard
Dornacker	Herman	Metzger	Tweten
Dotzenrod	Hildebrand	Miedema	Ulvedal
Eagles	Hilleboe	Moore	Wagner
Erickson, W.	Hoffner	Mushik	Walsh
Fleming	Jacobson	Opedahl	White
Gackle	Jenkins	Patrick	Wilkie
Ganser	Johnson, H.	Peterson, J.	Winge
Gengler	Johnson, K.	Peterson, R.	Mr. Speaker
Gerl	Kieffer	Raymond	

Those voting in the negative were:

Berg	Gronneberg	Meyer	Rice
Boyum	Hickle	Miller, B.	Rolfstrud
DeKrey	Kingsbury	Murphy	Shablow
Erickson, K.	Laughlin	Raile	Welder
Glaspey	Linderman	Reimers	

Absent and not voting:

Gunderson	Hensrud	Miller, E.	Strinden
Halcrow	McGauvran	Olienyk	Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1229 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1254. A Bill for an Act to provide for the salary of the county sheriff and deputy sheriffs, and to amend and reenact subsections 1 and 2 of section 11-10-10 and section 11-10-11 of the North Dakota Century Code, relating to salaries of county officers and the appointment and salaries of deputies and clerks.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 7; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raile
Atkinson	Gronneberg	Larson, L.	Raymond
Austin	Gunderson	Laughlin	Reimers
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rundle
Brekke	Hausauer, R.	Lundene	Sandness
Bunker	Henning	McGauvran	Shablow
DeGroot	Henry	McGeehan	Stoltenow
DeKrey	Hentges	Mertens	Stone
Dick	Hickle	Metzger	Streibel
Dornacker	Hildebrand	Meyer	Thorsgard
Dotzenrod	Hilleboe	Miedema	Tweten
Eagles	Hoffner	Miller, B.	Ulvedal
Erickson, K.	Jacobson	Moore	Wagner
Erickson, W.	Jenkins	Murphy	Walsh
Fleming	Johnson, H.	Mushik	Weber
Ganser	Johnson, K.	Opedahl	White
Gengler	Kieffer	Patrick	Winge
Gerl	Knudson	Peterson, J.	Mr. Speaker
Giffey	Lang	Peterson, R.	

Those voting in the negative were:

Boyum	Rice	Solberg	Wilkie
Glaspey	Rolfstrud	Welder	

Absent and not voting:

Gackle	Hensrud	Kingsbury	Olienyk
Halcrow	Herman	Miller, E.	Strinden

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1254 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1276. A Bill for an Act to create and enact subsection 6 of section 49-18-02 of the North Dakota Century Code, relating to exemption from regulation of the transportation, for hire, of agricultural commodities.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 66; nays, 28; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Haugland	Linderman	Rice
Austin	Hausauer, R.	Livingston	Rivinius
Backes	Henning	Lundene	Rocheleau
Berg	Henry	McGauvran	Shablow
Bunker	Hensrud	Mertens	Solberg
DeKrey	Herman	Meyer	Stoltenow
Dornacker	Hickle	Miedema	Stone
Dotzenrod	Hoffner	Miller, B.	Streibel
Eagles	Jacobson	Moore	Thorsgard
Erickson, K.	Jenkins	Murphy	Tweten
Erickson, W.	Johnson, H.	Opedahl	Walsh
Giffey	Johnson, K.	Patrick	Weber
Grant	Kingsbury	Peterson, J.	White
Gronneberg	Knudson	Raile	Wilkie
Gunderson	Larson, L.	Raymond	Winge
Halcrow	Laughlin	Reimers	Mr. Speaker
Haman	Lee		

Those voting in the negative were:

Boustead	Gengler	Kieffer	Peterson, R.
Boyum	Gerl	Lang	Rolfsrud
DeGroot	Glaspey	Larson, G.	Rundle
Dick	Hausauer, A.	McGeehan	Sandness
Fleming	Hentges	Metzger	Ulvedal
Gackle	Hildebrand	Mushik	Wagner
Ganser	Hilleboe	Olienyk	Welder

Absent and not voting:

Atkinson	Brekke	Miller, E.	Strinden
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So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1276 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1352. A Bill for an Act to amend and reenact sections 15-53.1-27 and 15-53.1-40 of the North Dakota Century Code as contained in section 9 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to the continuance of elementary schools in reorganized school districts.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays, 12; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Lee	Rice
Atkinson	Haman	Linderman	Rivinius
Austin	Haugland	Livingston	Rocheleau
Backes	Hausauer, R.	Lundene	Rolfstrud
Berg	Henning	McGauvran	Sandness
Boustead	Hensrud	McGeehan	Shablow
DeGroot	Hentges	Mertens	Solberg
DeKrey	Herman	Meyer	Stoltenow
Dick	Hildebrand	Miedema	Stone
Dornacker	Hilleboe	Miller, B.	Streibel
Dotzenrod	Hoffner	Moore	Thorsgard
Eagles	Jacobson	Mushik	Tweten
Erickson, K.	Jenkins	Olienyk	Ulvedal
Erickson, W.	Johnson, K.	Opedahl	Walsh
Ganser	Kieffer	Patrick	Weber
Gengler	Kingsbury	Peterson, J.	Welder
Gerl	Knudson	Peterson, R.	White
Giffey	Larson, G.	Raile	Wilkie
Glaspey	Larson, L.	Raymond	Winge
Grant	Laughlin	Reimers	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Fleming	Hausauer, A.	Johnson, H.	Murphy
Gackle	Henry	Lang	Rundle
Halcrow	Hickle	Metzger	Wagner

Absent and not voting:

Boyum	Bunker	Miller, E.	Strinden
Brekke			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1352 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1431. An Act to place a limitation on real property taxes for two years.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Knudson	Raile
Atkinson	Gronneberg	Lang	Reimers
Backes	Gunderson	Larson, G.	Rice
Berg	Halcrow	Larson, L.	Rivinius
Boustead	Haman	Laughlin	Rocheleau
Boyum	Haugland	Lee	Rolfstrud
Brekke	Hausauer, A.	Linderman	Rundle
Bunker	Hausauer, R.	Livingston	Sandness
DeGroot	Henning	Lundene	Shablow
DeKrey	Henry	McGauvran	Solberg
Dick	Hensrud	McGeehan	Stoltenow
Dornacker	Hentges	Mertens	Stone
Dotzenrod	Herman	Metzger	Streibel
Eagles	Hickle	Meyer	Thorsgard
Erickson, K.	Hildebrand	Miedema	Tweten
Erickson, W.	Hilleboe	Miller, B.	Wagner
Fleming	Hoffner	Moore	Walsh
Gackle	Jacobson	Murphy	Weber
Ganser	Jenkins	Mushik	Welder

Gengler	Johnson, H.	Olienyk	White
Gerl	Johnson, K.	Opedahl	Wilkie
Giffey	Kieffer	Patrick	Winge
Glaspey	Kingsbury	Peterson, R.	Mr. Speaker

Those voting in the negative were:

Raymond	Ulvedal
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Absent and not voting:

Austin	Miller, E.	Peterson, J.	Strinden
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So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1431 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Weber moved that the House reconsider the action by which House Bill No. 1476 was lost, which motion prevailed on a division vote.

SECOND READING OF A HOUSE BILL

House Bill No. 1476. A Bill for an Act to amend and reenact section 57-02-27 and subsection 1 of section 57-02-34 of the North Dakota Century Code, relating to the assessment of property at full value and to the method of assessment; and stating legislative intent in regard thereto.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 57; nays, 38; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Knudson	Patrick
Austin	Gronneberg	Larson, G.	Rivinius
Backes	Gunderson	Laughlin	Rocheleau
Berg	Halcrow	Linderman	Rolfsrud
DeGroot	Haman	Livingston	Rundle
DeKrey	Henning	Lundene	Sandness
Dornacker	Henry	McGauvran	Shablow
Dotzenrod	Hickle	McGeehan	Solberg
Erickson, K.	Hoffner	Mertens	Stoltenow
Erickson, W.	Jacobson	Meyer	Thorsgard
Fleming	Johnson, H.	Miller, B.	Walsh
Gackle	Johnson, K.	Moore	Weber
Ganser	Kieffer	Murphy	Wilkie
Giffey	Kingsbury	Opedahl	Winge
Glaspey			

Those voting in the negative were:

Atkinson	Hausauer, A.	Lee	Rice
Boustead	Hausauer, R.	Metzger	Stone
Boyum	Hensrud	Miedema	Streibel
Brekke	Hentges	Mushik	Tweten
Bunker	Herman	Peterson, J.	Ulvedal
Dick	Hildebrand	Peterson, R.	Wagner
Eagles	Hilleboe	Raile	Welder
Gengler	Jenkins	Reimers	White
Gerl	Lang	Raymond	Mr. Speaker
Haugland	Larson, L.		

Absent and not voting:

Miller, E.	Olienyk	Strinden
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So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1476 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Hilleboe moved that the House reconsider the action by which House Concurrent Resolution No. 3076 was adopted, which motion failed on a division vote.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTIETH DAY

Bismarck, February 19, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Allan Kranz, Bethel Baptist Church, Harvey, North Dakota.

Roll was called and all members were present except Reps. E. Miller and Strinden.

A quorum was declared by the Speaker.

REVISION AND CORRECTIONS

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the thirty-eighth day after recess and thirty-ninth day and recommends that the same be corrected as follows:

Page 820, following line 40, insert the following: "House Bill No. 1501 was re-referred to the Committee on Appropriations."

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Lee moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1440. A Bill for an Act to amend and reenact sections 39-18-02 and 39-18-03 of the 1969 Supplement to the North Dakota Century Code, relating to mobile home dealers.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Austin	Haugland	Linderman	Rivinius
Boustead	Hausauer, A.	Livingston	Rocheleau
Boyum	Hausauer, R.	Lundene	Rolfsrud
Brekke	Henning	McGauvran	Rundle
Bunker	Henry	McGeehan	Sandness
DeGroot	Hensrud	Mertens	Shablow
Dick	Hentges	Metzger	Solberg
Dornacker	Herman	Meyer	Stoltenow
Eagles	Hickle	Miedema	Stone
Erickson, K.	Hildebrand	Miller, B.	Streibel
Erickson, W.	Hilleboe	Moore	Thorsgard
Fleming	Hoffner	Murphy	Tweten
Gackle	Jacobson	Mushik	Ulvedal
Ganser	Johnson, H.	Olienyk	Wagner
Gengler	Johnson, K.	Opedahl	Walsh
Gerl	Kieffer	Patrick	Weber

Giffey	Knudson	Peterson, J.	Welder
Glaspey	Lang	Peterson, R.	White
Grant	Larson, G.	Raile	Wilkie
Gronneberg	Larson, L.	Raymond	Winge
Gunderson	Laughlin	Riemers	Mr. Speaker
Haman	Lee	Rice	

Absent and not voting:

Anderson	Berg	Halcrow	Miller, E.
Atkinson	DeKrey	Jenkins	Strinden
Backes	Dotzenrod	Kingsbury	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1440 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1471. A Bill for an Act to create and enact section 20-03-12.1 of the North Dakota Century Code, relating to a trout stamp.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 45; nays, 50; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gackle	Hoffner	Opedahl
Backes	Ganser	Jacobson	Rocheleau
Berg	Giffey	Lang	Rolfsrud
Brekke	Glaspey	Larson, G.	Sandness
Bunker	Gronneberg	Larson, L.	Solberg
DeGroot	Gunderson	Laughlin	Stone
DeKrey	Hausauer, R.	Livingston	Walsh
Dick	Henning	Lundene	Weber
Dornacker	Henry	McGeehan	Wilkie
Dotzenrod	Hentges	Meyer	Winge
Eagles	Herman	Miedema	Mr. Speaker
Erickson, K.			

Those voting in the negative were:

Atkinson	Hensrud	Metzger	Rice
Austin	Hickle	Miller, B.	Rivinius
Boustead	Hildebrand	Moore	Rundle
Boyum	Hilleboe	Murphy	Shablow
Erickson, W.	Johnson, H.	Mushik	Stoltenow
Fleming	Johnson, K.	Olienyk	Streibel
Gengler	Kieffer	Patrick	Thorsgard
Gerl	Kingsbury	Peterson, J.	Tweten
Grant	Knudson	Peterson, R.	Ulvedal
Halcrow	Lee	Raile	Wagner
Haman	Linderman	Raymond	Welder
Haugland	McGauvran	Reimers	White
Hausauer, A.	Mertens		

Absent and not voting:

Jenkins	Miller, E.	Strinden
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So the bill lost.

House Bill No. 1497. A Bill for an Act to amend and reenact section 15-40.1-06 of the North Dakota Century Code, as contained in section 7 of House Bill No. 1045, relating to foundation program payments.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended,

the roll was called and there were ayes, 93; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Riemers
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Backes	Haman	Linderman	Rocheleau
Berg	Haugland	Livingston	Rolfsrud
Boustead	Hausauer, A.	Lundene	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Herman	Miedema	Streibel
Dornacker	Hilleboe	Miller, B.	Thorsgard
Dotzenrod	Hoffner	Moore	Tweten
Eagles	Jacobson	Murphy	Ulvedal
Erickson, K.	Jenkins	Mushik	Wagner
Erickson, W.	Johnson, H.	Olienyk	Walsh
Fleming	Johnson, K.	Opedahl	Weber
Gackle	Kieffer	Patrick	Welder
Ganser	Kingsbury	Peterson, J.	White
Gerl	Knudson	Peterson, R.	Wilkie
Giffey	Lang	Raile	Winge
Glaspey	Larson, G.	Raymond	Mr. Speaker
Grant			

Those voting in the negative were:

Gengler Hildebrand

Absent and not voting:

Hickle Miller, E. Strinden

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1497 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTE

Rep. Gengler: "I would like to explain my vote. I am not opposed to the Foundation program, but we just excluded 18,000 pupils in the State of North Dakota."

SECOND READING OF HOUSE BILLS

House Bill No. 1507. A Bill for an Act to establish a division of corrections and to provide for the selection, powers and duties of the director and to repeal chapters 12-48 and 12-49 of the North Dakota Century Code relating to employment of inmates and the twine and cordage plant.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 53; nays, 41; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Peterson, J.
DeGroot	Gunderson	Laughlin	Rocheleau
Dornacker	Haman	Linderman	Sandness
Dotzenrod	Haugland	Livingston	Shablow
Eagles	Henning	Lundene	Solberg
Erickson, K.	Henry	McGauvran	Stone
Erickson, W.	Herman	McGeehan	Streibel

Fleming	Hildebrand	Mertens	Tweten
Gackle	Hilleboe	Meyer	Walsh
Gengler	Hoffner	Miller, B.	Weber
Gerl	Jacobson	Mushik	Wilkie
Giffey	Johnson, H.	Opedahl	Winge
Glaspay	Kieffer	Patrick	Mr. Speaker
Grant			

Those voting in the negative were:

Atkinson	Hausauer, A.	Larson, G.	Rice
Austin	Hausauer, R.	Lee	Rivinius
Berg	Hensrud	Metzger	Rolfstrud
Boustead	Hentges	Miedema	Rundle
Boyum	Hickle	Moore	Stoltenow
Brekke	Jenkins	Murphy	Thorsgard
Bunker	Johnson, K.	Olienyk	Ulvedal
DeKrey	Kingsbury	Peterson, R.	Wagner
Dick	Knudson	Raile	Welder
Ganser	Lang	Raymond	White
Halcrow			

Absent and not voting:

Backes	Miller, E.	Riemers	Strinden
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So the bill lost for want of a two-thirds majority.

House Bill No. 1514. A Bill for an Act to amend and reenact sections 39-24-03 and 39-24-08, and subsections 3 and 6 of section 39-24-09 of the North Dakota Century Code, relating to the regulation of snowmobiles.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 84; nays, 6; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gronneberg	Knudson	Patrick
Atkinson	Halcrow	Lang	Peterson, J.
Austin	Haman	Larson, G.	Raymond
Backes	Haugland	Larson, L.	Rice
Boustead	Hausauer, A.	Laughlin	Rivinius
Bunker	Hausauer, R.	Lee	Rolfstrud
DeGroot	Henning	Linderman	Sandness
DeKrey	Henry	Livingston	Shablow
Dick	Hensrud	Lundene	Solberg
Dornacker	Hentges	McCauvran	Stoltenow
Dotzenrodt	Herman	McGeehan	Streibel
Eagles	Hickle	Mertens	Tweten
Erickson, K.	Hildebrand	Metzger	Ulvedal
Erickson, W.	Hilleboe	Meyer	Wagner
Fleming	Hoffner	Miedema	Walsh
Gackle	Jacobson	Miller, B.	Weber
Ganser	Jenkins	Moore	White
Gengler	Johnson, H.	Murphy	Wilkie
Gerl	Johnson, K.	Mushik	Winge
Giffey	Kieffer	Olienyk	Mr. Speaker
Glaspay	Kingsbury	Opedahl	
Grant			

Those voting in the negative were:

Berg	Raile	Thorsgard	Welder
Gunderson	Rundle		

Absent and not voting:

Boyum	Miller, E.	Rocheleau	Strinden
Brekke	Peterson, R.	Stone	Reimers

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1514 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REQUEST FOR RULING ON HOUSE BILL No. 1507

Rep. Hoffner requested a ruling regarding House Bill No. 1507, in light of the opinion of the Attorney General's opinion in regard to House Bill No. 1299 as to sections which did not require the passage by a two-thirds majority. The Speaker delayed decision on this ruling pending conference with the Attorney General.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, February 19, 1971

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4032

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MOTIONS

Rep. Streibel moved that the Speaker appoint a committee of two Senators to escort Miss Kathryn Bateman to the rostrum, which motion prevailed.

Speaker Bier appointed Senators Longmire and Jacobsen to escort Miss Bateman to the rostrum.

FIRST READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4032. A Concurrent Resolution recommending that the governor and director of institutions, in cooperation with the North Dakota Indian Affairs Commission, select by a contest or other means an outstanding Indian princess to be dressed in costume and employed as a capitol guide or hostess.

Was read the first time.

Rep. Streibel moved that the rules be suspended, that Senate Concurrent Resolution No. 4032 be not referred to committee be read in its entirety and placed on second reading and final passage, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4032. A Concurrent Resolution recommending that the governor and director of institutions, in cooperation with the North Dakota Indian Affairs Commission, select by a contest or other means an outstanding Indian princess to be dressed in costume and employed as a capitol guide or hostess.

Was read the second time.

Senate Concurrent Resolution No. 4032 was adopted on a voice vote.

MOTION

Rep. Streibel moved that a committee of two be appointed to escort Miss Bateman from the Chamber, which motion prevailed.

Speaker Bier appointed Reps. Hilleboe and Rivinius to escort the Indian Princess from the Chamber.

SECOND READING OF HOUSE BILLS

House Bill No. 1517. A Bill for an Act to create a new system of retirement benefits for teachers, providing for assessments, and creating Chapter 15-39.1 of the North Dakota Century Code; and repealing Chapter 15-39 of the North Dakota Century Code, relating to teachers' insurance and retirement fund.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 75; nays, 20; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Knudson	Peterson, R.
Atkinson	Gunderson	Lang	Raile
Austin	Halcrow	Larson, G.	Raymond
Berg	Haman	Larson, L.	Rice
Boustead	Haugland	Laughlin	Rocheleau
Brekke	Hausauer, A.	Lee	Sandness
Bunker	Hausauer, R.	Linderman	Shablow
DeGroot	Henning	Livingston	Stone
DeKrey	Henry	Lundene	Thorsgard
Dick	Hensrud	McGauvran	Tweten
Dornacker	Hentges	McGeehan	Ulvedal
Dotzenrod	Herman	Mertens	Wagner
Eagles	Hildebrand	Metzger	Walsh
Erickson, K.	Hilleboe	Meyer	Weber
Fleming	Hoffner	Miedema	Welder
Ganser	Jacobson	Miller, B.	White
Gengler	Johnson, K.	Mushik	Winge
Gerl	Kieffer	Opedahl	Mr. Speaker
Grant	Kingsbury	Peterson, J.	

Those voting in the negative were:

Backes	Glaspey	Olienyk	Rundle
Boyum	Hickle	Patrick	Solberg
Erickson, W.	Jenkins	Riemers	Stoltenow
Gackle	Moore	Rivinius	Streibel
Giffey	Murphy	Rolfstrud	Wilkie

Absent and not voting:

Johnson, H.	Miller, E.	Strinden
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So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1517 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1501. A Bill for an Act to create and enact subsection 3 of section 57-15-15 of the North Dakota Century Code, relating to tax levy for school district share to be paid to teachers fund for retirement.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 70; nays, 24; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Giffey	Kingsbury	Olienyk
Atkinson	Grant	Knudson	Opedahl
Austin	Gronneberg	Lang	Patrick
Backes	Gunderson	Larson, G.	Peterson, J.
Berg	Halcrow	Larson, L.	Peterson, R.
Boustead	Haman	Laughlin	Raile
Boyum	Haugland	Linderman	Raymond
Brekke	Hausauer, A.	Livingston	Reimers
Bunker	Hausauer, R.	Lundene	Rundle
DeGroot	Henning	McGeehan	Sandness
DeKrey	Henry	Mertens	Stone
Dornacker	Hensrud	Metzger	Thorsgard
Dotzenrod	Hentges	Meyer	Ulvedal

Eagles	Hildebrand	Miedema	Walsh
Erickson, K.	Hoffner	Miller, B.	Welder
Fleming	Jacobson	Murphy	Winge
Gengler	Johnson, H.	Mushik	Mr. Speaker
Gerl	Kieffer		

Those voting in the negative were:

Dick	Hickle	Rice	Streibel
Erickson, W.	Hilleboe	Rivinius	Tweten
Gackle	Jenkins	Rolfstrud	Wagner
Ganser	Johnson, K.	Shablow	Weber
Glaspey	McGauvran	Solberg	White
Herman	Moore	Stoltenow	Wilkie

Absent and not voting:

Lee	Miller, E.	Rocheleau	Strinden
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So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1501 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Fleming moved that House Bill No. 1517 be reprinted, which motion prevailed.

Rep. Fleming moved that House Bill No. 1501 be reprinted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1518. A Bill for an Act to amend and reenact section 20-03-12 of the North Dakota Century Code, relating to the schedule of fees for hunting, fishing and trapping licenses; and to create and enact section 20-03-12.2 of the North Dakota Century Code, relating to dedication of funds for acquisition of wild-life lands and public hunting areas; and to provide an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 64; nays, 28; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Rolfstrud
Atkinson	Gunderson	Laughlin	Sandness
Austin	Hausauer, R.	Lee	Solberg
Boustead	Henning	Linderman	Stoltenow
Boyum	Henry	Livingston	Stone
Brekke	Hensrud	Lundene	Streibel
Bunker	Hentges	McGeehan	Thorsgard
DeGroot	Herman	Mertens	Tweten
Dick	Hildebrand	Miedema	Ulvedal
Dornacker	Hilleboe	Miller, B.	Wagner
Dotzenrod	Hoffner	Mushik	Walsh
Eagles	Jacobson	Olienyk	Weber
Gengler	Johnson, H.	Opedahl	White
Gerl	Kieffer	Peterson, J.	Wilkie
Glaspey	Lang	Rice	Winge
Grant	Larson, G.	Rivinius	Mr. Speaker

Those voting in the negative were:

Backes	Giffey	Knudson	Raile
Berg	Halcrow	McGauvran	Raymond
DeKrey	Haman	Metzger	Reimers
Erickson, W.	Haugland	Meyer	Rocheleau

Fleming	Hausauer, A.	Moore	Rundle
Gackle	Hickie	Murphy	Shablow
Ganser	Johnson, K.	Patrick	Welder

Absent and not voting:

Erickson, K.	Kingsbury	Peterson, R.	Strinden
Jenkins	Miller, E.		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1518 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1545. A Bill for an Act to amend and reenact sections 15-53.1-05, 15-53.1-06, 15-53.1-27, 15-53.1-35, and 15-53.1-36 of the North Dakota Century Code, as contained in section 9 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to annexation hearings, continuance of elementary schools, attachments of contiguous territory to school districts, transfers of land upon reorganization or annexation, and publication of reorganization notices.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Reimers
Atkinson	Halcrow	Larson, L.	Rice
Austin	Haman	Laughlin	Rivinius
Berg	Haugland	Lee	Rocheleau
Boustead	Hausauer, A.	Linderman	Rolfsrud
Boyum	Hausauer, R.	Livingston	Rundle
Bunker	Henning	Lundene	Sandness
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hensrud	Mertens	Stoltenow
Dick	Hentges	Metzger	Stone
Dornacker	Herman	Meyer	Streibel
Dotzenrod	Hickle	Miedema	Thorsgard
Eagles	Hildebrand	Miller, B.	Tweten
Erickson, W.	Hilleboe	Moore	Ulvedal
Fleming	Hoffner	Murphy	Wagner
Gackle	Jacobson	Mushik	Walsh
Ganser	Jenkins	Olienyk	Weber
Gengler	Johnson, H.	Opedahl	Welder
Gerl	Johnson, K.	Patrick	White
Giffey	Kieffer	Peterson, J.	Wilkie
Glaspey	Kingsbury	Peterson, R.	Winge
Grant	Knudson	Raile	Mr. Speaker
Gronneberg			

Absent and not voting:

Backes	Lang	Miller, E.	Shablow
Brekke	McGauvran	Raymond	Strinden
Erickson, K.			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1545 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1554. A Bill for an Act to provide for a conditional transfer of funds to the college building fund and making an appropriation from the college building fund for the construc-

tion of college buildings and repealing chapter 157 of the 1967 Session Laws of the state of North Dakota.

Which has been read.

Rep. Atkinson requested permission to divide the question on adoption of House Bill No. 1554, dividing the question as follows:

Section A. Lines 16 and 17, Page 3 of the engrossed bill which states:

"Transfer to heritage center set-aside fund
\$500,000.00 \$5,000,000.00

Section B. Balance of House Bill No. 1554 excluding Section A.

Which request was granted by the Speaker.

The question being on Section A.

ROLL CALL

The roll was called and there were ayes, 52; nays, 39; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Grant	Linderman	Rice
Backes	Gronneberg	Livingston	Rocheleau
Berg	Gunderson	Lundene	Rolfstrud
Brekke	Halcrow	McGeehan	Sandness
DeGroot	Haugland	Mertens	Shablow
Dotzenrod	Henning	Meyer	Solberg
Erickson, K.	Henry	Miedema	Thorsgard
Erickson, W.	Hoffner	Miller, B.	Tweten
Fleming	Jacobson	Mushik	Walsh
Gengler	Johnson, H.	Olienyk	Weber
Gerl	Kieffer	Opedahl	Wilkie
Giffey	Kingsbury	Patrick	Winge
Glaspey	Laughlin	Peterson, J.	Mr. Speaker

Those voting in the negative were:

Atkinson	Ganser	Knudson	Reimers
Austin	Hausauer, A.	Lang	Rivinius
Boustead	Hausauer, R.	Larson, G.	Stoltenow
Boyum	Hensrud	Larson, L.	Stone
Bunker	Hentges	Metzger	Streibel
DeKrey	Herman	Moore	Ulvedal
Dick	Hickle	Murphy	Wagner
Dornacker	Hildebrand	Peterson, R.	Welder
Eagles	Hilleboe	Raile	White
Gackle	Jenkins	Raymond	

Absent and not voting:

Haman	Lee	Miller, E.	Strinden
Johnson, K.	McGauvran	Rundle	

Section A of House Bill No. 1554 was passed.

The question being on Section B, the balance of House Bill No. 1554.

ROLL CALL

The roll was called and there were ayes, 61; nays, 30; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Haman	Linderman	Rocheleau
Boyum	Haugland	Livingston	Sandness
Brekke	Hausauer, R.	Lundene	Shablow
DeGroot	Henning	McGeehan	Solberg
Dick	Henry	Mertens	Stoltenow
Dornacker	Hildebrand	Meyer	Stone
Dotzenrod	Hilleboe	Miedema	Streibel
Erickson, K.	Hoffner	Miller, B.	Tweten
Erickson, W.	Jacobson	Olienyk	Ulvedal

Fleming	Johnson, H.	Opedahl	Wagner
Gengler	Kieffer	Patrick	Walsh
Gerl	Kingsbury	Peterson, J.	Weber
Giffey	Knudson	Raymond	Wilkie
Glaspey	Larson, G.	Reimers	Winge
Grant	Laughlin	Rice	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Atkinson	Gackle	Jenkins	Peterson, R.
Austin	Ganser	Lang	Raile
Backes	Gunderson	Larson, L.	Rivinius
Berg	Halcrow	Metzger	Rolfstrud
Boustead	Hausauer, A.	Moore	Thorsgard
Bunker	Hentges	Murphy	Welder
DeKrey	Herman	Mushik	White
Eagles	Hickle		

Absent and not voting:

Hensrud	Lee	Miller, E.	Strinden
Johnson, K.	McGauvran	Rundle	

Section B of House Bill No. 1554 was passed.

ROLL CALL

The question being on the final passage of House Bill No. 1554, as amended, including Sections A and B, the roll was called and there were ayes, 61; nays, 30; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gunderson	Livingston	Rocheleau
Backes	Haman	Lundene	Sandness
Brekke	Haugland	McGeehan	Shablou
DeGroot	Hausauer, R.	Mertens	Solberg
Dick	Henning	Meyer	Stoltenow
Dornacker	Henry	Miedema	Stone
Dotzenrod	Hildebrand	Miller, B.	Streibel
Erickson, K.	Hoffner	Mushik	Thorsgard
Erickson, W.	Jacobson	Olienyk	Twetén
Fleming	Johnson, H.	Opedahl	Ulvedal
Gengler	Kieffer	Patrick	Walsh
Gerl	Kingsbury	Peterson, J.	Weber
Giffey	Larson, G.	Raymond	Wilkie
Glaspey	Laughlin	Reimers	Winge
Grant	Linderman	Rice	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Atkinson	Gackle	Jenkins	Peterson, R.
Austin	Ganser	Knudson	Raile
Berg	Halcrow	Lang	Rivinius
Boustead	Hausauer, A.	Larson, L.	Rolfstrud
Boyum	Hentges	Metzger	Wagner
Bunker	Herman	Moore	Welder
DeKrey	Hickle	Murphy	White
Eagles	Hilleboe		

Absent and not voting:

Hensrud	Lee	Miller, E.	Strinden
Johnson, K.	McGauvran	Rundle	

House Bill No. 1554, as amended, including Sections A and B was passed and title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1554 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1555. A Bill for an Act to amend and reenact section 39-04-12, subsection 2 of section 39-04-19 of the 1969 Supplement to the North Dakota Century Code and section 39-04-21 of the North Dakota Century Code, relating to contents of number plates and motor vehicle registration fees.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays, 6; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Haman	Laughlin	Rice
Atkinson	Haugland	Linderman	Rivinius
Austin	Hausauer, A.	Livingston	Rocheleau
Berg	Hausauer, R.	Lundene	Rolfsrud
Boustead	Henning	McGeehan	Sandness
Boyum	Henry	Mertens	Shablow
Brekke	Hensrud	Meyer	Solberg
Bunker	Hentges	Miedema	Stoltenow
DeGroot	Herman	Miller, B.	Stone
Dick	Hildebrand	Moore	Streibel
Dornacker	Hilleboe	Murphy	Thorsgard
Dotzenrod	Hoffner	Mushik	Ulvedal
Eagles	Jacobson	Olienyk	Wagner
Gackle	Jenkins	Opedahl	Walsh
Ganser	Johnson, H.	Patrick	Weber
Gengler	Kieffer	Peterson, J.	Welder
Giffey	Knudson	Peterson, R.	White
Grant	Lang	Raile	Wilkie
Gronneberg	Larson, G.	Raymond	Winge
Gunderson	Larson, L.	Reimers	Mr. Speaker
Halcrow			

Those voting in the negative were:

Backes	Erickson, W.	Hickle	Metzger
DeKrey	Fleming		

Absent and not voting:

Erickson, K.	Johnson, K.	McGauvran	Strinden
Gerl	Kingsbury	Miller, E.	Tweten
Glaspey	Lee	Rundle	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1555 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3033. A Concurrent Resolution urging the Secretary of the Interior to update the in-lieu payments in wetlands acquisitions.

Was read the second time.

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

So the House Concurrent Resolution was declared adopted on a a voice vote.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3033 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3037. A Concurrent Resolution urging the United States Congress to take action to adopt a na-

tional health insurance plan, as part of an overall system of national health care delivery.

Was read the second time.

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

So the House Concurrent Resolution was declared lost on a division vote.

House Concurrent Resolution No. 3070. A Concurrent Resolution urging the Congress of the United States to recognize the value of health care and to increase funds for health care.

Was read the second time.

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

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3068. A Concurrent Resolution urging Congress to abolish the Bureau of Indian Affairs.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3084. A Concurrent Resolution urging Congress to amend the Selective Service Act to provide that the draft shall only be used if there has been a declaration of war or national emergency.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared lost on a voice vote.

SECOND READING OF A HOUSE BILL

House Bill No. 1539. A Bill for an Act to create an Indian development fund under the supervision of the North Dakota business and industrial development department, and making an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 79; nays, 9; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Glaspey	Larson, G.	Rice
Austin	Grant	Larson, L.	Rivinius
Backes	Gronneberg	Laughlin	Rocheleau
Berg	Gunderson	Linderman	Rolfsrud
Boustead	Haman	Livingston	Shablow
Boyum	Haugland	Lundene	Solberg
Brekke	Hausauer, R.	McGeehan	Stoltzenow
Bunker	Henning	Mertens	Stone
DeGroot	Henry	Meyer	Streibel
DeKrey	Hentges	Miedema	Thorsgard
Dick	Herman	Miller, B.	Tweten
Dornacker	Hickle	Murphy	Ulvedal
Dotzenrod	Hildebrand	Mushik	Wagner
Eagles	Hilleboe	Olienyk	Walsh
Erickson, K.	Hoffner	Opedahl	Weber
Erickson, W.	Jacobson	Patrick	Welder
Fleming	Jenkins	Peterson, J.	Wilkie
Ganser	Johnson, H.	Peterson, R.	Winge
Gengler	Kieffer	Raymond	Mr. Speaker
Giffey	Knudson	Reimers	

Those voting in the negative were:

Atkinson	Hensrud	Metzger	Raile
Gackle	Lang	Moore	White
Hausauer, A.			

Absent and not voting:

Gerl	Kingsbury	Miller, E.	Sandness
Halcrow	Lee	Rundle	Strinden
Johnson, K.	McGauvran		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1539 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES TO THE SENATE

House Chamber
Bismarck, February 19, 1971

Mr. President: I have the honor to transmit:

House Concurrent Resolution No. 3015
House Concurrent Resolution No. 3020
House Concurrent Resolution No. 3022
House Concurrent Resolution No. 3025
House Concurrent Resolution No. 3026
House Concurrent Resolution No. 3028
House Concurrent Resolution No. 3030
House Concurrent Resolution No. 3035
House Concurrent Resolution No. 3038
House Concurrent Resolution No. 3042
House Concurrent Resolution No. 3044
House Concurrent Resolution No. 3045
House Concurrent Resolution No. 3046
House Concurrent Resolution No. 3047
House Concurrent Resolution No. 3055
House Concurrent Resolution No. 3058
House Concurrent Resolution No. 3064
House Concurrent Resolution No. 3066
House Concurrent Resolution No. 3067
House Concurrent Resolution No. 3069
House Concurrent Resolution No. 3076
House Concurrent Resolution No. 3077
House Concurrent Resolution No. 3080
House Concurrent Resolution No. 3081
House Concurrent Resolution No. 3083

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, February 19, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1011
House Bill No. 1140
House Bill No. 1288
House Bill No. 1315
House Bill No. 1351
House Bill No. 1361
House Bill No. 1460
House Bill No. 1476
House Bill No. 1480
House Bill No. 1492
House Bill No. 1550

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, February 19, 1971

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:
Senate Bill No. 2184

Very respectfully,
LEO LEIDHOLM, Secretary

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 19, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2006
Senate Bill No. 2012
Senate Bill No. 2014
Senate Bill No. 2061
Senate Bill No. 2128
Senate Bill No. 2182
Senate Bill No. 2253
Senate Bill No. 2279
Senate Bill No. 2354
Senate Bill No. 2364
Senate Bill No. 2370
Senate Bill No. 2378
Senate Bill No. 2382
Senate Bill No. 2389
Senate Bill No. 2398
Senate Bill No. 2416
Senate Bill No. 2459
Senate Bill No. 2477
Senate Bill No. 2481
Senate Bill No. 2498

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 19, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2415
Senate Bill No. 2418
Senate Bill No. 2445
Senate Bill No. 2448
Senate Bill No. 2449
Senate Bill No. 2462
Senate Bill No. 2466
Senate Bill No. 2492
Senate Bill No. 2502
Senate Bill No. 2507
Senate Bill No. 2509
Senate Bill No. 2510
Senate Bill No. 2160

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1040
House Bill No. 1049
House Bill No. 1050

House Bill No. 1051
 House Bill No. 1056
 House Bill No. 1067
 House Bill No. 1069
 House Bill No. 1072
 House Bill No. 1073
 House Bill No. 1074
 House Bill No. 1075
 House Bill No. 1082
 House Bill No. 1083
 House Bill No. 1090
 House Bill No. 1112
 House Bill No. 1151

Was delivered to the Governor for his approval at the hour of 10:16 o'clock a.m., February 19, 1971.

REP. MIEDEMA, Chairman

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 3006
 House Concurrent Resolution No. 3007
 House Concurrent Resolution No. 3008
 House Concurrent Resolution No. 3012

Was delivered to the Secretary of State at the hour of 10:15 o'clock a.m., February 19, 1971

REP. MIEDEMA, Chairman

MOTION

Rep. Dornacker moved that House Bills Nos. 1431 and 1476 be reprinted, which motion prevailed.

EXPLANATION OF VOTE

Rep. Streibel: "Mr. Speaker: I wish to explain my vote on House Bill No. 1501 and House Bill No. 1517. I do not oppose teachers' retirement programs. I feel the cost of teachers' retirement programs should be shared by all the people of North Dakota, and not just the property owners of North Dakota."

MOTION

Rep. Streibel moved that the House be on the Fifth Order, and at the conclusion of the Fifth Order, the House stand recessed, subject to the call of the chair, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2025 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 11, delete the figure "2,737,824.00" and insert in lieu thereof the figure "2,755,474.00"

On page 1, line 15, delete the figure "1,848,337.00" and insert in lieu thereof the figure "1,862,737.00"

On page 1, line 16, delete the figure "280,813.00" and insert in lieu thereof the figure "284,063.00"

On page 1, line 21, delete the figure "2,737,824.00" and insert in lieu thereof the figure "2,755,474.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The intent for the increase is to provide for one additional auditor, contingent on the passage of H. B. 1475 in the Senate.

REP. REIMERS, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2067 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2315 has had the same under consideration and recommends that the same be returned to the House without recommendation.

And be re-referred to the Committee on Appropriations.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted. Senate Bill No. 2315 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2322 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 4007 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

House stood recessed, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

FORTIETH DAY AFTER RECESS,
FORTY-FIRST DAY, AND FORTY-SECOND DAY

Bismarck, February 22, 1971

The House reconvened, pursuant to the call of the chair, with Speaker Bier presiding.

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 19, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1205
House Bill No. 1229
House Bill No. 1254
House Bill No. 1276
House Bill No. 1352
House Bill No. 1431
House Bill No. 1440
House Bill No. 1497
House Bill No. 1501
House Bill No. 1514
House Bill No. 1517
House Bill No. 1518
House Bill No. 1539
House Bill No. 1545
House Bill No. 1554
House Bill No. 1555
House Concurrent Resolution No. 3033

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 20, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1002
House Bill No. 1176
House Bill No. 1299
House Bill No. 1331
House Bill No. 1336
House Bill No. 1448

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, February 22, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2001
Senate Bill No. 2005

Senate Bill No. 2076
 Senate Bill No. 2093
 Senate Bill No. 2122
 Senate Bill No. 2130
 Senate Bill No. 2180
 Senate Bill No. 2192
 Senate Bill No. 2194
 Senate Bill No. 2204
 Senate Bill No. 2215
 Senate Bill No. 2225
 Senate Bill No. 2276
 Senate Bill No. 2283
 Senate Bill No. 2285
 Senate Bill No. 2307
 Senate Bill No. 2324
 Senate Bill No. 2332
 Senate Bill No. 2333
 Senate Bill No. 2347
 Senate Bill No. 2352
 Senate Bill No. 2373
 Senate Bill No. 2379
 Senate Bill No. 2381
 Senate Bill No. 2395
 Senate Bill No. 2397
 Senate Bill No. 2409
 Senate Bill No. 2457
 Senate Bill No. 2458
 Senate Bill No. 2460
 Senate Bill No. 2461
 Senate Bill No. 2472
 Senate Bill No. 2480
 Senate Bill No. 2503
 Senate Bill No. 2504
 Senate Bill No. 2505
 Senate Bill No. 2508
 Senate Bill No. 2511

Senate Concurrent Resolution No. 4012

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 22, 1971

Mr. President: I have the honor to return:

Senate Concurrent Resolution No. 4032

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, February 22, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1079

House Bill No. 1162

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2040 has had the same under consideration and recommends that the same do pass.

REP. LANG, Vice-Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2038 has had the same under consideration and recommends that the same do pass.

REP. LANG, Vice-Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2117 has had the same under consideration and recommends that the same do pass.

REP. LANG, Vice-Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2123 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2127 has had the same under consideration and recommends that the same do pass.

REP. LANG, Vice-Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2170 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. R. PETERSON, Vice-Chairman

Rep. Raymond moved that the report be adopted, which motion prevailed and the report was adopted. Senate Bill No. 2170 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2228 has had the same under consideration and recommends that the same do pass.

REP. LANG, Vice-Chairman

Rep. Herman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2229 has had the same under consideration and recommends that the same do pass.

REP. R. PETERSON, Vice-Chairman

Rep. Fleming moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2231 has had the same under consideration and recommends that the same do pass.

REP. LANG, Vice Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2268 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2269 has had the same under consideration and recommends that the same be amended as follows:

On page 2, delete all of lines 10 through 17 and insert in lieu thereof the following:

"Any nonsigning working interest owner may withdraw from the unit to which his interest is committed by transferring, without warranty of title, either express or implied, to the other working interest owners, all his oil and gas rights together with his interest in all unit equipment and in all wells used in unit operations. The instrument of transfer may be delivered to the unit operator for the transferees. Such transfer shall relieve the withdrawing working interest owner from further liability for unit operations but shall not relieve him from any obligation or liability incurred prior to the date of delivery of the instrument of transfer. The interest so transferred shall be owned by the transferees in proportion to their respective participation in the unit. The transferees, in proportion to the respective interests so acquired, shall pay the transferor for his interest in unit equipment and wells the net salvage value thereof as determined by agreement between the transferor and the transferees. In the event such net salvage value is not agreed upon within sixty days after such transfer, then either party may request a hearing of the matter before the commission, and, after notice and hearing, the commission shall determine such value."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2294 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2296 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2417 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2427 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2451 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. McGeehan moved that the report be adopted.

Rep. Hentges moved a substitute motion, that Senate Bill No. 2451 be placed on the calendar, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2230 has had the same under consideration and recommends that the same be amended as follows:

On page 10, line 17 of the engrossed bill after the word "for" insert the following language "a copy of the transcript of the testimony given before the grand jury as it relates to him and the charges against him. Upon receipt of such written demand, the judge shall issue an appropriate order. If the judge for any reason determines that a copy of a transcript of the testimony cannot be obtained, the person indicted shall be entitled, but not otherwise, to"

And renumber the pages and lines accordingly.

And when so amended recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Moore moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2303 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Raile moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2320 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed and the report was adopted.

ANNOUNCEMENT REGARDING RULING OF THE CHAIR REGARDING HOUSE BILL No. 1507

Speaker Bier: "On Friday, Rep. Hoffner requested a further ruling on the decision of the Chair that House Bill No. 1507 was lost for want of a two-thirds majority. The Chair referred the matter to the Attorney General's Office for an opinion, which we have received. The opinion states that the sections of the bill are so inter-related that portions of it cannot stand alone. Therefore, the decision of the Chair that House Bill No. 1507 was lost due to lack of a two-thirds vote is sustained.

Rep. Hoffner requested that his remarks in regard to House Bill No. 1507 be printed in the Journal.

Rep. Hoffner: "Mr. Speaker: I feel that the portion of House Bill No. 1507 would have set up a Department of Correction and could stand with the Probation and the Parole Office and the State Youth Authority, and would still be a meaningful and a worthwhile division. I would like at this time to refer back to House Bill No. 1299, and the decision made there. For the record, I feel that we are setting a precedent that could be followed by future legislative sessions.

"I feel that no bill can be amended except by unanimous consent of the House, or a Committee of the Whole, or by Committee action.

"I also feel that the question was divided after the vote was called, and according to the rules of the House, this is not proper. I feel that the total membership should have an opportunity to vote on the divided question. On the question of House Bill No. 1299, it is very possible that when the interest rate portions were taken out, the bill might only have received forty-eight votes, and it is also possible that it would have received seventy or eighty votes, but the total membership did not have a right to vote on the divid-

ed question, and I would like to have the record show that we have set a new precedent, and I don't know how it can be changed now, but I hope in the future, this will not be a precedent which is followed."

SECOND READING OF SENATE BILLS

Senate Bill No. 2066. A Bill for an Act to repeal section 16-20-10 of the North Dakota Century Code, relating to immunity from prosecution for persons testifying to campaign contributions by corporations.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 66; nays, 13; absent and not voting, 19.

Those voting in the affirmative were:

Anderson	Halcrow	Kingsbury	Raile
Atkinson	Haman	Lang	Raymond
Austin	Hausauer, A.	Larson, G.	Reimers
Berg	Hausauer, R.	Larson, L.	Rivinius
Boustead	Henning	Laughlin	Rocheleau
Boyum	Henry	Lee	Rundle
Brekke	Hensrud	Livingston	Shablow
DeGroot	Hentges	Lundene	Stoltenow
DeKrey	Herman	Mertens	Stone
Dick	Hickle	Metzger	Streibel
Dornacker	Hildebrand	Miller, E.	Strinden
Dotzenrod	Hoffner	Moore	Ulvedal
Eagles	Jacobson	Murphy	Wagner
Erickson, K.	Jenkins	Mushik	Welder
Gackle	Johnson, H.	Olienyk	White
Gronneberg	Johnson, K.	Peterson, R.	Mr. Speaker
Gunderson	Kieffer		

Those voting in the negative were:

Erickson, W.	Glaspay	McGeehan	Patrick
Fleming	Grant	Meyer	Rolfstrud
Gengler	McGauvran	Miller, B.	Wilkie
Gerl			

Absent and not voting:

Backes	Hilleboe	Peterson, J.	Tweten
Bunker	Knudson	Rice	Walsh
Ganser	Linderman	Sandness	Weber
Giffey	Miedema	Solberg	Winge
Haugland	Opedahl	Thorsgard	

So the bill passed and the title was agreed to.

Senate Bill No. 2138. A Bill for an Act to amend and reenact section 16-04-17 of the North Dakota Century Code, to provide that precincts shall be arranged on voting machines according to the total votes cast in the previous general election for governor, and to provide for the placement of names on ballots and voting machines in races having more than three candidates.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 78; nays, 1; absent and not voting, 19.

Those voting in the affirmative were:

Anderson	Grant	Kingsbury	Peterson, R.
Atkinson	Gronneberg	Lang	Raile
Austin	Gunderson	Larson, G.	Raymond
Berg	Halcrow	Larson, L.	Reimers
Boustead	Haman	Laughlin	Rivinius
Boyum	Hausauer, A.	Lee	Rocheleau
Brekke	Hausauer, R.	Livingston	Rolfstrud

DeGroot	Henning	Lundene	Rundle
DeKrey	Henry	McGauvran	Shablow
Dick	Hensrud	McGeehan	Stoltenow
Dornacker	Hentges	Mertens	Stone
Dotzenrod	Herman	Metzger	Streibel
Eagles	Hickle	Meyer	Strinden
Erickson, K.	Hildebrand	Miller, B.	Ulvedal
Erickson, W.	Hoffner	Miller, E.	Wagner
Fleming	Jacobson	Murphy	Welder
Gackle	Jenkins	Mushik	White
Gengler	Johnson, H.	Olienyk	Wilkie
Gerl	Johnson, K.	Patrick	Mr. Speaker
Glaspey	Kieffer		

Those voting in the negative were:

Moore

Absent and not voting:

Backes	Hilleboe	Peterson, J.	Tweten
Bunker	Knudson	Rice	Walsh
Ganser	Linderman	Sandness	Weber
Giffey	Miedema	Solberg	Winge
Haugland	Opedahl	Thorsgard	

So the bill passed and the title was agreed to.

MOTION

Rep. E. Miller moved that the House reconsider the action by which House Concurrent Resolution No. 3037 was lost.

Rep. E. Miller requested a recorded roll call vote on the motion to reconsider.

ROLL CALL

The roll was called and there were ayes, 32; nays, 46; absent and not voting, 20.

Those voting in the affirmative were:

Anderson	Glaspey	Kieffer	Miller, B.
DeGroot	Grant	Laughlin	Miller, E.
Dotzenrod	Gronneberg	Livingston	Mushik
Erickson, K.	Haman	Lundene	Patrick
Erickson, W.	Henry	McGauvran	Rocheleau
Fleming	Hoffner	McGeehan	Rolfsrud
Gengler	Jacobson	Mertens	Shablow
Gerl	Johnson, H.	Meyer	Wilkie

Those voting in the negative were:

Atkinson	Halcrow	Lang	Rivinius
Austin	Hausauer, A.	Larson, G.	Sandness
Berg	Hausauer, R.	Larson, L.	Stoltenow
Brekke	Henning	Lee	Stone
Boustead	Hensrud	Metzger	Streibel
Boyum	Hentges	Moore	Strinden
DeKrey	Herman	Murphy	Ulvedal
Dick	Hickle	Olienyk	Wagner
Dornacker	Hildebrand	Peterson, R.	Welder
Eagles	Jenkins	Raile	White
Gackle	Johnson, K.	Raymond	Mr. Speaker
Gunderson	Kingsbury	Reimers	

Absent and not voting:

Backes	Hilleboe	Peterson, J.	Tweten
Bunker	Knudson	Rice	Walsh
Ganser	Linderman	Rundle	Weber
Giffey	Miedema	Solberg	Winge
Haugland	Opedahl	Thorsgard	

The motion failed.

COMMEMORATION AND RECOGNITION

Rep. Rundle introduced Mr. Curtis Homelvig and Mrs. Wilmer Aus, son and daughter of the late Albert Homelvig, who was a member of the House of Representatives for 5 terms. Also introduced were their spouses and 4 grandchildren, Gary, Susan, Sharon and Gordon Aus.

Rep. Rundle spoke a few minutes in eulogy of the late Hon. Albert Homelvig.

Rep. Streibel moved that Senate Bill No. 2248 be laid over one legislative day, which motion prevailed.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order, the House stand adjourned, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2006. A Bill for an Act to appropriate money for the expenses of the legislative branch of government, and declaring an emergency.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2012. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items and special projects for the state hospital at Jamestown, North Dakota.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2014. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous, and special projects, of the state penitentiary and state farm.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2033. A Bill for an Act making an appropriation for the expenses of the operation of the centralized data processing system.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2061. A Bill for an Act to amend and reenact section 15-59.1-01 of the North Dakota Century Code, relating to the mandatory formation of county boards of special education.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2089. A Bill for an Act to establish an administrative committee on veterans' affairs and to provide for its powers and duties and organization thereof; to amend and reenact sections 37-01-25.1, 37-14-04, 37-14-05, 37-14-06, 37-14-07, 37-14-08, 37-14-09, 37-14-10, 37-14-11, 37-14-12, 37-14-18, 37-15-03, 37-15-07, 37-15-08, 37-15-10, 37-15-15, 37-15-16, 37-15-19, 37-15-21, and 37-18-07 of the North Dakota Century Code, relating to the veterans' aid fund, the veterans' aid commission, and the soldiers' home, and the administrative procedures thereof; and to repeal sections 37-14-01, 37-14-02, 37-14-03.1, 37-14-03.2, 37-14-03.4, 37-41-03.5, 37-14-13, 37-14-15, 37-14-17, 37-15-04, 37-15-05, 37-15-06, 37-15-09, 37-15-20, 37-18-02, 37-18-03, and 37-18-09 of the North Dakota Century Code, relating to the qualifications, compensation, and terms of members of the veterans' aid commission, appropriations to the veterans' aid fund, the postwar rehabilitation fund, meetings, compensation, powers and duties, oath and bond, approval of contracts, advertisement for bids by the trustees of the soldiers' home, qualifications and appointment of

the veterans' service commissioner, and the advisory committee to the department of veterans' affairs.

Which was read the first time and referred to the committee on Veterans' Military Affairs.

Senate Bill No. 2128. A Bill for an Act to amend and reenact section 15-47-14 of the North Dakota Century Code, relating to attendance at education association meetings by superintendents, principals, and teachers.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2160. A Bill for an Act to amend and reenact section 15-47-21, subsection 2 of section 15-53.1-01, and sections 15-53.1-05, 15-53.1-06, 15-53.1-07, 15-53.1-11, 15-53.1-12, 15-53.1-13, 15-53.1-14, 15-53.1-15, 15-53.1-16, 15-53.1-17, 15-53.1-18, 15-53.1-19, 15-53.1-20, 15-53.1-25, 15-53.1-26, 15-53.1-28, 15-53.1-29, 15-53.1-30, 15-53.1-32, 15-53.1-33, 15-53.1-37, 15-53.1-39, 15-53.1-41, and 15-53.1-42, as contained in house bill no. 1045, as approved by the forty-second legislative assembly, relating to changing the county reorganization committee to a regional committee.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2182. A Bill for an Act to amend and reenact subsections 1 and 2 of section 11-10-10 of the North Dakota Century Code, relating to increasing salaries of county officers and imposing a minimum salary level.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2221. A Bill for an Act to require certain persons to report the names of blind persons to the school for the blind and the names of deaf persons to the school for the deaf.

Which was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 2236. A Bill for an Act to amend and reenact sections 24-08-01 and 24-08-03 of the North Dakota Century Code, relating to construction of bridges by board of county commissioners, and rebuilding or repairing bridges.

Which was read the first time and referred to the committee on Transportation.

Senate Bill No. 2253. A Bill for an Act to amend and reenact section 27-05-03.2 of the North Dakota Century Code, relating to retirement compensation of supreme and district court judges.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2279. A Bill for an Act to amend and reenact subsection 7 of section 25-03-11 of the North Dakota Century Code, relating to judicial procedures in hospitals upon order of mental health board.

Which was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 2287. A Bill for an Act to amend and reenact section 14-03-13 of the North Dakota Century Code, to provide that the standard serological test for syphilis required for filing of application for marriage license may be performed by any laboratory approved by the state health officer.

Which was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 2306. A Bill for an Act to amend and reenact subsection 7 of section 21-03-06 and sections 21-03-07, 21-03-09, 21-03-15, 21-03-18, 21-03-19, and 21-03-28 of the North Dakota Century Code, relating to municipal bonds, and modifying procedures with respect thereto.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2354. A Bill for an Act to amend and reenact section 40-35-02, 40-35-09, and 40-36-13 of the North Dakota Century Code, relating to municipal revenue bonds.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2364. A Bill for an Act to provide for the resolution of conflicting interests in the production of oil and gas, subsurface minerals, and coal.

Which was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 2370. A Bill for an Act to amend and reenact sections 29-06-08 and to repeal section 29-06-16 of the North Dakota Century Code relating to arrests.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2378. A Bill for an Act to amend and reenact sections 38-14-05 and 38-14-07 of the North Dakota Century Code, relating to duties of an operator and bonding of an operator under the Strip Mining Reclamation Act.

Which was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 2382. A Bill for an Act to amend and reenact section 43-13-20 of the North Dakota Century Code, relating to the renewal of a certificate of registration to practice optometry, to the requirements of continuing optometric education, and to the payment of a license fee.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2389. A Bill for an Act to amend and reenact sections 40-22-09, 40-22-10, 40-22-11, 40-12-15, 40-22-18, 40-22-19 and 40-22-36, North Dakota Century Code, relating to improvement districts in municipalities, and changing procedures with respect thereto.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2398. A Bill for an Act to create and enact subsection 15 of section 11-11-14 of the North Dakota Century Code; and to amend and reenact subsection 14 of section 11-11-14 of the North Dakota Century Code, relating to the powers and duties of boards of county commissioners regarding garbage collection and operation of sanitary landfills or other places of disposal.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2415. A Bill for an Act to amend and reenact subsection 3 of section 57-37-21 of the North Dakota Century Code, relating to an alternate method of valuing the gross estate of a decedent for estate tax purposes, and providing for an effective date.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2416. A Bill for an Act to amend and reenact section 1 of chapter 409 of the 1969 Session Laws of North Dakota, relating to the sale of land belonging to the school for the deaf.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2418. A Bill for an Act to amend and reenact

subsection 1 of section 57-38-38 of the North Dakota Century Code, relating to the time for auditing corporate income tax returns.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2445. A Bill for an Act to amend and reenact section 15-47-31 of the North Dakota Century Code, and to amend and reenact subsection 18 of section 15-29-08 of the North Dakota Century Code authorizing grade or high schools and the board of any public school district to contract with insurance companies for medical and hospital benefits.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2448. A Bill for an Act to state the circumstances in which a court should exercise jurisdiction which has been granted it by the defendant's consent, or should refrain from exercising existing jurisdiction because of an agreement by the parties that suit should be brought in another state.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2449. A Bill for an Act to amend and reenact sections 47-11-01 and 47-11-02 of the North Dakota Century Code, relating to the transfer of personal property by sale or exchange and interests in trusts, and to repeal sections 47-11-03, 47-11-04, and 47-11-05 of the North Dakota Century Code.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2459. A Bill for an Act to amend and reenact section 41-09-49 of the North Dakota Century Code, relating to a secured party's right to take possession after default.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2462. A Bill for an Act to amend and reenact section 27-12-04 of the North Dakota Century Code, relating to payment of funds from the state bar fund to the state bar association.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2466. A Bill for an Act to amend and reenact section 58-05-02 of the North Dakota Century Code, relating to township officers and providing an option to not elect a township assessor.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2477. A Bill for an Act to amend and reenact subsection 3 of section 57-15-12 of the North Dakota Century Code relating to excess levies in park districts.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2481. A Bill for an Act to provide for the levy of taxes by counties for the payment of indebtedness of townships to counties.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2492. A Bill for an Act to create and enact three new sections to chapter 57-38 of the North Dakota Century Code, relating to the definition of adjusted federal income tax liability of individuals, income tax rates, and to provide for a credit for income taxes paid to another state by a resident; to amend and reenact subsections 20 and 21 of section 57-38-01; subdivision a of subsection 2 and subdivision b of subsection 6 of

section 57-38-04; section 57-38-29; subsection 2 of section 57-38-31 of the North Dakota Century Code, relating to definitions, rates of tax, and filing of returns for income tax purposes; to repeal sections 57-38-01.1, 57-38-01.2, 57-38-01.4, 57-38-06.1 and 57-46-01 of the North Dakota Century Code, relating to adjustments, subchapter S corporations, non-residents and military income for income tax purposes; and to provide for an effective date.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2498. A Bill for an Act to provide for additional funds for law enforcement services in counties, cities, and townships, and to provide for the establishment and cancellation of a tax levy therefor.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2502. A Bill for an Act to amend and reenact section 25-12-03 of the North Dakota Century Code, relating to the control of the south central mental health and retardation center.

Which was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 2507. A Bill for an Act to amend and reenact section 57-58-01 of the North Dakota Century Code, relating to distribution of personal property tax replacement funds to counties and political subdivisions.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2509. A Bill for an Act to provide for state legislative apportionment, and to repeal section 1 of chapter 338 of the North Dakota Session Laws of 1965, relating to state legislative apportionment.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2510. A Bill for an Act to amend and reenact sections 16-04-01, 16-04-16, and 16-06-03 of the North Dakota Century Code, and to repeal section 16-01-14 of the North Dakota Century Code, all relating to the reduction of the number of North Dakota members of the United States house of representatives from two to one.

Which was read the first time and referred to the committee on State and Federal Government.

The House stood adjourned, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

FORTY-FIRST DAY

Bismarck, February 22, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Marvin Klemmer, Catholic Chancery Office, Bismarck.

Roll was called, and all members were present except Reps. Backes, Bunker, Ganser, Giffey, Haugland, Hilleboe, Knudson, Linderman, Miedema, Opedahl, J. Peterson, Rice, Sandness, Solberg, Thorsgard, Tweten, Walsh, Weber and Winge.

Rep. Streibel moved that the record show that the following members are excused to travel to Washington, D. C., on official business February 22 and 23, 1971: Reps. Solberg, Haugland, Knudson, Backes, Winge, Weber, Sandness, Bunker, Tweten, Miedema, Linderman and J. Peterson, which motion prevailed.

A quorum was declared by the Speaker.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-ninth Day after recess and Fortieth Day and recommends that the same be corrected as follows:

Page 896, lines 23 through 37, delete "Concurrent Resolution and substitute in lieu thereof "Bill"

Page 905, line 37, delete "Reimers"

Page 905, line 60, insert "Reimers"

Page 915, line 53, delete "House" and insert "Senate" in lieu thereof.

Page 916, following line 21, insert the following: "House Concurrent Resolution No. 3008"

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the amendments to Senate Bill No. 2025 as recommended by the Committee on Appropriations as printed on page 916 of the House Journal be adopted, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2067. A Bill for an Act to create and enact sections 16-01-11.1 and 16-01-11.2 of the North Dakota Century Code; to amend and reenact section 16-01-11 of the North Dakota Century Code, relating to regulations governing initiative, referendum, and recall petitions, and the powers and duties of the secretary of state in regard thereto; providing an appropriation; and declaring an emergency.

Which has been read.

Rep. Streibel moved that the rules be suspended and Senate Bill No. 2067 be deemed properly before the body, which motion prevailed.

Rep. Rundle requested that the record show that he protests a decision that only the emergency clause would require a two-thirds vote, inasmuch as this legislation deals with an initiated and referred measure, and the entire measure would require a two-thirds vote.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 34; absent and not voting, 20.

Those voting in the affirmative were:

Anderson	Glaspey	Jenkins	Peterson, R.
Boustead	Grant	Larson, G.	Reimers
Boyum	Gronneberg	Larson, L.	Rivinius
DeGroot	Gunderson	Laughlin	Rocheleau
Dick	Haman	Livingston	Stoltenow
Dornacker	Hausauer, R.	McGeehan	Stone
Dotzenrod	Hensrud	Meyer	Streibel
Eagles	Hentges	Miller, E.	Strinden
Erickson, K.	Herman	Moore	Wagner
Erickson, W.	Hoffner	Opedahl	White
Gengler	Jacobson	Patrick	Mr. Speaker

Those voting in the negative were:

Atkinson	Henning	Lee	Raile
Austin	Henry	McGauvran	Raymond
Berg	Hickle	Mertens	Rolfsrud
DeKrey	Hildebrand	Metzger	Rundle
Fleming	Johnson, H.	Miller, B.	Shablow
Gackle	Johnson, K.	Murphy	Ulvedal

Gerl	Kieffer	Mushik	Welder
Halcrow	Kingsbury	Olienyk	Wilkie
Hausauer, A.	Lang		

Those absent and not voting:

Backes	Haugland	Miedema	Thorsgard
Brekke	Hilleboe	Peterson, J.	Tweten
Bunker	Knudson	Rice	Walsh
Ganser	Linderman	Sandness	Weber
Giffey	Lundene	Solberg	Winge

So the bill lost.

Rep. Halcrow moved that the vote by which House Bill No. 2067 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion failed on a division vote.

INTENTION TO RECONSIDER

Rep. Streibel announced his intention to reconsider Senate Bill No. 2067.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-SECOND DAY

Bismarck, February 22, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Marvin Klemmer, Catholic Chancery Office, Bismarck.

Roll was called, and all members were present except Reps. Backes, Bunker, Ganser, Giffey, Haugland, Hilleboe, Knudson, Linderman, Miedema, J. Peterson, Rice, Sandness, Solberg, Thorsgard, Tweten, Walsh, Weber and Winge.

A quorum was declared by the Speaker.

SECOND READING OF A SENATE BILL

Senate Bill No. 2322. A Bill for an Act to amend and reenact section 12-60-01 of the North Dakota Century Code relating to changing the name of the North Dakota state bureau of criminal identification and apprehension.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 77; nays, 0; absent and not voting, 21.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Peterson, R.
Atkinson	Halcrow	Larson, L.	Raile
Austin	Haman	Laughlin	Raymond
Berg	Hausauer, A.	Lee	Reimers
Brekke	Hausauer, R.	Livingston	Rivinius
Boustead	Henning	Lundene	Rocheleau
Boyum	Henry	McGauvran	Rofsrud
DeGroot	Hensrud	McGeehan	Rundle
DeKrey	Hentges	Mertens	Shablow
Dick	Herman	Metzger	Stoltenow
Dornacker	Hickle	Meyer	Stone
Dotzenrod	Hildebrand	Miller, B.	Streibel
Eagles	Hoffner	Miller, E.	Strinden
Erickson, K.	Jacobson	Moore	Ulvedal
Erickson, W.	Jenkins	Murphy	Wagner
Gackle	Johnson, H.	Mushik	Welder

Gerl	Johnson, K.	Olienyk	White
Glasphey	Kieffer	Opedahl	Wilkie
Grant	Lang	Patrick	Mr. Speaker
Gronneberg			

Absent and not voting:

Backes	Haugland	Miedema	Thorsgard
Bunker	Hilleboe	Peterson, J.	Tweten
Fleming	Kingsbury	Rice	Walsh
Ganser	Knudson	Sandness	Weber
Gengler	Linderman	Solberg	Winge
Giffey			

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4007. A Concurrent Resolution directing the State Auditor's office to establish a performance post-audit program, and declaring legislative intent regarding the expenditure of funds appropriated to the State Auditor's office for the biennium ending June 30, 1973.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 73; nays, 5; absent and not voting, 20.

Those voting in the affirmative were:

Anderson	Grant	Kieffer	Olienyk
Atkinson	Gronneberg	Kingsbury	Opedahl
Austin	Gunderson	Lang	Patrick
Berg	Halcrow	Larson, G.	Peterson, R.
Boustead	Haman	Larson, L.	Raile
Boyum	Hausauer, A.	Laughlin	Raymond
Brekke	Hausauer, R.	Lee	Riemers
DeGroot	Henning	Livingston	Rivinius
DeKrey	Henry	Lundene	Rocheleau
Dick	Hensrud	McGauvran	Shablow
Dornacker	Hentges	McGeehan	Stoltenow
Dotzenrod	Herman	Mertens	Stone
Eagles	Hickle	Metzger	Streibel
Erickson, K.	Hildebrand	Meyer	Ulvedal
Erickson, W.	Hoffner	Miller, B.	Wagner
Fleming	Jacobson	Miller, E.	White
Gackle	Jenkins	Moore	Wilkie
Gerl	Johnson, H.	Mushik	Mr. Speaker
Glasphey			

Those voting in the negative were:

Murphy	Rundle	Strinden	Welder
Rolfsrud			

Absent and not voting:

Backes	Haugland	Miedema	Thorsgard
Bunker	Hilleboe	Peterson, J.	Tweten
Ganser	Johnson, K.	Rice	Walsh
Gengler	Knudson	Sandness	Weber
Giffey	Linderman	Solberg	Winge

So the Senate Concurrent Resolution was declared adopted.

EXPLANATION OF VOTE

Rep. Strinden: "Mr. Speaker, I am one hundred percent in favor of performance auditing. Rep. Streibel introduced a bill acted on by this Assembly that would put the performance auditing in the Legislative Branch, and I think that is where it should be, if we are going to audit that legislative intention is carried out. If we are going to follow the lead of many states, we will put this part of our audit-

ing in the Legislative Branch of the government. I registered my vote against this resolution, not because I was opposed to performance auditing, but because I felt this function should be in the Legislative Branch."

RECOGNITION

Rep. Raile announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Ed Haag, and Rep. Haag was thereupon introduced to the House.

FIRST READING OF HOUSE MEMORIAL RESOLUTION

Was read the first time.

Rep. L. Hausauer moved that the rules be suspended, that House Memorial Resolution "A" be not referred to committee, not printed as a bill but printed in the journal, and placed on second reading and final passage, which motion prevailed.

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HOUSE MEMORIAL RESOLUTION No. "A"

Introduced by Committee on House Memorial Resolutions

1 A memorial resolution for deceased members of the House of
2 Representatives of the State of North Dakota.

3

4 WHEREAS, God in His wisdom has seen fit to summon to
5 eternal rest His servants and our former colleagues:

6 CARL J. AUSTAD, who served in the Twenty-seventh
7 Legislative Assembly, from the forty-ninth district, died
8 October 25, 1970.

9 OTTO BAUER, who served in the fortieth Legislative
10 Assembly, from the eighth district, died December 5, 1970.

11 RALPH BEEDE, who served in the Twenty-sixth to the
12 Twenty-eighth and the Thirty-second to the Thirty-sixth
13 Legislative Assemblies, from the forty-seventh district, died
14 December 4, 1969.

15 DONALD K. DIKE, who served in the Twenty-sixth
16 Legislative Assembly, from the fourth district, died May 16, 1966.

17 JOE GUMERINGER, who served in the Thirty-first,
18 Thirty-third, and Thirty-fourth Legislative Assemblies, from
19 the forty-second district, died September 13, 1970.

20 JOHN H. HAUGEN, who served in the Thirty-first
21 Legislative Assembly, from the sixteenth district, died
22 February 23, 1970.

23 CHRIS HILLEBOE, who served in the Thirty-fifth and
24 Thirty-sixth Legislative Assemblies, from the ninth district,

PAGE 2

1 died July 12, 1969.

2 ALBERT HOMELVIG, who served in the Thirtieth to the
3 Thirty-fourth Legislative Assemblies, from the thirty-ninth
4 district, died March 26, 1970.

5 MILO KNUDSEN, who served in the Thirty-fourth to the
6 Thirty-ninth Legislative Assemblies, from the twenty-fourth
7 district, died February 12, 1970.

8 RICHARD R. LOFTHUS, who served in the Twenty-second
9 and Twenty-third Legislative Assemblies, from the seventeenth
10 district, died December 10, 1970.

11 KENNETH C. LOWE, who served in the Thirty-fifth to the
12 Thirty-eighth Legislative Assemblies, from the sixth district,
13 died February 15, 1971.

14 CARL A. MILLER, who served in the Nineteenth to the
15 Twenty-first Legislative Assemblies, from the thirty-sixth
16 district, died August 30, 1969.

17 L. C. MUELLER, who served in the Thirty-fourth to the
18 Forty-first Legislative Assemblies, from the twenty-fifth
19 district, died August 17, 1970.

- 20 HARRY G. RENFROW, who served in the Thirty-fourth to
 21 the Thirty-seventh Legislative Assemblies, from the eighteenth
 22 district, died April 6, 1970.
 23 HENRY ROEN, who served in the Thirtieth Legislative
 24 Assembly, from the thirty-ninth district, died October 4, 1970.
 25 ARTHUR J. RULON, who served in the Nineteenth to the
 26 Twenty-second Legislative Assemblies, from the twenty-third
 27 district, died March 28, 1970.
 28 JOHN C. SANDNESS, who served in the Twenty-fifth
 29 Legislative Assembly, from the twenty-fourth district, died
 30 December 31, 1968.
 31 RAY SCHNELL, who served in the Twenty-sixth, Twenty-
 32 eighth, Twenty-ninth, and Thirty-eighth Legislative Assemblies,
 33 from the thirty-first district, died April 5, 1970.
 34 HAROLD G. SKAAR, who served in the Thirty-fifth to the
 35 Fortieth Legislative Assemblies, from the forty-fourth

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- 1 district, died August 5, 1970.
 2 MARTIN SMEDSHAMMER, who served in the Thirty-sixth
 3 Legislative Assembly, from the twenty-fourth district, died
 4 October 25, 1969.
 5 LYNN W. SPERRY, who served in the Twentieth Legislative
 6 Assembly, from the twenty-seventh district, died
 7 November 9, 1969.
 8 TARGIE TRYDAHL, who served in the Twenty-fifth to the
 9 Twenty-seventh and the Thirty-second to the Thirty-fifth
 10 Legislative Assemblies, from the seventh district, died
 11 July 16, 1970.
 12 HOWARD C. WILLIAMS, who served in the Twenty-fourth
 13 to the Twenty-eighth Legislative Assemblies, from the thirty-
 14 seventh district, died October 14, 1969.
 15 RICHARD E. WOLF, who served in the Twenty-sixth to the
 16 Twenty-ninth and the Thirty-third Legislative Assemblies,
 17 from the thirtieth district, died October 9, 1970.
 18 WHEREAS, today, we as members of the House of
 19 Representatives of the Forty-second Legislative Assembly of
 20 the State of North Dakota pause to mourn the passing of our
 21 former colleagues, and to honor their memories; and
 22 WHEREAS, these Legislators rendered outstanding service
 23 to the people of the State by their contribution to their
 24 fellowmen and their communities;
 25 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
 26 REPRESENTATIVES OF THE FORTY-SECOND LEGISLA-
 26a TIVE ASSEMBLY
 27 OF THE STATE OF NORTH DAKOTA:
 28 That we express our keen sorrow on their passing and our
 29 appreciation, on behalf of the people of North Dakota, of the
 30 loyal and devoted service of these, our former colleagues; and
 31 BE IT FURTHER RESOLVED, that for the perpetuation of
 32 their memory this token of respect and sympathy by their
 33 successors in trust be printed in the journal of the House of
 34 Representatives and that duly enrolled copies of this resolution
 35 be presented by the Secretary of State to the surviving

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- 1 families of these deceased Representatives.

SECOND READING OF HOUSE MEMORIAL RESOLUTION
House Memorial Resolution No. "A". A Memorial Resolution for
 deceased members of the House of Representatives of the State of
 North Dakota.

Which has been read.

So the House Memorial Resolution "A" was adopted on a voice
 vote.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, February 22, 1971

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 2443

Very respectfully,

LEO LEIDHOLM, Secretary of Senate

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Tuesday, February 23, 1971, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-SECOND DAY AFTER RECESS
AND FORTY-THIRD DAY

Bismarck, February 23, 1971

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bier presiding.

PRESENTATION OF COMMUNICATIONS
STATE OF NORTH DAKOTA

Executive Office
Bismarck

February 20, 1971

The Honorable Howard F. Bier
Speaker of the House
North Dakota House of Representatives
Bismarck, North Dakota

Dear Mr. Speaker:

This is to inform you that on February 19, I signed the following House Bills:

House Bill No. 1049
House Bill No. 1051
House Bill No. 1056

On February 20, I signed the following House Bills:

House Bill No. 1040
House Bill No. 1050
House Bill No. 1067
House Bill No. 1069
House Bill No. 1072
House Bill No. 1073
House Bill No. 1074
House Bill No. 1075
House Bill No. 1082
House Bill No. 1083
House Bill No. 1090
House Bill No. 1112
House Bill No. 1151

Sincerely yours,
WILLIAM L. GUY
Governor

WLG:bc

CONSIDERATION OF AMENDMENTS

Rep. Atkinson moved that the amendments to Senate Bill No. 2230 as recommended by the Committee on Judiciary as printed on page 923 of the House Journal be adopted, which motion prevailed.

Rep. Dick moved that the amendments to Senate Bill No. 2269 as recommended by the Committee on Natural Resources as printed on page 922 of the House Journal be adopted.

Rep. Dick moved that the House dispense with the reading of the amendments to Senate Bill No. 2269, which motion prevailed.

The question then was on the motion of Rep. Dick to adopt the amendments to Senate Bill No. 2269, which motion prevailed.

MOTIONS

Rep. Brekke moved that the House reconsider the action by which Senate Bill No. 2067 was lost, which motion prevailed.

Rep. Streibel moved that Senate Bill No. 2067 be laid over one legislative day, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2020 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Opedahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2026 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2198 has had the same under consideration and recommends that the same do pass.

REP. R. PETERSON, Vice-Chairman

Rep. Jacobson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2205 has had the same under consideration and recommends that the same do pass.

REP. R. PETERSON, Vice-Chairman

Rep. Hildebrand moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2212 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2245 has had the same under consideration and recommends that the same do pass.

REP. R. PETERSON, Vice-Chairman

Rep. Raymond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2262 has had the same under consideration and recommends that the same do pass.

And be referred to the Committee on Appropriations.

REP. R. PETERSON, Chairman

Rep. Raymond moved that the report be adopted, which motion prevailed and the report was adopted. Senate Bill No. 2262 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2297 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 23 after the word "office" and before the period insert the following language: "**and also, upon a resolution of the**

County Commissioners, extra copies of the list of delinquent real estate taxes may be placed in banks and such other places as designated by the County Commissioners"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2420 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2254 has had the same under consideration and recommends that the same do pass.

REP. LANG, Acting Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2270 has had the same under consideration and recommends that the same do pass.

REP. LANG, Acting Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2355 has had the same under consideration and recommends that the same do pass.

REP. LANG, Acting Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2406 has had the same under consideration and recommends that the same do pass.

REP. LANG, Acting Chairman

Rep. Herman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2412 has had the same under consideration and recommends that the same do pass.

REP. LANG, Acting Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2487 has had the same under consideration and recommends that the same do pass.

REP. LANG, Acting Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2203 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 15 after the comma insert the following language **"and is the successful bidder,"**

On page 1, line 15 after the word "sheriff" insert the words **"or his designated agent"**

On page 1, line 15 insert beginning triple parentheses before the word "or" and on line 15 of the same page insert ending triple parentheses after the word "person"

On page 1, line 16 following the word "fee" insert the following words "**to be remitted to the county**"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Dotzenrod moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2219 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2249 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Kieffer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2253 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed on a division vote, and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2305 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2311 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2331 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2383 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF SENATE BILLS

Senate Bill No. 2025. A Bill for an Act making an appropriation for paying salaries and other expenses of the state tax commissioner.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended,

the roll was called and there were ayes, 70; nays, 7; absent and not voting, 21.

Those voting in the affirmative were:

Anderson	Gengler	Johnson, K.	Raymond
Atkinson	Gerl	Lang	Reimers
Austin	Glaspey	Larson, G.	Rice
Berg	Grant	Larson, L.	Rocheleau
Boustead	Gronneberg	Laughlin	Rolfstrud
Boyum	Gunderson	Lee	Shablow
Brekke	Haman	Lundene	Stoltenow
DeGroot	Hausauer, R.	McGauvran	Stone
DeKrey	Henning	Mertens	Streibel
Dick	Henry	Meyer	Strinden
Dornacker	Hensrud	Miller, B.	Thorsgard
Dotzenrod	Hentges	Miller, E.	Ulvedal
Eagles	Herman	Moore	Wagner
Erickson, K.	Hickle	Mushik	Walsh
Erickson, W.	Hildebrand	Olienyk	White
Fleming	Hoffner	Patrick	Wilkie
Gackle	Jenkins	Peterson, R.	Mr. Speaker
Ganser	Johnson, H.		

Those voting in the negative were:

Hausauer, A.	Metzger	Raile	Welder
Kieffer	Murphy	Rundle	

Absent and not voting:

Backes	Jacobson	McGeehan	Sandness
Bunker	Kingsbury	Miedema	Solberg
Giffey	Knudson	Opedahl	Twetten
Halcrow	Linderman	Peterson, J.	Weber
Haugland	Livingston	Rivinius	Winge
Hilleboe			

So the bill passed and the title was agreed to.

Senate Bill No. 2038. A Bill for an Act to amend and reenact sections 6-01-17 and 6-06-08 of the North Dakota Century Code, relating to fees for examination of banks and credit unions by the department of banking and financial institutions.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 64; nays, 12; absent and not voting, 22.

Those voting in the affirmative were:

Anderson	Gerl	Johnson, K.	Raymond
Atkinson	Glaspey	Kieffer	Reimers
Austin	Grant	Lang	Rice
Berg	Gronneberg	Larson, G.	Rocheleau
Boustead	Haman	Larson, L.	Rolfstrud
Brekke	Hausauer, A.	Laughlin	Shablow
DeGroot	Hausauer, R.	Lee	Stone
Dick	Henning	Mertens	Streibel
Dornacker	Henry	Metzger	Strinden
Dotzenrod	Hensrud	Miller, B.	Ulvedal
Eagles	Hentges	Miller, E.	Wagner
Erickson, K.	Herman	Moore	Walsh
Erickson, W.	Hickle	Mushik	Welder
Fleming	Hoffner	Olienyk	White
Ganser	Jenkins	Peterson, R.	Wilkie
Gengler	Johnson, H.	Raile	Mr. Speaker

Those voting in the negative were:

Boyum	Hildebrand	Meyer	Rundle
DeKrey	Lundene	Murphy	Stoltenow
Gunderson	McGauvran	Patrick	Thorsgard

Absent and not voting:

Backes	Hilleboe	McGeehan	Sandness
Bunker	Jacobson	Miedema	Solberg
Gackle	Kingsbury	Opedahl	Tweten
Giffey	Knudson	Peterson, J.	Weber
Halcrow	Linderman	Rivinius	Winge
Haugland	Livingston		

So the bill passed and the title was agreed to.

Senate Bill No. 2040. A Bill for an Act to amend and reenact section 19-05-05, subsections 1 and 2 of section 19-05-07, subsection 1 of section 19-05-09, section 19-05-15, and subsection 1 of section 19-05-19 of the North Dakota Century Code, and to repeal section 19-05-06 of the North Dakota Century Code, relating to the discontinuance of the requirement for a license to sell oleo-margarine.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 73; nays, 3; absent and not voting, 22.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Raymond
Atkinson	Haman	Larson, L.	Riemers
Austin	Hausauer, A.	Laughlin	Rice
Berg	Hausauer, R.	Lee	Rocheleau
Boustead	Henning	Lundene	Rolfsrud
Boyum	Henry	McGauvran	Rundle
Brekke	Hensrud	Mertens	Shablow
DeGroot	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miller, B.	Streibel
Dotzenrod	Hildebrand	Miller, E.	Strinden
Eagles	Hilleboe	Moore	Thorsgard
Erickson, K.	Hoffner	Murphy	Ulvedal
Fleming	Jenkins	Mushik	Wagner
Ganser	Johnson, H.	Olienyk	Walsh
Gengler	Johnson, K.	Patrick	Welder
Gerl	Kieffer	Peterson, R.	White
Glaspey	Lang	Raile	Mr. Speaker
Gronneberg			

Those voting in the negative were:

DeKrey	Erickson, W.	Wilkie
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Absent and not voting:

Backes	Haugland	McGeehan	Sandness
Bunker	Jacobson	Miedema	Solberg
Gackle	Kingsbury	Opedahl	Tweten
Giffey	Knudson	Peterson, J.	Weber
Grant	Linderman	Rivinius	Winge
Halcrow	Livingston		

So the bill passed and the title was agreed to.

Senate Bill No. 2117. A Bill for an Act to amend and reenact section 35-01-05.1 of the North Dakota Century Code, relating to security interests in motor vehicles and to define "motor vehicle" for purposes of security interests.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 1; absent and not voting, 21.

Those voting in the affirmative were:

Anderson	Glaspey	Kieffer	Raile
Atkinson	Grant	Lang	Raymond

Austin	Gronneberg	Larson, G.	Reimers
Berg	Gunderson	Larson, L.	Rice
Boustead	Haman	Laughlin	Rocheleau
Boyum	Hausauer, A.	Lee	Rolfsrud
Brekke	Hausauer, R.	Lundene	Rundle
DeGroot	Henning	McGauvran	Shablow
DeKrey	Henry	Mertens	Stone
Dick	Hensrud	Metzger	Streibel
Dornacker	Hentges	Meyer	Strinden
Dotzenrod	Herman	Miller, B.	Thorsgard
Eagles	Hickle	Miller, E.	Ulvedal
Erickson, K.	Hildebrand	Moore	Wagner
Erickson, W.	Hilleboe	Murphy	Walsh
Fleming	Hoffner	Mushik	Welder
Ganser	Jenkins	Olienik	White
Gengler	Johnson, H.	Patrick	Wilkie
Gerl	Johnson, K.	Peterson, R.	Mr. Speaker

Those voting in the negative were:
Stoltenow

Absent and not voting:

Backes	Jacobson	McGeehan	Sandness
Bunker	Kingsbury	Miedema	Solberg
Gackle	Knudson	Opedahl	Tweten
Giffey	Linderman	Peterson, J.	Weber
Halcrow	Livingston	Rivinius	Winge
Haugland			

So the bill passed and the title was agreed to.

Senate Bill No. 2123. A Bill for an Act providing a declaration of legislative intent relating to the allowance of free meals, lodging, and food supplies to officers and employees of state charitable and penal institutions, and to repeal sections 12-46-08, 12-47-09, and 25-01-09 of the North Dakota Century Code.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 77; nays, 0; absent and not voting, 21.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raymond
Atkinson	Gronneberg	Larson, G.	Reimers
Austin	Gunderson	Larson, L.	Rice
Berg	Haman	Laughlin	Rocheleau
Boustead	Hausauer, A.	Lee	Rolfsrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Shablow
DeGroot	Henry	Mertens	Stoltenow
DeKrey	Hensrud	Metzger	Stone
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miller, B.	Strinden
Dotzenrod	Hickle	Miller, E.	Thorsgard
Eagles	Hildebrand	Moore	Ulvedal
Erickson, K.	Hilleboe	Murphy	Wagner
Erickson, W.	Hoffner	Mushik	Walsh
Fleming	Jenkins	Olienik	Welder
Ganser	Johnson, H.	Patrick	White
Gengler	Johnson, K.	Peterson, R.	Wilkie
Gerl	Kieffer	Raile	Mr. Speaker
Glaspey			

Absent and not voting:

Backes	Jacobson	McGeehan	Sandness
Bunker	Kingsbury	Miedema	Solberg
Gackle	Knudson	Opedahl	Tweten

Giffey	Linderman	Peterson, J.	Weber
Halcrow	Livingston	Rivinius	Winge
Haugland			

So the bill passed and the title was agreed to.

MOTION

Rep. Strinden moved that Senate Bill No. 2231 be moved up on the calendar to immediately follow Senate Bill No. 2228, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2127. A Bill for an Act to amend and reenact sections 15-01-02, 15-03-04, 15-03-15, and 15-03-18 of the North Dakota Century Code, relating to the investment of various permanent funds under the control of the board of university and school lands.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 78; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

Anderson	Glaspay	Lang	Raymond
Atkinson	Grant	Larson, G.	Reimers
Austin	Gronneberg	Larson, L.	Rice
Berg	Gunderson	Laughlin	Rocheleau
Boustead	Haman	Lee	Rolfsrud
Boyum	Hausauer, A.	Lundene	Rundle
Brekke	Hausauer, R.	McGauvran	Shallow
DeGroot	Henning	Mertens	Stoltenow
DeKrey	Henry	Metzger	Stone
Dick	Hensrud	Meyer	Streibel
Dornacker	Hentges	Miller, B.	Strinden
Dotzenrod	Herman	Miller, E.	Thorsgard
Eagles	Hickle	Moore	Ulvedal
Erickson, K.	Hildebrand	Murphy	Wagner
Erickson, W.	Hilleboe	Mushik	Walsh
Fleming	Hoffner	Olienyk	Welder
Gackle	Jenkins	Patrick	White
Ganser	Johnson, H.	Peterson, R.	Wilkie
Gengler	Johnson, K.	Raile	Mr. Speaker
Gerl	Kieffer		

Absent and not voting:

Backes	Jacobson	McGeehan	Sandness
Bunker	Kingsbury	Miedema	Solberg
Giffey	Knudson	Opedahl	Twetten
Halcrow	Linderman	Peterson, J.	Weber
Haugland	Livingston	Rivinius	Winge

So the bill passed and the title was agreed to.

Senate Bill No. 2228. A Bill for an Act to create and enact subdivisions h and i of subsection 11 of section 52-01-01, subdivisions f, g, h, i, j, k of subsection 13 of section 52-01-01, paragraphs (10) and (11) of subdivision i of subsection 15 of section 52-01-01, subsections 28, 29, and 30 of section 52-01-11, section 52-04-18, section 52-04-19, section 52-04-20, and subsection 11 of section 52-06-02 of the North Dakota Century Code, relating to unemployment compensation definitions and benefits, and to amend and reenact subsection 4 of section 52-01-01, subdivisions a, b, c, e, f, g of subsection 11 of section 52-01-01, subdivision a of subsection 13 of section 52-01-01, subdivision a of subsection 15 of section 52-01-01, paragraphs (1) and (5) of subdivision i of subsection 15 of section 52-01-01, section 52-04-07, subdivision a of subsection 3 of section 52-06-01 and subsection 6 of section 52-06-02 of the North Dakota Century Code, subdivision e of subsection 13 of section 52-01-01 and section 52-05-03 of the 1969 Supplement to the North Dakota Century Code, relating to unemployment

compensation definitions, accounts, coverage and benefits, and to repeal subdivision c of subsection 15 of section 52-01-01 and subsection 17 of section 52-01-01 of the North Dakota Century Code, relating to unemployment compensation definitions.

Which has been read.

Rep. Herman moved that the House dispense with the reading of the title to Senate Bill No. 2228, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 2; absent and not voting, 20.

Those voting in the affirmative were:

Anderson	Glaspey	Kieffer	Raile
Atkinson	Grant	Lang	Raymond
Austin	Gronneberg	Larson, G.	Riemers
Boustead	Gunderson	Larson, L.	Rocheleau
Boyum	Haman	Laughlin	Rolfstrud
Brekke	Hausauer, A.	Lee	Rundle
DeGroot	Hausauer, R.	Lundene	Shablow
DeKrey	Henning	McGauvran	Stoltenow
Dick	Henry	Mertens	Stone
Dornacker	Hensrud	Metzger	Streibel
Dotzenrod	Hentges	Meyer	Strinden
Eagles	Herman	Miller, B.	Thorsgard
Erickson, K.	Hickle	Miller, E.	Ulvedal
Erickson, W.	Hildebrand	Moore	Wagner
Fleming	Hilleboe	Murphy	Walsh
Gackle	Hoffner	Mushik	Welder
Ganser	Jenkins	Olienyk	White
Gengler	Johnson, H.	Patrick	Wilkie
Gerl	Johnson, K.	Peterson, R.	Mr. Speaker

Those voting in the negative were:

Berg Rice

Absent and not voting:

Backes	Jacobson	McGeehan	Sandness
Bunker	Kingsbury	Miedema	Solberg
Giffey	Knudson	Opedahl	Tweten
Halcrow	Linderman	Peterson, J.	Weber
Haugland	Livingston	Rivinius	Winge

So the bill passed and the title was agreed to.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-THIRD DAY

Bismarck, February 23, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding. Prayer was offered by Rev. Oscar Lund, Lutheran Chaplain, Bismarck Hospitals, Bismarck.

Roll was called and all members were present except Reps. Backes, Bunker, Giffey, Halcrow, Haugland, Jacobson, Kingsbury, Knudson, Linderman, Livingston, McGeehan, Miedema, Opedahl, J. Peterson, Rivinius, Sandness, Solberg, Tweten, Weber and Winge.

A quorum was declared by the Speaker.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fortieth Day After Recess, Forty-First Day and Forty-Second Day and finds the same to be correct.

REP. STONE, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2231. A Bill for an Act to create and enact chapter 52-07.1 of the North Dakota Century Code to provide a program for the payment of extended unemployment compensation benefits to workers who during periods of high unemployment in the State, or in the nation, have exhausted their rights to regular benefits under the North Dakota Unemployment Compensation Law, or under Federal law as administered by the North Dakota employment security bureau; to provide conditions of entitlement to extended benefits; to provide for the administration and carrying out of the program; and to provide an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 71; nays, 4; absent and not voting, 23.

Those voting in the affirmative were:

Anderson	Glaspey	Johnson, K.	Raile
Atkinson	Grant	Kieffer	Raymond
Austin	Gronneberg	Lang	Riemers
Boustead	Gunderson	Larson, G.	Rocheleau
Boyum	Haman	Larson, L.	Rolfstrud
DeGroot	Hausauer, A.	Laughlin	Shablow
DeKrey	Hausauer, R.	Lee	Stoltenow
Dick	Henning	Lundene	Stone
Dornacker	Henry	McGauvran	Streibel
Dotzenrod	Hensrud	Mertens	Strinden
Eagles	Hentges	Metzger	Ulvedal
Erickson, K.	Herman	Meyer	Wagner
Erickson, W.	Hickle	Miller, B.	Walsh
Fleming	Hildebrand	Miller, E.	Welder
Gackle	Hilleboe	Murphy	White
Ganser	Hoffner	Mushik	Wilkie
Gengler	Jenkins	Patrick	Mr. Speaker
Gerl	Johnson, H.	Peterson, R.	

Those voting in the negative were:

Berg	Moore	Rundle	Thorsgard
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Absent and not voting:

Backes	Jacobson	Miedema	Sandness
Brekke	Kingsbury	Olienyk	Solberg
Bunker	Knudson	Opedahl	Tweten
Giffey	Linderman	Peterson, J.	Weber
Halcrow	Livingston	Rice	Winge
Haugland	McGeehan	Rivinius	

So the bill passed and the title was agreed to.

Senate Bill No. 2229. A Bill for an Act to amend and reenact section 24-02-42 of the North Dakota Century Code, relating to scholarships awarded by the state highway department.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 30; absent and not voting, 23.

Those voting in the affirmative were:

Anderson	Gengler	Larson, G.	Riemers
Atkinson	Gerl	Larson, L.	Rocheleau
Austin	Glaspey	Laughlin	Shablow
Boyum	Grant	Lundene	Stone
DeGroot	Gronneberg	Mertens	Streibel

Dick	Haman	Meyer	Strinden
Dornacker	Hausauer, R.	Miller, B.	Ulvedal
Dotzenrod	Hensrud	Moore	Wagner
Eagles	Hildebrand	Mushik	Walsh
Erickson, W.	Hoffner	Patrick	Wilkie
Fleming	Johnson, H.	Peterson, R.	Mr. Speaker
Gackle			

Those voting in the negative were:

Berg	Hentges	Lee	Raymond
Boustead	Herman	McGauvran	Rolfstru
DeKrey	Hickle	Metzger	Rundle
Ganser	Hilleboe	Miller, E.	Stoltenow
Gunderson	Jenkins	Murphy	Thorsgard
Hausauer, A.	Johnson, K.	Olienyk	Welder
Henning	Kieffer	Raile	White
Henry	Lang		

Absent and not voting:

Backes	Haugland	McGeehan	Sandness
Brekke	Jacobson	Miedema	Solberg
Bunker	Kingsbury	Opedahl	Tweter.
Erickson, K.	Knudson	Peterson, J.	Weber
Giffey	Linderman	Rice	Winge
Halcrow	Livingston	Rivinius	

So the bill lost for want of a constitutional majority.

Senate Bill No. 2248. A Bill for an Act to create and enact section 15-55-05.1 of the North Dakota Century Code, relating to the issuance of interim warrants for revenue producing projects at the state institutions of higher learning, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 73; nays, 3; absent and not voting, 22.

Those voting in the affirmative were:

Anderson	Glaspey	Johnson, K.	Patrick
Atkinson	Grant	Kieffer	Peterson, R.
Austin	Gronneberg	Lang	Raymond
Berg	Gunderson	Larson, G.	Riemers
Boustead	Haman	Larson, L.	Rocheleau
Boyum	Hausauer, A.	Laughlin	Rundle
DeGroot	Hausauer, R.	Lee	Stoltenow
DeKrey	Henning	Lundene	Stone
Dick	Henry	McGauvran	Streibel
Dornacker	Hensrud	Mertens	Strinden
Dotzenrod	Hentges	Metzger	Thorsgard
Eagles	Herman	Meyer	Ulvedal
Erickson, K.	Hickle	Miller, B.	Wagner
Erickson, W.	Hildebrand	Miller, E.	Walsh
Fleming	Hilleboe	Moore	Welder
Gackle	Hoffner	Murphy	White
Ganser	Jenkins	Mushik	Wilkie
Gengler	Johnson, H.	Olienyk	Mr. Speaker
Gerl			

Those voting in the negative were:

Raile	Rolfstrud	Shablow
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Absent and not voting:

Backes	Jacobson	Miedema	Sandness
Brekke	Kingsbury	Opedahl	Solberg
Bunker	Knudson	Peterson, J.	Tweten
Giffey	Linderman	Rice	Weber

Halcrow	Livingston	Rivinius	Winge
Haugland	McGeehan		

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 2294. A Bill for an Act to create and enact subsection 22 of section 57-39.2-04 and subsection 10 of section 57-40.2-04 of the North Dakota Century Code, relating to exemption from sales and use tax.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 72; nays, 0; absent and not voting, 26.

Those voting in the affirmative were:

Anderson	Grant	Kieffer	Raile
Austin	Gronneberg	Lang	Raymond
Boustead	Gunderson	Larson, L.	Reimers
Boyum	Haman	Laughlin	Rocheleau
DeGroot	Hausauer, A.	Lee	Rolfstrud
DeKrey	Hausauer, R.	Lundene	Rundle
Dick	Henning	McGauvran	Shablow
Dornacker	Henry	Mertens	Stoltenow
Dotzenrod	Hensrud	Metzger	Stone
Eagles	Hentges	Meyer	Streibel
Erickson, K.	Herman	Miller, B.	Strinden
Erickson, W.	Hickle	Miller, E.	Ulvedal
Fleming	Hildebrand	Moore	Wagner
Gackle	Hilleboe	Murphy	Walsh
Ganser	Hoffner	Mushik	Welder
Gengler	Jenkins	Olienyk	White
Gerl	Johnson, H.	Patrick	Wilkie
Glaspay	Johnson, K.	Peterson, R.	Mr. Speaker

Absent and not voting:

Atkinson	Haugland	McGeehan	Sandness
Backes	Jacobson	Miedema	Solberg
Berg	Kingsbury	Opedahl	Thorsgard
Brekke	Knudson	Peterson, J.	Tweten
Bunker	Larson, G.	Rice	Weber
Giffey	Linderman	Rivinius	Winge
Halcrow	Livingston		

So the bill passed and the title was agreed to.

Senate Bill No. 2296. A Bill for an Act to amend and reenact section 40-23-10 of the North Dakota Century Code, relating to special assessment hearing notices.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 73; nays, 2; absent and not voting, 23.

Those voting in the affirmative were:

Anderson	Glaspay	Kieffer	Raymond
Atkinson	Grant	Lang	Riemers
Austin	Gronneberg	Larson, L.	Rice
Berg	Gunderson	Laughlin	Rocheleau
Boustead	Haman	Lee	Rolfstrud
Boyum	Hausauer, A.	Lundene	Rundle
Brekke	Hausauer, R.	McGauvran	Shablow
DeGroot	Henning	Mertens	Stoltenow
DeKrey	Henry	Metzger	Stone
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miller, B.	Strinden
Dotzenrod	Hickle	Miller, E.	Ulvedal

Eagles	Hildebrand	Moore	Wagner
Erickson, K.	Hilleboe	Murphy	Walsh
Fleming	Hoffner	Mushik	Welder
Gackle	Jenkins	Olienyk	White
Ganser	Johnson, H.	Peterson, R.	Wilkie
Gengler	Johnson, K.	Raile	Mr. Speaker
Gerl			

Those voting in the negative were:

Erickson, W. Hensrud

Absent and not voting:

Backes	Kingsbury	Miedema	Solberg
Bunker	Knudson	Opedahl	Thorsgard
Giffey	Larson, G.	Patrick	Tweten
Halcrow	Linderman	Peterson, J.	Weber
Haugland	Livingston	Rivinius	Winge
Jacobson	McGeehan	Sandness	

So the bill passed and the title was agreed to.

Senate Bill No. 2303. A Bill for an Act to create and enact section 12-60-13.1 of the North Dakota Century Code, relating to the furnishing of crime statistics by certain city and county officials to the superintendent of the state bureau of criminal identification and apprehension.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 77; nays, 0; absent and not voting, 21.

Those voting in the affirmative were:

Anderson	Glaspay	Kieffer	Raymond
Atkinson	Grant	Lang	Reimers
Austin	Gronneberg	Larson, G.	Rice
Berg	Gunderson	Larson, L.	Rocheleau
Boustead	Haman	Laughlin	Rolfsrud
Boyum	Hausauer, A.	Lee	Rundle
Brekke	Hausauer, R.	Lundene	Shablow
DeGroot	Henning	McGauvran	Stoltenow
DeKrey	Henry	Mertens	Stone
Dick	Hensrud	Metzger	Streibel
Dornacker	Hentges	Meyer	Strinden
Dotzenrod	Herman	Miller, B.	Thorsgard
Eagles	Hickle	Miller, E.	Ulvedal
Erickson, K.	Hildebrand	Moore	Wagner
Erickson, W.	Hilleboe	Murphy	Walsh
Fleming	Hoffner	Mushik	Welder
Gackle	Jenkins	Olienyk	White
Ganser	Johnson, H.	Peterson, R.	Wilkie
Gengler	Johnson, K.	Raile	Mr. Speaker
Gerl			

Absent and not voting:

Backes	Kingsbury	Miedema	Sandness
Bunker	Knudson	Opedahl	Solberg
Giffey	Linderman	Patrick	Tweten
Halcrow	Livingston	Peterson, J.	Weber
Haugland	McGeehan	Rivinius	Winge
Jacobson			

So the bill passed and the title was agreed to.

Senate Bill No. 2320. A Bill for an Act to provide a method of random selection of jurors, prescribing the qualifications, duties and compensation of jurors, and constituting the Uniform Jury Selection and Service Act; and to repeal chapter 27-09 of the North Dakota Century Code.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 77; nays, 0; absent and not voting, 21.

Those voting in the affirmative were:

Anderson	Glaspey	Lang	Raymond
Atkinson	Grant	Larson, G.	Reimers
Austin	Gronneberg	Larson, L.	Rice
Berg	Gunderson	Laughlin	Rocheleau
Boustead	Haman	Lee	Rolfsrud
Boyum	Hausauer, A.	Lundene	Rundle
Brekke	Hausauer, R.	McGauvran	Shablow
DeGroot	Henning	McGeehan	Stoltenow
DeKrey	Henry	Mertens	Stone
Dick	Hentges	Metzger	Streibel
Dornacker	Herman	Meyer	Strinden
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Ulvedal
Erickson, K.	Hilleboe	Moore	Wagner
Erickson, W.	Hoffner	Murphy	Walsh
Fleming	Jenkins	Mushik	Welder
Gackle	Johnson, H.	Olienyk	White
Ganser	Johnson, K.	Peterson, R.	Wilkie
Gengler	Kieffer	Raile	Mr. Speaker
Gerl			

Absent and not voting:

Backes	Jacobson	Miedema	Sandness
Bunker	Kingsbury	Opedahl	Solberg
Giffey	Knudson	Patrick	Twetén
Halcrow	Linderman	Peterson, J.	Weber
Haugland	Livingston	Rivinius	Winge
Hensrud			

So the bill passed and the title was agreed to.

Senate Bill No. 2417. A Bill for an Act to provide for the collection of delinquent sales, use, income and business and corporation privilege taxes from taxpayers not residing in this state; providing for tax commissioner to contract with collection and credit agencies; providing for a bond, and providing for payment of fees.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 1; absent and not voting, 21.

Those voting in the affirmative were:

Anderson	Gerl	Kieffer	Raile
Atkinson	Glaspey	Lang	Raymond
Austin	Grant	Larson, G.	Reimers
Berg	Gronneberg	Larson, L.	Rice
Boustead	Gunderson	Laughlin	Rocheleau
Boyum	Haman	Lee	Rolfsrud
Brekke	Hausauer, A.	Lundene	Rundle
DeGroot	Hausauer, R.	McGauvran	Shablow
DeKrey	Henning	McGeehan	Stoltenow
Dick	Henry	Mertens	Stone
Dornacker	Hentges	Metzger	Streibel
Dotzenrod	Herman	Meyer	Strinden
Eagles	Hickle	Miller, B.	Ulvedal
Erickson, K.	Hildebrand	Miller, E.	Wagner
Erickson, W.	Hilleboe	Moore	Walsh
Fleming	Hoffner	Murphy	Welder
Gackle	Jenkins	Mushik	White
Ganser	Johnson, H.	Olienyk	Wilkie
Gengler	Johnson, K.	Peterson, R.	Mr. Speaker

Those voting in the negative were:
Thorsgard

Absent and not voting:

Backes	Jacobson	Miedema	Sandness
Bunker	Kingsbury	Opedahl	Solberg
Giffey	Knudson	Patrick	Tweten
Halcrow	Linderman	Peterson, J.	Weber
Haugland	Livingston	Rivinius	Winge
Hensrud			

So the bill passed and the title was agreed to.

Senate Bill No. 2427. A Bill for an Act to repeal section 61-02-74 of the North Dakota Century Code, relating to the disposition of certain moneys received by the State Water Commission.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 78; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

Anderson	Glaspay	Larson, G.	Raymond
Atkinson	Grant	Larson, L.	Reimers
Austin	Gronneberg	Laughlin	Rice
Berg	Gunderson	Lee	Rocheleau
Boustead	Haman	Lundene	Rolfsrud
Boyum	Hausauer, A.	McGauvran	Rundle
Brekke	Hausauer, R.	McGeehan	Shablow
DeGroot	Henning	Mertens	Stoltenow
DeKrey	Henry	Metzger	Stone
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miller, B.	Strinden
Dotzenrod	Hickle	Miller, E.	Thorsgard
Eagles	Hildebrand	Moore	Ulvedal
Erickson, K.	Hilleboe	Murphy	Wagner
Erickson, W.	Hoffner	Mushik	Walsh
Fleming	Jenkins	Olienyk	Welder
Gackle	Johnson, H.	Patrick	White
Ganser	Johnson, K.	Peterson, R.	Wilkie
Gengler	Kieffer	Raile	Mr. Speaker
Gerl	Lang		

Absent and not voting:

Backes	Hensrud	Livingston	Sandness
Bunker	Jacobson	Miedema	Solberg
Giffey	Kingsbury	Opedahl	Tweten
Halcrow	Knudson	Peterson, J.	Weber
Haugland	Linderman	Rivinius	Winge

So the bill passed and the title was agreed to.

Senate Bill No. 2451. A Bill for an Act to amend and reenact subsection 2 of section 54-10-01, section 54-10-13 and section 54-10-14 of the North Dakota Century Code, relating to charges and actual costs for audits performed by state auditor, and providing an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 64; nays, 13; absent and not voting, 21.

Those voting in the affirmative were:

Anderson	Glaspay	Kieffer	Peterson, R.
Atkinson	Gronneberg	Lang	Raymond
Austin	Gunderson	Larson, L.	Reimers
Boustead	Haman	Laughlin	Rice
Brekke	Hausauer, A.	Lee	Rocheleau

DeGroot	Hausauer, R.	Lundene	Shablow
DeKrey	Henning	McGauvran	Stoltenow
Dick	Henry	McGeehan	Stone
Dornacker	Hentges	Mertens	Streibel
Dotzenrod	Herman	Metzger	Strinden
Eagles	Hickle	Meyer	Thorsgard
Erickson, K.	Hildebrand	Miller, B.	Wagner
Fleming	Hilleboe	Miller, E.	Walsh
Ganser	Hoffner	Mushik	Weider
Gengler	Jenkins	Olienyk	White
Gerl	Johnson, H.	Patrick	Mr. Speaker

Those voting in the negative were:

Berg	Johnson, K.	Murphy	Rundle
Erickson, W.	Larson, G.	Raile	Ulvedal
Gackle	Moore	Rolfsrud	Wilkie
Grant			

Absent and not voting:

Backes	Hensrud	Livingston	Sandness
Boyum	Jacobson	Miedema	Solberg
Bunker	Kingsbury	Opedahl	Tweten
Giffey	Knudson	Peterson, J.	Weber
Halcrow	Linderman	Rivinius	Winge
Haugland			

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, February 23, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1019
 House Bill No. 1066
 House Bill No. 1078
 House Bill No. 1087
 House Bill No. 1107
 House Bill No. 1155
 House Bill No. 1178
 House Bill No. 1179
 House Bill No. 1180
 House Bill No. 1204
 House Bill No. 1215
 House Bill No. 1216
 House Bill No. 1241
 House Bill No. 1243
 House Bill No. 1244
 House Bill No. 1249
 House Bill No. 1268
 House Bill No. 1366
 House Bill No. 1369
 House Bill No. 1433
 House Bill No. 1459
 House Bill No. 1472
 House Bill No. 1479
 House Bill No. 1505
 House Bill No. 1530

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 23, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1252
 House Bill No. 1526

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, February 23, 1971

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4034
Senate Concurrent Resolution No. 4044
Senate Concurrent Resolution No. 4047

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, February 23, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1156
House Bill No. 1305
House Bill No. 1522

Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO
HOUSE BILL No. 1156

Page 1 line 1 after the word "subsection" delete "12" and insert in lieu thereof "11"

Page 1 line 8 after the word "Subsection" delete "12" and insert in lieu thereof "11"

Page 1 line 11 delete "12" and insert in lieu thereof "11"

Renumber the pages and lines and subsections accordingly.

PROPOSED AMENDMENTS TO
HOUSE BILL No. 1305, AS AMENDED

Page 1 of House Bill No. 1305, as amended, line 17, after the word "clerk" insert the following: **"and officers"**

Page 2, line 11, after the first word "The" insert the following: **"secretary and"**

Page 2, line 11, after the words "senate and" insert the following: **"chief clerk and officers"**

Page 1 line 14 delete the beginning triple parentheses before "SECRETARY" and delete the ending triple parentheses after "CLERK" and insert a dash

Page 1 line 16 delete the triple parentheses before and after "secretary" and insert **"and"**

Page 1 line 17 delete the beginning triple parentheses before "chief" and delete the ending triple parentheses after "clerk"

Renumber the pages and lines accordingly.

PROPOSED AMENDMENTS TO
HOUSE BILL No. 1522

Page 6 line 14 after the word "institutions" delete **","** **after receiving"**

Page 6 delete all of line 15

Page 6 line 16 delete all of line except **"is"**

Renumber the pages and lines accordingly.

Rep. Streibel moved that the House be on the Thirteenth Order, and at the conclusion of the Thirteenth Order, the House stand recessed until 1:00 p.m., Wednesday, February 24, 1971, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2001. A Bill for an Act to appropriate money for the expenses of the executive department of state government, and for

the subdivisions thereof, specifying the amount and time for which such appropriations shall be available, and repealing all Acts or parts of Acts, insofar as the same shall relate to appropriations for the same matters or purposes provided for herein.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2005. A Bill for an Act to appropriate money for the expenses of the judicial branch of government.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2076. A Bill for an Act to amend and reenact section 54-40-08 of the North Dakota Century Code, relating to joint or cooperative action by political subdivisions in carrying out functions or duties which may be assigned to one or more of them.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2093. A Bill for an Act to amend and reenact section 15-40.1-06 of the North Dakota Century Code, as contained in section 7 of House Bill No. 1045, as approved by the Forty-second Legislative Assembly, relating to legislative intent for foundation aid payments.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2122. A Bill for an Act to create and enact sections 25-09-02.1, 25-09-02.2, 25-09-03.1, and 25-09-04.1 of the North Dakota Century Code; to amend and reenact sections 25-09-02, 25-09-03, 25-09-04, 25-09-05, 25-09-06, subsection 2 of section 25-09-07, and section 25-09-08 of the North Dakota Century Code; and to repeal section 25-09-11 of the North Dakota Century Code, all relating to the expenses of care and treatment of patients at the Grafton state school and the state hospital.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2130. A Bill for an Act to amend and reenact subsection 3 of section 57-15-14 of the North Dakota Century Code, as contained in section 23 of House Bill No. 1045, as approved by the Forty-second Legislative Assembly, relating to tax levy limitations in school districts.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2180. A Bill for an Act to create and enact chapter 63-01.1 of the North Dakota Century Code, relating to the control and eradication of noxious weeds, the authority and duties of the commissioner of agriculture and the governing bodies of the political subdivisions in regard to noxious weed control, and creating the office of county weed control officer; to repeal subsection 71 of section 40-05-01 and chapters 63-01, 63-02, 63-03, and 63-04 of the North Dakota Century Code, relating to weed eradication and control; and providing penalties.

Which was read the first time and referred to the committee on Agriculture.

Senate Bill No. 2192. A Bill for an Act to amend and reenact sections 40-38-01, 40-38-02, and 40-38-03 of the North Dakota Century Code, and to repeal section 58-03-08 of the North Dakota Century Code, relating to public libraries.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2194. A Bill for an Act to amend and reenact section 40-38-11 of the North Dakota Century Code, relating to the consolidation or merger of library services.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2204. A Bill for an Act to amend and reenact section 15-59-07 of the North Dakota Century Code, relating to the education of exceptional children.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2215. A Bill for an Act to provide for the use of the doctrine of comparative negligence in civil actions; to amend and reenact section 1-01-16 of the North Dakota Century Code, relating to kinds of negligence; and to amend and reenact section 9-10-06 of the North Dakota Century Code, relating to rescinding the doctrine of contributory negligence.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2225. A Bill for an Act to repeal Chapter 39-15 of the North Dakota Century Code relating to the guest law.

Which was read the first time and referred to the committee on Judiciary.

Senate Bill No. 2276. A Bill for an Act to provide an appropriation for the construction of a food service building at the Grafton state school.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2283. A Bill for an Act creating a regional medical education board.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2285. A Bill for an Act to amend and reenact section 15-39-14, subsection 4 of section 15-39-27, subsections 1 and 5 of section 15-39-28, and section 15-39-42, and to repeal section 15-39-28.1 of the North Dakota Century Code, relating to teachers' insurance and retirement fund assessments and annuities.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2307. A Bill for an Act requiring a certificate of need for construction or expansion of hospitals and related medical facilities including services, defining the procedure for certification of need and the requirements thereof, providing for a public hearing, prohibiting licensing, and authorizing injunctions.

Which was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 2324. A Bill for an Act to amend and reenact subsection 3 of section 57-15-14 of the North Dakota Century Code, as contained in section 23 of House Bill No. 1045, as approved by the Forty-second Legislative Assembly, relating to tax levy limitations in school districts, and declaring an emergency.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2332. A Bill for an Act to amend and reenact section 15-47-26 of the North Dakota Century Code and sections 15-47-27 of the North Dakota Century Code, as contained in section 20 of House Bill No. 1045, as approved by the Forty-second Legislative Assembly, relating to the time of renewal of teachers' contracts and defining the term "teacher".

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2333. A Bill for an Act to amend and reenact section 15-47-38 of the North Dakota Century Code, providing for procedure for fair dismissal of teachers.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2347. A Bill for an Act to create and enact section 15-39-14.1 of the North Dakota Century Code, relating to optional assessments for nonpublic schools and nonpublic school teachers; and to amend and reenact subsection 1 of section 15-39-01, and sections 15-39-10, 15-39-14, 15-39-15, 15-39-16, 15-39-17, 15-39-18, 15-39-20, 15-39-21, 15-39-22, 15-39-27, 15-39-28, 15-39-30, 15-39-35, 15-39-37.1, and 15-39-40, relating to definitions, membership, assessments, retention of assessments from salaries, statements of assessments to county superintendents of schools, transmission of moneys to state treasurer, preservation of assessment reports, eligibility, retirement annuities, and application and discontinuance of annuities pertaining to the teachers' insurance and retirement fund.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2352. A Bill for an Act relating to the restoration of certain property damaged in flood control and providing for the imposition of special assessments for costs incurred.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2373. A Bill for an Act to amend and reenact sections 57-23-03 of the North Dakota Century Code, relating to the abatement of an invalid, inequitable or unjust assessment; 57-23-04 of the North Dakota Century Code, relating to abatement or refund of taxes; 57-23-05 of the North Dakota Century Code, relating to applications for abatement and refund of taxes; 57-23-06 of the North Dakota Century Code, relating to hearings on applications for abatement and refund of taxes; 57-23-09 of the North Dakota Century Code, relating to the procedure for refund of taxes, and 57-23-10 of the North Dakota Century Code, relating to appeals from abatement actions.

Which was read the first time and referred to the committee on Finance and Taxation

Senate Bill No. 2379. A Bill for an Act to amend and reenact section 57-32-05 of the North Dakota Century Code, relating to the collection of property taxes from car line, express, and air transportation companies.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2381. A Bill for an Act creating a narcotics law enforcement division of the office of the attorney general, and making an appropriation.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2395. A Bill for an Act to amend and reenact subsection 1 of section 46-02-04 of the North Dakota Century Code, relating to the printing of legislative documents; and declaring an emergency.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2397. A Bill for an Act to provide for a compact on the qualification of educational personnel, and providing an effective date.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2409. A Bill for an Act to amend and reenact sections 15-04-09, 15-06-25, and 38-09-15 of the North Dakota Century Code, relating to the leasing and sale of certain state property.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2457. A Bill for an Act to provide and appropriate funds for the payment of adjusted compensation payments to North Dakota veterans of the Vietnam conflict and to the industrial commission for the issuance of bonds; providing for the issuance, sale, and delivery of general obligation bonds; creating a sinking fund; and providing for fund transfers for the servicing and retirement of such bonds; and declaring an emergency.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2458. A Bill for an Act to amend and reenact Section 39-18-03 of the North Dakota Century Code, relating to license fees for travel trailers.

Which was read the first time and referred to the committee on Transportation.

Senate Bill No. 2460. A Bill for an Act to amend and reenact section 15-40.1-16 of the North Dakota Century Code, as contained in section 7 of House Bill No. 1045, relating to aid for transportation.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2461. A Bill for an Act to amend and reenact subsection 1 of section 15-39-01 of the North Dakota Century Code, relating to definitions under the teachers' insurance and retirement fund.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2472. A Bill for an Act to change the property tax assessment date; and to amend and reenact subsections 1 and 4 of section 57-02-11 and sections 57-02-34, 57-09-01, 57-09-06, 57-11-01, 57-11-02, 57-12-01, 57-12-08, 57-13-07, 57-13-08, and 57-23-02 of the North Dakota Century Code, relating to real property tax assessment and tax assessments on certain destroyed property, to change of time for the assessor to perform duties, to the meeting date of the township board of equalization, to the return of assessors' books, to the meeting date of the city board of equalization, to the meeting date of the county board of equalization, to the assessment abstracts, to the duties of the secretary of the state board of equalization, to the duties of the county director of tax equalization after meeting of the state board of equalization, and to publication dates for equalization meetings.

Which was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 2480. A Bill for an Act authorizing the construction of an east court office building on the capitol grounds, providing a sinking fund for the retirement of certificates of indebtedness, setting forth additional responsibilities and duties of the capitol grounds planning commission, providing an appropriation, and declaring an emergency.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 2503. A Bill for an Act to amend and reenact section 15-34.1-05 of the North Dakota Century Code, as contained in section 5 of House Bill No. 1045, as enacted by the Forty-second Legislative Assembly, relating to penalties for violating compulsory school attendance.

Which was read the first time and referred to the committee on Education.

Senate Bill No 2504. A Bill for an Act to amend and reenact subsection 1 of section 15-40.2-05 and section 15-40.2-09 of the North

Dakota Century Code, as contained in section 8 of House Bill No. 1045, as enacted by the Forty-second Legislative Assembly, relating to appeals of tuition payment decisions by a school district to the county committee and to eliminate appeals to the state board of public school education.

Which was read the first time and referred to the committee on Education.

Senate Bill No. 2505. A Bill for an Act to provide for a conditional transfer of funds to the college building fund and making an appropriation from the college building fund for the construction of college buildings, and repealing chapter 157 of the 1967 Session Laws of the state of North Dakota.

Which was read the first time and referred to the committee on Appropriations.

Senate Bill No. 2508. A Bill for an Act to require the filing of a certification of consideration of property recorded in the office of the county register of deeds, and providing a penalty.

Which was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 2511. A Bill for an Act to allow the director of institutions to lease land under his control to others.

Which was read the first time and referred to the committee on State and Federal Government.

Senate Concurrent Resolution No. 4012. A Concurrent Resolution for an amendment to article 1 of the amendments to the Constitution of the state of North Dakota, relating to lotteries and gift enterprises.

Which was read the first time and referred to the committee on State and Federal Government.

The House stood recessed, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

FORTY-THIRD DAY AFTER RECESS
AND FORTY-FOURTH DAY

Bismarck, February 24, 1971

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bier presiding.

CONSIDERATION OF AMENDMENTS

Rep. Atkinson moved that the amendments to Senate Bill No. 2203 as recommended by the Committee on Judiciary as printed on pages 939 and 940 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to Senate Bill No. 2297 as recommended by the Committee on Finance and Taxation as printed on pages 938 and 939 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2015 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Mertens moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2223 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Raile moved that the report be adopted.

Rep. Kieffer moved a substitute motion to have Senate Bill No. 2223 placed on the calendar, which motion failed.

The question then was on the motion of Rep. Raile to adopt the Committee Report on Senate Bill No. 2223, which motion prevailed. Senate Bill No. 2223 was indefinitely postponed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2317 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2376 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2405 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2437 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2382 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2395 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2409 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2416 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Patrick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2510 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Patrick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2511 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Berg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2173 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2196 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor

to whom was referred Senate Bill No. 2242 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Gerl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2256 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. DeGroot moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2257 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Grant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The Majority of your Committee on Education to whom was referred Senate Bill No. 2284 has had the same under consideration and recommends that the same do pass.

Rep. R. Peterson
Rep. Eagles
Rep. Giffey
Rep. Haman
Rep. Hildebrand
Rep. Jacobson
Rep. Knudson
Rep. G. Larson
Rep. Stoltenow

REP. KNUDSON, Chairman

Rep. R. Peterson moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Education to whom was referred Senate Bill No. 2284 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Fleming
Rep. A. Hausauer
Rep. E. Miller
Rep. Mushik
Rep. Raymond
Rep. Rice

REP. KNUDSON, Chairman

Rep. Raymond moved that the report of the Minority be substituted for the report of the Majority, which motion failed.

The question then was on the motion of Rep. R. Peterson to adopt the Committee Report of the Majority on Senate Bill No. 2284, which motion prevailed. Senate Bill No. 2284 was placed on the calendar.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2292 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2400 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Concurrent Resolution No. 4015 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

RECOGNITIONS

Speaker Bier announced that three former Representatives were in the chambers, and requested that the House recognize former Reps. John Unke, Lynn Aas and Howard Bye, and Reps. Unke, Aas and Bye were thereupon introduced to the House.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-FOURTH DAY

Bismarck, February 24, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Robert Lynne, Good Shepherd Lutheran Church, Bismarck.

Roll was called and all members were present except Reps. Gerl, Kieffer, Mertens and Rivinius.

A quorum was declared by the Speaker.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the fortieth day after recess, forty-first day, and forty-second day and recommends that the same be corrected as follows:

Page 921, line 55, delete "2262" and substitute "2268" in lieu thereof.

The Journal of the forty-second day after recess and forty-third day has been examined, and found to be correct.

The Journal of the thirty-ninth day after recess and fortieth day, has been examined, and it is recommended that the same be corrected as follows:

Page 903, delete line 38, and insert in lieu thereof "Those voting in the negative were:"

Page 903, delete line 52, and insert in lieu thereof "Absent and not voting:"

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Walsh moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Concurrent Resolution No. 4034. A Concurrent Resolution urging the Automobile Dealers Association of North Dakota and the State Motor Vehicle Department to tighten rules and regulations regarding the use of dealers' license plates.

Which was read the first time and referred to the committee on Transportation.

Senate Concurrent Resolution No. 4044. A Concurrent Resolution urging counties and townships to properly mark all "T" intersections.

Which was read the first time and referred to the committee on Transportation.

Senate Concurrent Resolution No. 4047. A Concurrent Resolution

urging reasonable freight rates for the transportation of North Dakota's agricultural products.

Which was read the first time and referred to the committee on Transportation.

SECOND READING OF SENATE BILLS

Senate Bill No. 2020. A Bill for an Act making an appropriation for salaries and expenses of the division of vocational rehabilitation for rehabilitating disabled persons.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raymond
Atkinson	Gronneberg	Larson, G.	Riemers
Austin	Gunderson	Larson, L.	Rice
Backes	Halcrow	Laughlin	Rivinius
Berg	Haman	Lee	Rocheleau
Boustead	Haugland	Linderman	Rolfstrud
Boyum	Hausauer, A.	Livingston	Rundle
Brekke	Hausauer, R.	Lundene	Sandness
Bunker	Henning	McGauvran	Shablow
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hensrud	Mertens	Stoltenow
Dick	Hentges	Metzger	Stone
Dornacker	Herman	Meyer	Streibel
Dotzenrod	Hickle	Miedema	Strinden
Eagles	Hildebrand	Miller, B.	Thorsgard
Erickson, K.	Hilleboe	Miller, E.	Tweten
Erickson, W.	Hoffner	Moore	Ulvedal
Fleming	Jacobson	Murphy	Walsh
Gackle	Jenkins	Mushik	Weber
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Johnson, K.	Opedahl	White
Gerl	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, J.	Winge
Glaspey	Knudson	Raile	Mr. Speaker

Absent and not voting:

Peterson, R. Wagner

So the bill passed and the title was agreed to.

Senate Bill No. 2026. A Bill for an Act making an appropriation for salaries and expenses of the state library commission.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Reimers
Atkinson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfstrud
Boustead	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
Bunker	Hensrud	Mertens	Solberg
DeGroot	Hentges	Metzger	Stoltenow
DeKrey	Herman	Meyer	Stone
Dick	Hickle	Miedema	Streibel

Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Tweten
Erickson, W.	Jacobson	Murphy	Ulvedal
Fleming	Jenkins	Mushik	Wagner
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker
Gronneberg			

Absent and not voting:

Dornacker

So the bill passed and the title was agreed to.

Senate Bill No. 2067. A Bill for an Act to create and enact sections 16-01-11.1 and 16-01-11.2 of the North Dakota Century Code; to amend and reenact section 16-01-11 of the North Dakota Century Code, relating to regulations governing initiative, referendum, and recall petitions, and the powers and duties of the secretary of state in regard thereto; providing an appropriation; and declaring an emergency.

Which has been read.

Rep. Atkinson requested that his remarks in regard to Senate Bill No. 2067.

Rep. Atkinson: "Mr. Speaker: I request that the following Attorney General's Opinion in regard to Senate Bill No. 2067 be printed in the Journal.

"OPINION
STATE OF NORTH DAKOTA
Helgi Johanneson

ATTORNEY GENERAL
Bismarck, North Dakota 58501
February 24, 1971

"The Honorable Myron H. Atkinson, Jr.
House of Representatives, District 32
State Capitol
Bismarck, North Dakota

"Dear Mr. Atkinson:

"We have received your inquiry as to the constitutionality of Senate Bill No. 2067.

"This bill relates to regulations governing initiative and referendum petitions.

"This bill among other things proposes to require the Secretary of State to mail questionnaires or contact a certain percentage of the signers to a petition to verify their signature. It also provides that all signatures on each copy of a petition to which a false affidavit is attached shall be invalid. It requires a printed, typed list of all persons who signed a petition to be attached to each affidavit.

"Only the Supreme Court of this State has authority to declare a law unconstitutional, and we can only render opinions thereon. We further realize that if this bill passes and is signed into law by the Governor, we may have to defend its constitutionality. However, in view of the fact that inquiry has been made, we would be less than candid if we do not give the legislature our views on the matter.

"Section 25 of the Constitution provides in part as follows:

****This section shall be self executing and all of its provisions treated as mandatory. Laws may be enacted to fa-

cilitate its operation, but no laws shall be enacted to hamper, restrict or impair the exercise of the rights herein reserved to the people.'

"In view of this language, we have grave doubts that Senate Bill 2067 could withstand a constitutional test as it seems to us it does more than facilitate the operation of Section 25 of our Constitution.

"We trust this will be of some assistance to you.

Sincerely yours,
Helgi Johanneson
Attorney General"

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 73; nays, 25; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Rivinius
Austin	Gunderson	Linderman	Rocheleau
Backes	Haman	Livingston	Sandness
Boustead	Haugland	Lundene	Shøblow
Boyum	Hausauer, R.	McGauvran	Solberg
Brekke	Henry	McGeehan	Stone
Bunker	Hentges	Mertens	Streibel
DeGroot	Herman	Meyer	Strinden
DeKrey	Hickle	Miedema	Thorsgard
Dick	Hildebrand	Miller, B.	Tweten
Dotzenrod	Hilleboe	Miller, E.	Ulvedal
Eagles	Hoffner	Mushik	Wagner
Erickson, K.	Jacobson	Olienyk	Walsh
Erickson, W.	Jenkins	Opedahl	Weber
Fleming	Johnson, H.	Patrick	White
Gengler	Knudson	Peterson, R.	Wilkie
Giffey	Larson, G.	Raymond	Winge
Glaspey	Larson, L.	Reimers	Mr Speaker
Grant			

Those voting in the negative were:

Atkinson	Hausauer, A.	Lang	Raile
Berg	Henning	Lee	Rice
Dornacker	Hensrud	Metzger	Rolfstrud
Gackle	Johnson, K.	Moore	Rundle
Ganser	Kieffer	Murphy	Stoltenow
Gerl	Kingsbury	Peterson, J.	Welder
Halcrow			

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 2198. A Bill for an Act to amend and reenact section 15-53.1-07 of the North Dakota Century Code, as contained in section 9 of House Bill No. 1045, relating to the contracting by a school board prior to the effective day of annexation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 5; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Grant	Lang	Peterson, R.
Atkinson	Gronneberg	Larson, G.	Raile
Austin	Gunderson	Larson, L.	Raymond
Backes	Halcrow	Laughlin	Rivinius
Berg	Haman	Lee	Rocheleau
Boyum	Haugland	Linderman	Rolfstrud
Brekke	Henning	Livingston	Rundle
Bunker	Henry	Lundene	Sandness

DeGroot	Hensrud	McGauvran	Shablow
DeKrey	Hentges	McGeehan	Solberg
Dick	Herman	Mertens	Stone
Dornacker	Hickle	Metzger	Streibel
Dotzenrod	Hildebrand	Meyer	Strinden
Eagles	Hoffner	Miedema	Thorsgard
Erickson, K.	Jacobson	Miller, B.	Ulvedal
Erickson, W.	Jenkins	Moore	Walsh
Fleming	Johnson, H.	Murphy	Weber
Gackle	Johnson, K.	Mushik	Welder
Ganser	Kieffer	Olienyk	Wilkie
Gengler	Kingsbury	Opedahl	Winge
Gerl	Knudson	Patrick	Mr. Speaker
Giffey			

Those voting in the negative were:

Hausauer, A.	Rice	Stoltenow	Wagner
Miller, E.			

Absent and not voting:

Boustead	Hausauer, R.	Peterson, J.	Tweten
Glaspey	Hilleboe	Reimers	White

So the bill passed and the title was agreed to.

Senate Bill No. 2205. A Bill for an Act to amend and reenact section 4-19-01 of the North Dakota Century Code, relating to the state forester.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raile
Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Rice
Backes	Halcrow	Laughlin	Rivinius
Berg	Haman	Lee	Rocheleau
Boyum	Haugland	Linderman	Rolfsrud
Brekke	Hausauer, A.	Livingston	Rundle
Bunker	Hausauer, R.	Lundene	Sandness
DeGroot	Henning	McGauvran	Shablow
DeKrey	Henry	McGeehan	Solberg
Dick	Hensrud	Mertens	Stoltenow
Dornacker	Hentges	Metzger	Stone
Dotzenrod	Herman	Meyer	Streibel
Eagles	Hickle	Miedema	Strinden
Erickson, K.	Hildebrand	Miller, B.	Thorsgard
Erickson, W.	Hoffner	Miller, E.	Ulvedal
Fleming	Jacobson	Moore	Wagner
Gackle	Jenkins	Murphy	Walsh
Ganser	Johnson, H.	Mushik	Weber
Gengler	Johnson, K.	Olienyk	Welder
Gerl	Kieffer	Opedahl	Wilkie
Giffey	Kingsbury	Patrick	Winge
Glaspey	Knudson	Peterson, R.	Mr. Speaker

Absent and not voting:

Boustead	Peterson, J.	Tweten	White
Hilleboe	Reimers		

So the bill passed and the title was agreed to.

Senate Bill No. 2212. A Bill for an Act to amend and reenact subsection 3 of section 57-39.2-01 of the North Dakota Century Code, relating to the definition of a "retail sale" for sales tax purposes.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raile
Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Rice
Berg	Halcrow	Laughlin	Rivinius
Boustead	Haman	Lee	Rocheleau
Boyum	Haugland	Linderman	Rolfstrud
Brekke	Hausauer, A.	Livingston	Rundle
Bunker	Hausauer, R.	Lundene	Sandness
DeGroot	Henning	McGauvran	Shablow
DeKrey	Henry	McGeehan	Solberg
Dick	Hensrud	Mertens	Stoltenow
Dornacker	Hentges	Metzger	Stone
Dotzenrod	Herman	Meyer	Streibel
Eagles	Hickle	Miedema	Strinden
Erickson, K.	Hildebrand	Miller, B.	Thorsgard
Erickson, W.	Hoffner	Miller, E.	Ulvedal
Fleming	Jacobson	Moore	Wagner
Gackle	Jenkins	Murphy	Walsh
Ganser	Johnson, H.	Mushik	Weber
Gengler	Johnson, K.	Olienyk	Welder
Gerl	Kieffer	Opedahl	Wilkie
Giffey	Kingsbury	Patrick	Winge
Glaspey	Knudson	Peterson, R.	Mr. Speaker

Absent and not voting:

Backes	Peterson, J.	Tweten	White
Hilleboe	Reimers		

So the bill passed and the title was agreed to.

Senate Bill No. 2219. A Bill for an Act to amend and reenact section 28-05-08 of the North Dakota Century Code, relating to the cancellation of lis pendens by the entry of a final judgment.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raile
Atkinson	Gunderson	Larson, L.	Raymond
Austin	Halcrow	Laughlin	Rice
Berg	Haman	Lee	Rivinius
Boyum	Haugland	Linderman	Rocheleau
Brekke	Hausauer, A.	Livingston	Rolfstrud
Bunker	Hausauer, R.	Lundene	Sandness
DeGroot	Henning	McGauvran	Shablow
DeKrey	Henry	McGeehan	Solberg
Dick	Hensrud	Mertens	Stoltenow
Dornacker	Hentges	Metzger	Stone
Dotzenrod	Herman	Meyer	Streibel
Eagles	Hickle	Miedema	Strinden
Erickson, K.	Hildebrand	Miller, B.	Thorsgard
Erickson, W.	Hoffner	Miller, E.	Ulvedal
Fleming	Jacobson	Moore	Wagner
Gackle	Jenkins	Murphy	Walsh
Ganser	Johnson, H.	Mushik	Weber
Gengler	Johnson, K.	Olienyk	Welder
Gerl	Kieffer	Opedahl	Wilkie
Giffey	Kingsbury	Patrick	Winge
Glaspey	Knudson	Peterson, R.	Mr. Speaker
Grant	Lang		

Absent and not voting:

Backes	Hilleboe	Reimers	Tweten
Boustead	Peterson, J.	Rundle	White

So the bill passed and the title was agreed to.

Senate Bill No. 2230. A Bill for an Act to create and enact Chapter 29-10.1 of the North Dakota Century Code, relating to the Grand Jury, its termination, powers, duties, functions, and activities; providing for criminal contempt of court; and to repeal Chapter 29-10, Sections 29-09-08, 29-09-09, 29-09-10, 29-09-11, Subdivisions c, d, and g of Subsection 2 of Section 29-14-04 of the North Dakota Century Code.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raile
Atkinson	Gunderson	Larson, L.	Raymond
Austin	Halcrow	Laughlin	Reimers
Berg	Haman	Lee	Rice
Boustead	Haugland	Linderman	Rivinius
Boyum	Hausauer, A.	Livingston	Rocheleau
Brekke	Hausauer, R.	Lundene	Rolfstrud
Bunker	Henning	McGauvran	Rundle
DeGroot	Henry	McGeehan	Sandness
DeKrey	Hensrud	Mertens	Shablow
Dick	Hentges	Metzger	Solberg
Dotzenrod	Herman	Meyer	Stoltenow
Eagles	Hickle	Miedema	Stone
Erickson, K.	Hildebrand	Miller, B.	Streibel
Erickson, W.	Hoffner	Miller, E.	Thorsgard
Fleming	Jacobson	Moore	Tweten
Gackle	Johnson, H.	Murphy	Wagner
Ganser	Johnson, K.	Mushik	Walsh
Gengler	Kieffer	Olienyk	Weber
Gerl	Kingsbury	Opedahl	Welder
Giffey	Knudson	Patrick	Winge
Glaspey	Lang	Peterson, R.	Mr. Speaker
Grant			

Absent and not voting:

Backes	Jenkins	Strinden	White
Dornacker	Peterson, J.	Ulvedal	Wilkie
Hilleboe			

So the bill passed and the title was agreed to.

Speaker Bier called Rep. R. Peterson to the Chair to preside.

SECOND READING OF SENATE BILLS

Senate Bill No. 2245. A Bill for an Act to amend and reenact sections 25-07-02 and 25-07-06 of the North Dakota Century Code, relating to the instruction at the school for the deaf; and to repeal section 25-07-03 of the North Dakota Century Code, relating to the duties of the matron at the school for the deaf.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raymond
Atkinson	Gronneberg	Larson, G.	Reimers
Austin	Gunderson	Larson, L.	Rice

Berg	Halcrow	Laughlin	Rivinius
Boustead	Haman	Lee	Rocheleau
Boyum	Haugland	Linderman	Rolfsrud
Brekke	Hausauer, A.	Livingston	Rundle
Bunker	Hausauer, R.	Lundene	Sandness
DeGroot	Henning	McGauvran	Shablow
DeKrey	Henry	McGeehan	Solberg
Dick	Hensrud	Mertens	Stoltenow
Dornacker	Hentges	Metzger	Stone
Dotzenrod	Herman	Meyer	Streibel
Eagles	Hickle	Miller, B.	Strinden
Erickson, K.	Hildebrand	Miller, E.	Thorsgard
Erickson, W.	Hoffner	Moore	Tweten
Fleming	Jacobson	Murphy	Wagner
Gackle	Jenkins	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Weber
Gengler	Johnson, K.	Opedahl	Welder
Gerl	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, R.	Winge
Glaspey	Knudson	Raile	

Absent and not voting:

Backes	Miedema	Ulvedal	Mr. Speaker
Hilleboe	Peterson, J.	White	

So the bill passed and the title was agreed to.

MOTIONS

Rep. Knudson moved that the House reconsider the action by which Senate Bill No. 2229 was lost, which motion prevailed.

Rep. Strinden moved that Senate Bill No. 2229 be placed at the foot of the calendar, which motion prevailed.

RECOGNITION

Rep. Lundene announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Fish Rieten, and Rep. Rieten was thereupon introduced to the House.

SECOND READING OF SENATE BILLS

Senate Bill No. 2249. A Bill for an Act to amend and reenact sections 27-11-22 and 27-12-02 of the 1969 Supplement to the North Dakota Century Code, relating to annual licenses to practice law and membership of the state bar association.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Grant	Knudson	Peterson, J.
Atkinson	Gronneberg	Lang	Peterson, R.
Austin	Gunderson	Larson, G.	Reimers
Berg	Halcrow	Larson, L.	Rice
Boustead	Haman	Laughlin	Rivinius
Boyum	Haugland	Lee	Rocheleau
Brekke	Hausauer, A.	Linderman	Rolfsrud
Bunker	Hausauer, R.	Livingston	Sandness
DeGroot	Henning	Lundene	Stoltenow
DeKrey	Henry	McGauvran	Stone
Dick	Hensrud	McGeehan	Streibel
Dornacker	Hentges	Mertens	Strinden
Dotzenrod	Herman	Metzger	Thorsgard
Eagles	Hickle	Meyer	Tweten
Erickson, K.	Hildebrand	Miller, B.	Wagner
Erickson, W.	Hoffner	Miller, E.	Walsh
Fleming	Jacobson	Moore	Weber

Gackle	Jenkins	Murphy	Welder
Ganser	Johnson, H.	Mushik	White
Gengler	Johnson, K.	Olienyk	Wilkie
Gerl	Kieffer	Opedahl	Winge
Glaspey	Kingsbury	Patrick	Mr. Speaker

Those voting in the negative were:

Raile	Rundle
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Absent and not voting:

Backes	Hilleboe	Raymond	Solberg
Giffey	Miedema	Shablow	Ulvedal

So the bill passed and the title was agreed to.

Senate Bill No. 2254. A Bill for an Act to amend and reenact sections 35-13-02, 35-13-03, and 35-13-04 of the North Dakota Century Code, relating to the priority of a repairman's lien and the time in which it must be filed.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Reimers
Austin	Halcrow	Laughlin	Rice
Berg	Haman	Lee	Rivinius
Boustead	Haugland	Linderman	Rocheleau
Boyum	Hausauer, R.	Livingston	Rolfstrud
Brekke	Henning	Lundene	Rundle
Bunker	Henry	McGauvran	Sandness
DeGroot	Hensrud	McGeehan	Solberg
DeKrey	Hentges	Mertens	Stone
Dick	Herman	Metzger	Streibel
Dornacker	Hickle	Meyer	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hoffner	Miller, E.	Tweten
Erickson, K.	Jacobson	Moore	Ulvedal
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant			

Those voting in the negative were:

Erickson, W.	Hausauer, A.	Stoltenow	Wagner
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Absent and not voting:

Backes	Miedema	Murphy	Shablow
Hilleboe			

So the bill passed and the title was agreed to.

Senate Bill No. 2269. A Bill for an Act to amend and reenact section 38-08-09.7 of the North Dakota Century Code, relating to the liability for expenses in unitized oil and gas fields.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Grant	Laughlin	Reimers
Atkinson	Gronneberg	Lee	Rice

Austin	Gunderson	Linderman	Rivinius
Backes	Halcrow	Livingston	Rocheleau
Berg	Haman	Lundene	Rolfstrud
Boustead	Haugland	McGauvran	Rundle
Boyum	Hausauer, A.	McGeehan	Sandness
Brekke	Henning	Mertens	Solberg
Bunker	Henry	Metzger	Stoltenow
DeGroot	Hensrud	Meyer	Stone
DeKrey	Hentges	Miller, B.	Streibel
Dick	Herman	Miller, E.	Strinden
Dotzenrod	Hickle	Moore	Tweten
Eagles	Hildebrand	Murphy	Ulvedal
Erickson, K.	Hoffner	Mushik	Wagner
Erickson, W.	Jacobson	Olienyk	Walsh
Fleming	Jenkins	Opedahl	Weber
Gackle	Johnson, H.	Patrick	Welder
Ganser	Johnson, K.	Peterson, J.	White
Gengler	Kieffer	Peterson, R.	Wilkie
Gerl	Kingsbury	Raile	Winge
Giffey	Knudson	Raymond	Mr. Speaker
Glaspey	Lang		

Absent and not voting:

Dornacker	Hilleboe	Larson, L.	Shallow
Hausauer, R.	Larson, G.	Miedema	Thorsgard

So the bill passed and the title was agreed to.

Speaker Bier returned to the chair to preside.

SECOND READING OF SENATE BILLS

Senate Bill No. 2270. A Bill for an Act to amend and reenact section 10-23-01 of the North Dakota Century Code, relating to allowing the destruction of the annual reports of corporations after they have been on file for six years.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Riemers
Atkinson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Boustead	Haugland	Linderman	Rocheleau
Boyum	Hausauer, A.	Livingston	Rolfstrud
Brekke	Hausauer, R.	Lundene	Rundle
Bunker	Henning	McGeehan	Sandness
DeGroot	Henry	Mertens	Solberg
DeKrey	Hensrud	Metzger	Stoltenow
Dick	Hentges	Meyer	Stone
Dotzenrod	Herman	Miller, B.	Streibel
Eagles	Hickle	Miller, E.	Strinden
Erickson, K.	Hildebrand	Moore	Tweten
Erickson, W.	Hoffner	Murphy	Ulvedal
Fleming	Jacobson	Mushik	Wagner
Gackle	Jenkins	Olienyk	Walsh
Ganser	Johnson, H.	Opedahl	Weber
Gengler	Johnson, K.	Patrick	Welder
Gerl	Kieffer	Peterson, J.	White
Giffey	Kingsbury	Peterson, R.	Wilkie
Glaspey	Knudson	Raile	Winge
Grant	Lang	Raymond	Mr. Speaker

Those voting in the negative were:

Backes

Absent and not voting:

Berg	Hilleboe	McGauvran	Shablow
Dornacker	Larson, G.	Miedema	Thorsgard
Gunderson			

So the bill passed and the title was agreed to.

Senate Bill No. 2305. A Bill for an Act providing for the adoption of an interstate agreement on detainers and for the implementation thereof.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Reimers
Atkinson	Halcrow	Lee	Rice
Austin	Haman	Linderman	Rivinius
Backes	Haugland	Livingston	Rocheleau
Boustead	Hausauer, A.	Lundene	Rolfsrud
Boyum	Hausauer, R.	McGauvran	Rundle
Brekke	Henning	McGeehan	Sandness
Bunker	Hensrud	Mertens	Solberg
DeGroot	Hentges	Metzger	Stoltenow
DeKrey	Herman	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Weber
Gackle	Johnson, H.	Olienyk	Welder
Ganser	Kieffer	Opedahl	White
Gengler	Kingsbury	Patrick	Wilkie
Giffey	Knudson	Peterson, J.	Winge
Glaspey	Lang	Peterson, R.	Mr. Speaker
Grant	Larson, L.	Raymond	

Those voting in the negative were:

Gerl

Absent and not voting:

Berg	Henry	Raile	Thorsgard
Dornacker	Johnson, K.	Shablow	Walsh
Gunderson	Larson, G.		

So the bill passed and the title was agreed to.

Senate Bill No. 2311. A Bill for an Act to create and enact subsection 4 of section 29-29-02 of the North Dakota Century Code, relating to grounds for the issuance of a search warrant.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raile
Atkinson	Halcrow	Larson, L.	Raymond
Austin	Haman	Laughlin	Reimers
Backes	Haugland	Lee	Rice
Berg	Hausauer, A.	Linderman	Rivinius
Boustead	Hausauer, R.	Livingston	Rocheleau
Boyum	Henning	Lundene	Rolfsrud
Brekke	Henry	McGauvran	Sandness
Bunker	Hensrud	McGeehan	Shablow
DeGroot	Hentges	Mertens	Solberg

DeKrey	Herman	Metzger	Stoltenow
Dick	Hickle	Meyer	Stone
Dotzenrod	Hildebrand	Miedema	Streibel
Eagles	Hilleboe	Miller, B.	Strinden
Erickson, K.	Hoffner	Miller, E.	Tweten
Erickson, W.	Jacobson	Moore	Ulvedal
Fleming	Jenkins	Murphy	Wagner
Gackle	Johnson, H.	Mushik	Weber
Ganser	Johnson, K.	Olienyk	Welder
Gengler	Kieffer	Opedahl	White
Giffey	Kingsbury	Patrick	Wilkie
Glaspey	Knudson	Peterson, J.	Winge
Grant	Lang	Peterson, R.	Mr. Speaker

Those voting in the negative were:
 Gerl Rundle

Absent and not voting:

Dornacker Gunderson Thorsgard Walsh

So the bill passed and the title was agreed to.

Senate Bill No. 2331. A Bill for an Act to provide for administrative supervision by the supreme court over all courts and to implement the superintending control of the supreme court provided under section 86 of the Constitution of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Halcrow	Laughlin	Reimers
Atkinson	Haman	Lee	Rice
Austin	Haugland	Linderman	Rivinius
Berg	Hausauer, A.	Livingston	Rocheleau
Boustead	Hausauer, R.	Lundene	Rolfsrud
Brekke	Henning	McGauvran	Rundle
DeGroot	Henry	McGeehan	Sandness
DeKrey	Hensrud	Mertens	Shablow
Dick	Hentges	Metzger	Solberg
Dornacker	Herman	Meyer	Stoltenow
Dotzenrod	Hildebrand	Miedema	Stone
Eagles	Hilleboe	Miller, B.	Streibel
Erickson, K.	Hoffner	Miller, E.	Strinden
Erickson, W.	Jacobson	Moore	Thorsgard
Fleming	Jenkins	Murphy	Tweten
Gackle	Johnson, H.	Mushik	Ulvedal
Ganser	Johnson, K.	Olienyk	Wagner
Gengler	Kieffer	Opedahl	Weber
Gerl	Kingsbury	Patrick	Welder
Giffey	Knudson	Peterson, J.	White
Glaspey	Lang	Peterson, R.	Wilkie
Grant	Larson, G.	Raile	Winge
Gronneberg	Larson, L.	Raymond	Mr. Speaker
Gunderson			

Those voting in the negative were:

Bunker

Absent and not voting:

Backes Boyum Hickle Walsh

So the bill passed and the title was agreed to.

Senate Bill No. 2355. A Bill for an Act to amend and reenact section 28-32-08 of the North Dakota Century Code, relating to specifications of any issues to be furnished by agency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Reimers
Austin	Halcrow	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfstrud
Brekke	Hausauer, R.	Lundene	Rundle
Bunker	Henning	McGeehan	Sandness
DeGroot	Henry	Mertens	Shablow
DeKrey	Hensrud	Metzger	Solberg
Dick	Hentges	Meyer	Stoltenow
Dotzenrod	Herman	Miedema	Stone
Eagles	Hickle	Miller, B.	Streibel
Erickson, K.	Hildebrand	Miller, E.	Strinden
Erickson, W.	Hilleboe	Moore	Thorsgard
Fleming	Hoffner	Murphy	Ulvedal
Gackle	Jacobson	Mushik	Wagner
Ganser	Jenkins	Olienyk	Weber
Gengler	Johnson, K.	Opedahl	Welder
Gerl	Kieffer	Patrick	White
Giffey	Kingsbury	Peterson, J.	Wilkie
Glaspey	Knudson	Peterson, R.	Winge
Grant	Lang	Raile	Mr. Speaker

Those voting in the negative were:

Johnson, H. McGauvran

Absent and not voting:

Boyum Dornacker Tweten Walsh

So the bill passed and the title was agreed to.

Senate Bill No. 2383. A Bill for an Act to provide for the change of a district court judge upon written demand of a party and prescribing the procedure therefor; and to repeal chapter 28-13 and sections 29-15-13, 29-15-14, 19-15-15, 29-15-16, 29-15-17, 29-15-19, and 29-15-20 of the North Dakota Century Code, relating to affidavits of prejudice are hereby repealed.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Raymond
Atkinson	Gunderson	Laughlin	Reimers
Austin	Halcrow	Lee	Rice
Backes	Haman	Linderman	Rivinius
Berg	Haugland	Livingston	Rocheleau
Boustead	Hausauer, A.	Lundene	Rolfstrud
Boyum	Henning	McGauvran	Rundle
Brekke	Henry	McGeehan	Sandness
Bunker	Hensrud	Mertens	Shablow
DeGroot	Hentges	Metzger	Stoltenow
DeKrey	Herman	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore*	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder

Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant	Larson, G.		

Those voting in the negative were:
Solberg

Absent and not voting:
Dornacker Hausauer, R. Tweten

So the bill passed and the title was agreed to.

Senate Bill No. 2406. A Bill for an Act to create and enact section 6-03-13.5 of the North Dakota Century Code, relating to a national bank conversion to state bank.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Reimers
Austin	Gunderson	Laughlin	Rice
Backes	Halcrow	Lee	Rivinius
Berg	Haman	Linderman	Rocheleau
Boustead	Haugland	Livingston	Roflsrud
Boyum	Hausauer, A.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker

Absent and not voting:
Hausauer, R. Tweten

So the bill passed and the title was agreed to.

Senate Bill No. 2412. A Bill for an Act to create and enact a new subdivision of subsection 1 of section 43-33-09, a new subsection of section 43-33-10, two new subdivisions of subsection 4 of section 43-33-12, and a new subsection of section 43-33-12 of the North Dakota Century Code, relating to the scope of the hearing aid dealers examination, duties of the licensing department, and grounds for suspension of licenses; and to amend and reenact subsection 6 of section 43-33-01, section 43-33-04, section 43-33-07, subsection 2 of section 43-33-08, subdivision e of subsection 4 of section 43-33-12, and subsection 2 of section 43-33-15 of the North Dakota Century Code, relating to definitions, persons and practices not affected, educational qualifications of applicants, frequency of examinations, temporary trainee supervision, and qualifications of members of the board of hearing aid dealers and fitters.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 8; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Lang	Peterson, R.
Atkinson	Gronneberg	Larson, G.	Raile
Austin	Gunderson	Larson, L.	Raymond
Backes	Haman	Laughlin	Reimers
Berg	Haugland	Linderman	Rice
Boustead	Hausauer, A.	Livingston	Rocheleau
Boyum	Hausauer, R.	Lundene	Rolfstrud
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Herman	Metzger	Stone
Dick	Hickle	Meyer	Streibel
Dornacker	Hildebrand	Miedema	Strinden
Dotzenrod	Hilleboe	Miller, B.	Tweten
Erickson, K.	Hoffner	Miller, E.	Ulvedal
Erickson, W.	Jacobson	Moore	Wagner
Fleming	Jenkins	Murphy	Walsh
Ganser	Johnson, H.	Mushik	Weber
Gengler	Johnson, K.	Olienyk	White
Gerl	Kieffer	Opedahl	Wilkie
Giffey	Kingsbury	Patrick	Winge
Glaspey	Knudson	Peterson, J.	Mr. Speaker

Those voting in the negative were:

Eagles	Hentges	Rundle	Thorsgard
Gackle	Lee	Stoltenow	Welder

Absent and not voting:

Halcrow	Rivinius
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So the bill passed and the title was agreed to.

Senate Bill No. 2420. A Bill for an Act to amend and reenact subsection 1 of section 57-38-40 of the North Dakota Century Code, relating to income tax revisions.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Raymond
Atkinson	Gunderson	Laughlin	Reimers
Austin	Haman	Lee	Rice
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfstrud
Boustead	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
Bunker	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie

Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant	Larson, G.		

Absent and not voting:

DeGroot	Halcrow	Rivinius	Tweten
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So the bill passed and the title was agreed to.

Senate Bill No. 2487. A Bill for an Act to amend and reenact section 40-57-10 of the North Dakota Century Code, relating to sale of revenue bonds.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Haman	Laughlin	Reimers
Austin	Haugland	Lee	Rice
Backes	Hausauer, A.	Linderman	Rivinius
Berg	Hausauer, R.	Livingston	Rocheleau
Boyum	Henning	Lundene	Rolfsrud
Brekke	Henry	McGauvran	Rundle
Bunker	Hensrud	McGeehan	Sandness
DeKrey	Hentges	Mertens	Shablow
Dick	Herman	Metzger	Solberg
Dornacker	Hickle	Meyer	Stoltenow
Dotzenrod	Hildebrand	Miedema	Stone
Eagles	Hilleboe	Miller, B.	Streibel
Erickson, K.	Hoffner	Miller, E.	Strinden
Erickson, W.	Jacobson	Moore	Thorsgard
Fleming	Jenkins	Murphy	Ulvedal
Gackle	Johnson, H.	Mushik	Wagner
Ganser	Johnson, K.	Olienyk	Walsh
Gengler	Kieffer	Opedahl	Weber
Gerl	Kingsbury	Patrick	Welder
Giffey	Knudson	Peterson, J.	White
Glaspey	Lang	Peterson, R.	Wilkie
Grant	Larson, G.	Raile	Winge
Gronneberg	Larson, L.	Raymond	Mr. Speaker
Gunderson			

Absent and not voting:

Atkinson	DeGroot	Halcrow	Tweten
Boustead			

So the bill passed and the title was agreed to.

Senate Bill No. 2229. A Bill for an Act to amend and reenact section 24-02-42 of the North Dakota Century Code, relating to scholarships awarded by the state highway department.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 67; nays, 28; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Laughlin	Rice
Austin	Gronneberg	Linderman	Rivinius
Backes	Gunderson	Livingston	Rocheleau
Boyum	Haman	Lundene	Rolfsrud
Brekke	Haugland	McGauvran	Sandness
Bunker	Hausauer, R.	McGeehan	Shablow
Dick	Henry	Mertens	Solberg
Dornacker	Hensrud	Meyer	Stone
Dotzenrod	Hildebrand	Miller, B.	Streibel

Eagles	Hoffner	Miller, E.	Strinden
Erickson, K.	Jacobson	Mushik	Tweten
Erickson, W.	Johnson, H.	Olienyk	Walsh
Fleming	Johnson, K.	Opedahll	Weber
Gackle	Kieffer	Patrick	Wilkie
Gengler	Kingsbury	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker
Glaspey	Larson, G.	Reimers	

Those voting in the negative were:

Atkinson	Hentges	Lee	Rundle
Berg	Herman	Metzger	Stoltenow
DeKrey	Hickle	Miedema	Thorsgard
Ganser	Hilleboe	Moore	Ulvedal
Gerl	Jenkins	Murphy	Wagner
Hausauer, A.	Lang	Raile	Welder
Henning	Larson, L.	Raymond	White

Absent and not voting:

Boustead DeGroot Halcrow

So the bill passed and the title was agreed to.

MOTION

Rep. Hilleboe moved that the House not concur on the Senate amendments to House Bill No. 1522, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

CONSIDERATION OF SENATE MESSAGE

Speaker Bier announced the following Conference Committee to meet with a like committee from the Senate on House Bill No. 1522: Reps. Hilleboe, Hentges and Solberg.

MOTION

Rep. Hilleboe moved that the House concur in the Senate amendments to House Bill No. 1156, which motion prevailed.

Rep. Hilleboe moved that the rules be suspended and that House Bill No. 1156 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1156. A Bill for an Act to create and enact subsection 12 of section 43-15-10 of the North Dakota Century Code, relating to powers of the state board of pharmacy.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Reimers
Atkinson	Gunderson	Larson, G.	Rice
Austin	Haman	Larson, L.	Rivinius
Backes	Haugland	Laughlin	Rocheleau
Berg	Hausauer, A.	Linderman	Rolfstrud
Boyum	Hausauer, R.	Livingston	Rundle
Brekke	Henning	Mertens	Sandness
Bunker	Henry	Metzger	Solberg
DeKrey	Hensrud	Meyer	Streibel
Dick	Hentges	Miedema	Strinden
Dornacker	Herman	Miller, B.	Thorsgard
Dotzenrod	Hickle	Miller, E.	Tweten
Eagles	Hildebrand	Moore	Ulvedal
Erickson, K.	Hilleboe	Murphy	Wagner
Erickson, W.	Hoffner	Mushik	Walsh

Fleming	Jacobson	Olienyk	Weber
Gackle	Jenkins	Opedahl	Welder
Ganser	Johnson, H.	Patrick	White
Gengler	Johnson, K.	Peterson, J.	Wilkie
Gerl	Kieffer	Raile	Winge
Giffey	Kingsbury	Raymond	Mr. Speaker
Grant	Knudson		

Those voting in the negative were:

Lee	McGauvran	Shablow	Stoltenow
Lundene			

Absent and not voting:

Boustead	Glaspey	McGeehan	Stone
DeGroot	Halcrow	Peterson, R.	

So the bill passed and the title was agreed to.

MOTION

Rep. Hilleboe moved that the House concur in the Senate amendments to House Bill No. 1305, which motion prevailed.

Rep. Hilleboe moved that the rules be suspended and that House Bill No. 1305 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1305. A Bill for an Act to amend and reenact section 54-03-04 of the North Dakota Century Code, relating to the officers of the senate and of the house of representatives, and to the maintenance of legislative organization in the event a special legislative session is called.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Reimers
Atkinson	Haman	Laughlin	Rice
Austin	Haugland	Lee	Rivinius
Backes	Hausauer, A.	Linderman	Rocheleau
Berg	Hausauer, R.	Livingston	Rolfstrud
Boyum	Henning	Lundene	Rundle
Brekke	Henry	McGauvran	Sandness
Bunker	Hensrud	Mertens	Shablow
DeKrey	Hentges	Metzger	Solberg
Dick	Herman	Meyer	Stoltenow
Dornacker	Hickle	Miedema	Stone
Dotzenrod	Hildebrand	Miller, B.	Streibel
Eagles	Hilleboe	Miller, E.	Strinden
Erickson, W.	Hoffner	Moore	Thorsgard
Fleming	Jacobson	Murphy	Tweten
Gackle	Jenkins	Mushik	Ulvedal
Ganser	Johnson, H.	Olienyk	Wagner
Gengler	Johnson, K.	Opedahl	Welder
Gerl	Kieffer	Patrick	White
Giffey	Kingsbury	Peterson, J.	Wilkie
Glaspey	Knudson	Peterson, R.	Winge
Grant	Lang	Raile	Mr. Speaker
Gronneberg	Larson, G.	Raymond	

Absent and not voting:

Boustead	Erickson, K.	McGeehan	Weber
DeGroot	Halcrow	Walsh	

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, February 24, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1055
House Bill No. 1105
House Bill No. 1166
House Bill No. 1209
House Bill No. 1221
House Bill No. 1222
House Bill No. 1265
House Bill No. 1281
House Bill No. 1312
House Bill No. 1316
House Bill No. 1468
House Bill No. 1527

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, February 24, 1971

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4036
Senate Concurrent Resolution No. 4039

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, February 24, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1283
House Bill No. 1302

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, February 24, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1172
House Bill No. 1258

Which the Senate has amended.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1172
Page 1 line 1 after the numerals "16-11-04" delete "and"
Page 1 line 2 delete the numerals "16-11-10"
Page 1 line 3 delete "number and"
Page 2 delete all of line 19 through 35
Renumber the pages and lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1258
Page 2 line 11 after the word "to" delete the remainder of the line and insert in lieu thereof "flush or drive any big game from any cover or place of rest as an aid to other persons hunting."

Page 2 delete all of lines 12 and 13
Renumber the pages and lines accordingly.

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber
Bismarck, February 24, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2268

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, February 24, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2066
Senate Bill No. 2138
Senate Bill No. 2322
Senate Concurrent Resolution No. 4007
Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills.

House Bill No. 1029
House Bill No. 1081
House Bill No. 1084
House Bill No. 1088
House Bill No. 1093
House Bill No. 1136
House Bill No. 1137
House Bill No. 1143
House Bill No. 1165
House Bill No. 1187
House Bill No. 1191
House Bill No. 1195
House Bill No. 1264
House Bill No. 1347
House Bill No. 1365
House Bill No. 1376

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Representative Winge moved tha the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 1029
House Bill No. 1081
House Bill No. 1084
House Bill No. 1088
House Bill No. 1093
House Bill No. 1136
House Bill No. 1137
House Bill No. 1143
House Bill No. 1165
House Bill No. 1187
House Bill No. 1191
House Bill No. 1195
House Bill No. 1264
House Bill No. 1347
House Bill No. 1365
House Bill No. 1376

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber
Bismarck, February 24, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1029
House Bill No. 1081

House Bill No. 1084
House Bill No. 1088
House Bill No. 1093
House Bill No. 1136
House Bill No. 1137
House Bill No. 1143
House Bill No. 1165
House Bill No. 1187
House Bill No. 1191
House Bill No. 1195
House Bill No. 1264
House Bill No. 1347
House Bill No. 1365
House Bill No. 1376

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Resolution No. 7
House Resolution No. 8
House Concurrent Resolution No. 3032
And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Thursday, February 25, 1971, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-FOURTH DAY AFTER RECESS
AND FORTY-FIFTH DAY

Bismarck, February 25, 1971

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bier presiding.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, February 25, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1029
House Bill No. 1081
House Bill No. 1084
House Bill No. 1088
House Bill No. 1093
House Bill No. 1136
House Bill No. 1137
House Bill No. 1143
House Bill No. 1165
House Bill No. 1187
House Bill No. 1191
House Bill No. 1195
House Bill No. 1264
House Bill No. 1347
House Bill No. 1365
House Bill No. 1376

Which the President has signed.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1029
House Bill No. 1081
House Bill No. 1084
House Bill No. 1088
House Bill No. 1093
House Bill No. 1136
House Bill No. 1137
House Bill No. 1143
House Bill No. 1165
House Bill No. 1187
House Bill No. 1191
House Bill No. 1195
House Bill No. 1264
House Bill No. 1347
House Bill No. 1365
House Bill No. 1376

Was delivered to the Governor for his approval at the hour of 9:25 o'clock a.m., February 25, 1971.

REP. MIEDEMA, Chairman

Senate Chamber
Bismarck, February 25, 1971

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4010
Senate Concurrent Resolution No. 4011
Senate Concurrent Resolution No. 4025
Senate Concurrent Resolution No. 4049
Senate Concurrent Resolution No. 4050
Senate Concurrent Resolution No. 4080

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2110 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 13, of the engrossed bill, after the word "agriculture" insert the following new language: ", who shall serve as chairman,"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. A. Hausauer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2126 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2164 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2243 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2304 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2, of the engrossed bill, after the numerals "44-08-04" add the following: "and subsection 1 of section 54-06-09"

On page 2, after line 1, insert the following:

"SECTION 2. AMENDMENT.) Subsection 1 of section 54-06-09 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

1. The sum of (((nine))) **ten** cents per mile for each mile actually and necessarily traveled in the performance of official duty. ((when such travel is by motor vehicle. The sum of eleven cents per mile for each mile actually and necessarily traveled in the performance of official duty when such travel is by private airplane. If only one person shall engage in such

travel in a motor vehicle exceeding at any geographical point one hundred fifty miles beyond the borders of this state, reimbursement shall be limited to seven cents per mile for the out-of-state portion of the travel.)) When ((any such)) **official travel is by** motor vehicle or airplane ((is)) owned by the state or by any department or political subdivision thereof, no allowance shall be made or paid for such mileage;"

And renumber the pages, lines and sections accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2315 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted.

Rep. Solberg moved a substitute motion that Senate Bill No. 2315 be placed on the calendar, which motion prevailed on a division vote.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2326 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2327 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. DeGroot moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2328 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2330 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2343 has had the same under consideration and recommends that the same do pass and be re-referred to the Committee on Appropriations.

REP. DICK, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed and the report was adopted. Senate Bill No. 2343 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2353 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2375 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2403 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, after the word "inventories" insert the following: "and declaring an emergency"

On page 2, following line 20, insert the following news section:

"SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after the date of its passage and approval."

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Grant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2056 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2060 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2065 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. RUNDLE, Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2200 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. RUNDLE, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2206 has had the same under consideration and recommends that the same be amended as follows:

On page 3, line 7, add the following language: "**Under this chapter no fee shall be paid for the adoptive study and/or the supervision and evaluation of the placement.**"

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was

referred Senate Bill No. 2221 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2106 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2241 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Fleming moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2271 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2290 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2313 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2335 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Hildebrand moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2338 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2344 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. McGeehan moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2356 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Gerl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2358 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2365 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Concurrent Resolution No. 4020 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. L. Larson moved that the report be adopted, which motion prevailed and the report was adopted.

RECOGNITION

Speaker Bier announced that a former Representative was in the chambers, and requested that the House recognize former, Rep. Joe Leibhan, and Rep. Leibhan was thereupon introduced to the House.

FIRST READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4036. A Concurrent Resolution requesting the Congress of the United States to appropriate funds for the reclamation and the restoration of lands disturbed by lignite strip mining.

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

Senate Concurrent Resolution No. 4039. A Concurrent Resolution directing the Natural Resources Council to study and prepare legislation to create a Department of Natural Resources.

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

SECOND READING OF SENATE BILLS

Senate Bill No. 2015. A Bill for an Act making an appropriation for paying the salaries and other expenses of the milk stabilization board.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 13; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Haugland	Linderman	Rice
Austin	Hausauer, A.	Livingston	Rivinius
Backes	Hausauer, R.	Lundene	Rocheleau
Brekke	Henning	McGauvran	Rolfsrud
Bunker	Henry	McGeehan	Rundle
DeGroot	Hensrud	Mertens	Sandness
DeKrey	Herman	Meyer	Shablow
Dick	Hickle	Miedema	Solberg
Dornacker	Hildebrand	Miller, B.	Stoltenow
Dotzenrod	Hoffner	Miller, E.	Stone
Eagles	Jacobson	Moore	Streibel
Erickson, K.	Johnson, H.	Mushik	Thorsgard
Erickson, W.	Johnson, K.	Olienyk	Tweten

Fleming	Kieffer	Opedahl	Wagner
Ganser	Knudson	Patrick	Walsh
Gengler	Lang	Peterson, J.	Weber
Giffey	Larson, G.	Peterson, R.	Welder
Glaspey	Larson, L.	Raile	Wilkie
Grant	Laughlin	Raymond	Winge
Gronneberg	Lee	Reimers	Mr. Speaker
Haman			

Those voting in the negative were:

Atkinson	Gerl	Jenkins	Strinden
Boustead	Gunderson	Metzger	Ulvedal
Boyum	Hentges	Murphy	White
Gackle			

Absent and not voting:

Berg	Halcrow	Hilleboe	Kingsbury
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So the bill passed and the title was agreed to.

Senate Bill No. 2173. A Bill for an Act to amend and reenact sections 23-17.1-01, 23-17.1-02, 23-17.1-03, 23-17.1-04, 23-17.1-05, 23-17.1-06, and 23-17.1-07 of the North Dakota Century Code, relating to the licensing of addiction hospitals and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Rice
Atkinson	Gunderson	Lee	Rivinius
Austin	Haman	Linderman	Rocheleau
Backes	Haugland	Livingston	Rolfsrud
Boustead	Hausauer, A.	Lundene	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Herman	Miedema	Streibel
Dornacker	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Gerl	Knudson	Peterson, R.	Wilkie
Giffey	Lang	Raile	Winge
Glaspey	Larson, G.	Raymond	Mr. Speaker
Grant	Larson, L.	Reimers	

Absent and not voting:

Berg	Halcrow	Kingsbury
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So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 2196. A Bill for an Act to amend and reenact sections 26-27-06, 26-27-07, 26-27.1-07, and 26-27.1-08 of the North Dakota Century Code, relating to the filing of annual statements by corporations and the costs of investigating the affairs of corporations, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Rice
Atkinson	Gunderson	Lee	Rivinius
Austin	Haman	Linderman	Rocheleau
Backes	Haugland	Livingston	Rolfsrud
Boustead	Hausauer, A.	Lundene	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Herman	Miedema	Streibel
Dornacker	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Gerl	Knudson	Peterson, R.	Wilkie
Giffey	Lang	Raile	Winge
Glaspey	Larson, G.	Raymond	Mr. Speaker
Grant	Larson, L.	Reimers	

Absent and not voting:

Berg Halcrow Kingsbury

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 2203. A Bill for an Act to amend and reenact section 11-15-09 of the North Dakota Century Code, relating to sheriff's allowances when plaintiff bids in property at sale.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Rice
Atkinson	Gunderson	Lee	Rivinius
Austin	Haman	Linderman	Rocheleau
Backes	Haugland	Livingston	Rolfsrud
Boustead	Hausauer, A.	Lundene	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Herman	Miedema	Streibel
Dornacker	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White

Gerl	Knudson	Peterson, R.	Wilkie
Giffey	Lang	Raile	Winge
Glaspay	Larson, G.	Raymond	Mr. Speaker
Grant	Larson, L.	Reimers	

Absent and not voting:

Berg	Halcrow	Kingsbury
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So the bill passed and the title was agreed to.

Senate Bill No. 2242. A Bill for an Act to amend and reenact sections 5-01-08 and 5-02-06 of the North Dakota Century Code, relating to the employment of persons under twenty-one years of age in restaurants where alcoholic beverages are sold.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 77; nays, 18; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Glaspay	Larson, G.	Raymond
Austin	Grant	Larson, L.	Reimers
Backes	Haman	Laughlin	Rice
Boustead	Hausauer, A.	Lee	Rivinius
Boyum	Hausauer, R.	Linderman	Rocheleau
Brekke	Henning	McGauvran	Rundle
Bunker	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Stone
DeKrey	Hentges	Metzger	Streibel
Dick	Herman	Meyer	Strinden
Dornacker	Hickle	Miller, E.	Ulvedal
Dotzenrod	Hilleboe	Moore	Wagner
Eagles	Hoffner	Murphy	Walsh
Erickson, K.	Jenkins	Mushik	Weber
Erickson, W.	Johnson, H.	Olienyk	Welder
Fleming	Johnson, K.	Patrick	White
Ganser	Kieffer	Peterson, J.	Wilkie
Gengler	Knudson	Peterson, R.	Winge
Gerl	Lang	Raile	Mr. Speaker
Giffey			

Those voting in the negative were:

Anderson	Hildebrand	Miller, B.	Solberg
Gackle	Jacobson	Opedahl	Stoltenow
Gronneberg	Livingston	Rolfsrud	Thorsgard
Gunderson	Lundene	Sandness	Tweten
Haugland	Miedema		

Absent and not voting:

Berg	Halcrow	Kingsbury
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So the bill passed and the title was agreed to.

Senate Bill No. 2256. A Bill for an Act to amend and reenact section 6-03-28 of the North Dakota Century Code, relating to value and transfer of shares and shareholder's obligation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Atkinson	Gunderson	Lee	Rice
Austin	Haman	Linderman	Rivinius
Backes	Haugland	Livingston	Rocheleau
Boustead	Hausauer, A.	Lundene	Sandness
Boyum	Hausauer, R.	McGauvran	Shablow

Brekke	Henning	McGeehan	Solberg
Bunker	Henry	Mertens	Stoltenow
DeGroot	Hensrud	Metzger	Stone
DeKrey	Hentges	Meyer	Streibel
Dick	Herman	Miedema	Strinden
Dornacker	Hickle	Miller, B.	Thorsgard
Dotzenrod	Hildebrand	Moore	Tweten
Eagles	Hilleboe	Murphy	Ulvedal
Erickson, K.	Hoffner	Mushik	Wagner
Erickson, W.	Jacobson	Olienyk	Walsh
Fleming	Jenkins	Opedahl	Weber
Ganser	Johnson, H.	Patrick	Welder
Gengler	Johnson, K.	Peterson, J.	White
Gerl	Kieffer	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker
Grant	Larson, G.		

Those voting in the negative were:

Gackle	Rolfsrud	Rundle
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Absent and not voting:

Berg	Kingsbury	Laughlin	Miller, E.
Halcrow			

So the bill passed and the title was agreed to.

Senate Bill No. 2257. A Bill for an Act to amend and reenact section 6-03-05 of the North Dakota Century Code, relating to loans on real estate.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Lee	Rice
Atkinson	Haman	Linderman	Rivinius
Austin	Haugland	Livingston	Rocheleau
Backes	Hausauer, A.	Lundene	Rolfsrud
Boustead	Hausauer, R.	McGauvran	Rundle
Brekke	Henning	McGeehan	Sandness
Bunker	Henry	Mertens	Shablow
DeGroot	Hensrud	Metzger	Solberg
DeKrey	Hentges	Meyer	Stoltenow
Dick	Herman	Miedema	Stone
Dornacker	Hickle	Miller, B.	Streibel
Dotzenrod	Hildebrand	Miller, E.	Strinden
Eagles	Hilleboe	Moore	Thorsgard
Erickson, K.	Hoffner	Murphy	Tweten
Erickson, W.	Jacobson	Mushik	Ulvedal
Fleming	Jenkins	Olienyk	Wagner
Gackle	Johnson, H.	Opedahl	Walsh
Ganser	Johnson, K.	Patrick	Weber
Gengler	Kieffer	Peterson, J.	Welder
Gerl	Knudson	Peterson, R.	White
Giffey	Lang	Raile	Wilkie
Glaspey	Larson, G.	Raymond	Winge
Grant	Larson, L.	Reimers	Mr. Speaker
Gronneberg			

Absent and not voting:

Berg	Halcrow	Kingsbury	Laughlin
Boyum			

So the bill passed and the title was agreed to.

Senate Bill No. 2284. A Bill for an Act to amend and reenact subsection 1 of section 15-10-17 of the North Dakota Century Code, re-

lating to the powers and duties of the state board of higher education.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 67; nays, 26; absent and not voting, 5.

Those voting in the affirmative were:

Backes	Gronneberg	Laughlin	Rocheleau
Boustead	Gunderson	Linderman	Sandness
Boyum	Hausauer, R.	Livingston	Shablow
Brekke	Henning	Lundene	Solberg
Bunker	Henry	McGauvran	Stoltenow
DeGroot	Hensrud	Mertens	Stone
DeKrey	Hentges	Meyer	Streibel
Dick	Herman	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hoffner	Miller, E.	Tweten
Erickson, K.	Jacobson	Murphy	Walsh
Erickson, W.	Jenkins	Olienyk	Weber
Ganser	Johnson, H.	Opedahl	White
Gengler	Johnson, K.	Patrick	Wilkie
Gerl	Knudson	Peterson, J.	Winge
Giffey	Larson, G.	Peterson, R.	Mr. Speaker
Grant	Larson, L.	Reimers	

Those voting in the negative were:

Anderson	Haman	Metzger	Rivinius
Atkinson	Haugland	Moore	Rolfsrud
Austin	Hausauer, A.	Mushik	Rundle
Dornacker	Hickle	Raile	Ulvedal
Fleming	Kieffer	Raymond	Wagner
Gackle	Lang	Rice	Welder
Glaspey	Lee		

Absent and not voting:

Berg	Hilleboe	Kingsbury	McGeehan
Halcrow			

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House Chamber
Bismarck, February 14, 1971

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 1522

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Representatives:

Hilleboe
Hentges
Solberg

Very respectfully,
ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-FIFTH DAY

Bismarck, February 25, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding. Prayer was offered by Rev. John MacMullen, First United Methodist Church, Mandan.

Roll was called, and all members were present except Reps. Berg, Halcrow and Kingsbury.

A quorum was declared by the Speaker.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-third day after Recess and Forty-fourth day and finds the same to be correct.

REP. STONE, Chairman

Rep. Walsh moved that the report be adopted, which motion prevailed.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1122 has had the same under consideration and recommends that the Senate recede from its amendments and House Bill No. 1122 be amended as follows:

Page 1 line 15 of the engrossed bill delete "one" and insert in lieu thereof "two"

For the Senate:

Senator Mutch
Senator Page
Senator Erdman

For the House:

Rep. Berg
Rep. Rice
Rep. Giffey

Rep. Berg moved that the report be adopted.

Rep. Boustead moved a substitute motion that the House reject the Conference Committee Report on House Bill No. 1122, and that House Bill No. 1122 be re-referred to the Conference Committee on House Bill No. 1122, which motion failed.

The question then was on the motion of Rep. Berg to adopt the Conference Committee Report on House Bill No. 1122, which motion prevailed.

Rep. Boustead moved that the rules be suspended, and that House Bill No. 1122 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1122. A Bill for an Act to amend and reenact section 39-08-09 of the North Dakota Century Code, relating to the extent of automobile damages required to be considered a reportable accident.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Raymond
Atkinson	Gunderson	Lee	Reimers
Austin	Haman	Linderman	Rivinius
Backes	Haugland	Livingston	Rocheleau
Boustead	Hausauer, A.	Lundene	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hensrud	Metzger	Stone
DeKrey	Hentges	Meyer	Streibel
Dick	Herman	Miedema	Strinden

Dornacker	Hickle	Miller, B.	Thorsgard
Dotzenrod	Hildebrand	Miller, E.	Tweten
Eagles	Hilleboe	Moore	Ulvedal
Erickson, K.	Hoffner	Murphy	Wagner
Erickson, W.	Jacobson	Mushik	Walsh
Fleming	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Knudson	Peterson, J.	Wilkie
Giffey	Lang	Peterson, R.	Winge
Glaspey	Larson, G.	Raile	Mr. Speaker
Grant			

Those voting in the negative were:

Gackle	Larson, L.	Rice	Stoltenow
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Absent and not voting:

Berg	Jenkins	Kingsbury	Rolfstrud
Halcrow			

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 2292. A Bill for an Act to amend and reenact sections 54-38-01, 54-38-02, 54-38-05, 54-38-06, 54-38-07 and 54-38-09 relating to the creation of a division of alcoholism and drug abuse within the State Department of Health and repealing sections 54-38-03, 54-38-04 and 54-38-08 of the North Dakota Century Code, relating to the state commission on alcoholism.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Riemers
Atkinson	Gunderson	Lee	Rice
Austin	Haman	Linderman	Rivinius
Backes	Haugland	Livingston	Rocheleau
Boustead	Hausauer, A.	Lundene	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Herman	Miedema	Streibel
Dornacker	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Murphy	Ulvedal
Erickson, W.	Jenkins	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	Welder
Gengler	Knudson	Peterson, J.	White
Gerl	Lang	Peterson, R.	Wilkie
Giffey	Larson, G.	Raile	Winge
Glaspey	Larson, L.	Raymond	Mr. Speaker
Grant			

Absent and not voting:

Berg	Hilleboe	Kingsbury	Rolfstrud
Halcrow			

So the bill passed and the title was agreed to.

Senate Bill No. 2297. A Bill for an Act to amend and reenact section 57-24-02, and to repeal section 57-24-06 of the North Dakota

Century Code, relating to the posting of delinquent real estate taxes.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Haman	Lee	Reimers
Atkinson	Haugland	Linderman	Rice
Austin	Hausauer, A.	Livingston	Rivinius
Backes	Hausauer, R.	Lundene	Rocheleau
Boustead	Henning	McGauvran	Rundle
Bunker	Henry	McGeehan	Sandness
DeGroot	Hensrud	Mertens	Shablow
DeKrey	Hentges	Metzger	Solberg
Dornacker	Herman	Meyer	Stoltenow
Dotzenrod	Hickle	Miedema	Stone
Eagles	Hildebrand	Miller, B.	Streibel
Erickson, K.	Hilleboe	Miller, E.	Strinden
Erickson, W.	Hoffner	Moore	Thorsgard
Fleming	Jacobson	Murphy	Tweten
Gackle	Jenkins	Mushik	Ulvedal
Ganser	Johnson, K.	Olienyk	Wagner
Gengler	Kieffer	Opedahl	Walsh
Gerl	Knudson	Patrick	Welder
Giffey	Lang	Peterson, J.	White
Glaspey	Larson, G.	Peterson, R.	Wilkie
Grant	Larson, L.	Ralle	Winge
Gronneberg	Laughlin	Raymond	Mr. Speaker
Gunderson			

Those voting in the negative were:

Boyum Weber

Absent and not voting:

Berg	Dick	Johnson, H.	Rolfsrud
Brekke	Halcrow	Kingsbury	

So the bill passed and the title was agreed to.

Senate Bill No. 2317. A Bill for an Act to transfer a portion of the motor vehicle fuel tax revenues to the general fund to cover the cost of administering the motor fuel tax laws.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gunderson	Lee	Reimers
Atkinson	Halcrow	Linderman	Rice
Austin	Haman	Livingston	Rivinius
Backes	Haugland	Lundene	Rocheleau
Boustead	Hausauer, A.	McGauvran	Rundle
Boyum	Hausauer, R.	McGeehan	Sandness
Bunker	Henning	Mertens	Shablow
DeGroot	Henry	Metzger	Solberg
DeKrey	Hensrud	Meyer	Stoltenow
Dornacker	Hentges	Miedema	Stone
Dotzenrod	Herman	Miller, B.	Streibel
Eagles	Hickle	Miller, E.	Strinden
Erickson, K.	Hildebrand	Moore	Thorsgard
Erickson, W.	Hilleboe	Murphy	Tweten
Fleming	Hoffner	Mushik	Ulvedal

Gackle	Jacobson	Olienyk	Wagner
Ganser	Jenkins	Opedahl	Walsh
Gengler	Johnson, K.	Patrick	Weber
Gerl	Kieffer	Peterson, J.	Welder
Giffey	Knudson	Peterson, R.	White
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker
Gronneberg	Larson, L.		

Absent and not voting:

Berg	Dick	Kingsbury	Rolfsrud
Brekke	Johnson, H.	Laughlin	Wilkie

So the bill passed and the title was agreed to.

Senate Bill No. 2376. A Bill for an Act to amend and reenact section 16-13-16 of the North Dakota Century Code, relating to compensation for members of the county canvassing board.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Reimers
Atkinson	Gunderson	Lee	Rice
Austin	Halcrow	Linderman	Rivinius
Backes	Haman	Livingston	Rocheleau
Boustead	Haugland	Lundene	Rundle
Boyum	Hausauer, A.	McGauvran	Sandness
Bunker	Henning	McGeehan	Shablow
DeGroot	Henry	Mertens	Solberg
DeKrey	Hensrud	Metzger	Stoltenow
Dick	Hentges	Meyer	Stone
Dornacker	Herman	Miedema	Streibel
Dotzenrod	Hickle	Miller, B.	Strinden
Eagles	Hildebrand	Miller, E.	Thorsgard
Erickson, K.	Hilleboe	Moore	Tweten
Erickson, W.	Hoffner	Murphy	Ulvedal
Fleming	Jacobson	Mushik	Wagner
Gackle	Jenkins	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	Welder
Gerl	Knudson	Peterson, J.	White
Giffey	Lang	Peterson, R.	Wilkie
Glaspey	Larson, G.	Raile	Winge
Grant	Larson, L.	Raymond	Mr. Speaker

Absent and not voting:

Berg	Hausauer, R.	Kingsbury	Rolfsrud
Brekke	Johnson, H.		

So the bill passed and the title was agreed to.

Senate Bill No. 2382. A Bill for an Act to amend and reenact section 43-13-20 of the North Dakota Century Code, relating to the renewal of a certificate of registration to practice optometry, to the requiremen of continuing optometric education, and to the payment of a license fee.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Raymond
Atkinson	Gunderson	Lee	Reimers
Austin	Halcrow	Linderman	Rice

Backes	Haman	Livingston	Rivinius
Boustead	Haugland	Lundene	Rocheleau
Boyum	Hausauer, A.	McGauvran	Sandness
Bunker	Henning	McGeehan	Shablow
DeGroot	Henry	Mertens	Solberg
DeKrey	Hensrud	Metzger	Stoltenow
Dick	Hentges	Meyer	Stone
Dornacker	Herman	Miedema	Streibel
Dotzenrod	Hickle	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Tweten
Erickson, W.	Jacobson	Murphy	Ulvedal
Fleming	Jenkins	Mushik	Wagner
Gackle	Johnson, K.	Olienyk	Walsh
Ganser	Kieffer	Opedahl	Welder
Gengler	Knudson	Patrick	White
Gerl	Lang	Peterson, J.	Wilkie
Giffey	Larson, G.	Peterson, R.	Winge
Grant	Larson, L.	Raile	Mr. Speaker

Those voting in the negative were:

Hildebrand Rundle

Absent and not voting:

Berg	Glaspey	Johnson, H.	Rolfsrud
Brekke	Hausauer, R.	Kingsbury	Weber

So the bill passed and the title was agreed to.

MOTIONS

Rep. Hilleboe moved that the House reconsider the action by which the Committee Report was adopted on Senate Bill No. 2395, which motion prevailed.

Rep. Hilleboe moved that Senate Bill No. 2395 be re-referred to the Committee on State and Federal Government, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2400. A Bill for an Act to create and enact section 42-02-14.1 of the North Dakota Century Code, relating to an annual license fee for certified public accountants; to create and enact subsection 5 of section 43-02-08 relating to the powers of the board of accountancy; to amend and reenact sections 43-02-11, 43-02-12, 43-02-13, 43-02-14, 43-02-15 and subsections 2 and 3 of section 43-02-17 of the North Dakota Century Code relating to examination, revocation of certificates, fees for examination for certificates for certified public accountants, use of the title "certified public accountant," and penalties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 80; nays, 14; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gerl	Kieffer	Patrick
Atkinson	Glaspey	Knudson	Peterson, J.
Austin	Grant	Lang	Peterson, R.
Backes	Gronneberg	Larson, G.	Raymond
Boustead	Gunderson	Larson, L.	Reimers
Boyum	Haman	Laughlin	Rivinius
Brekke	Haugland	Lee	Sandness
Bunker	Hausauer, A.	Linderman	Solberg
DeGroot	Hausauer, R.	Livingston	Stone
DeKrey	Henning	Lundene	Streibel
Dick	Henry	McGeehan	Strinden
Dornacker	Hensrud	Mertens	Thorsgard
Dotzenrod	Hentges	Metzger	Tweten

Eagles	Herman	Meyer	Ulvedal
Erickson, K.	Hildebrand	Miedema	Wagner
Erickson, W.	Hilleboe	Miller, B.	Walsh
Fleming	Hoffner	Miller, E.	White
Gackle	Jacobson	Mushik	Wilkie
Ganser	Jenkins	Olienyk	Winge
Gengler	Johnson, H.	Opedahl	Mr. Speaker

Those voting in the negative were:

Halcrow	Moore	Rocheleau	Stoltenow
Hickle	Murphy	Rundle	Weber
Johnson, K.	Raile	Shablow	Welder
McGauvran	Rice		

Absent and not voting:

Berg	Giffey	Kingsbury	Rolfstrud
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So the bill passed and the title was agreed to.

Senate Bill No. 2409. A Bill for an Act to amend and reenact sections 15-04-09, 15-06-25, and 38-09-15 of the North Dakota Century Code, relating to the leasing and sale of certain state property.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 56; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Glaspey	Jenkins	Opedahl
Backes	Gunderson	Lang	Patrick
Boyum	Haugland	Larson, L.	Rivinius
Bunker	Hausauer, R.	Lee	Rocheleau
DeGroot	Hensrud	Linderman	Stone
Dornacker	Hentges	Livingston	Streibel
Dotzenrod	Herman	McGeehan	Strinden
Erickson, K.	Hilleboe	Miller, B.	Ulvedal
Gackle	Hoffner	Mushik	Walsh
Giffey	Jacobson		

Those voting in the negative were:

Atkinson	Gronneberg	Lundene	Rice
Austin	Halcrow	McGauvran	Rundle
Berg	Haman	Mertens	Sandness
Boustead	Hausauer, A.	Metzger	Shablow
Brekke	Henning	Meyer	Solberg
DeKrey	Henry	Miedema	Stoltenow
Dick	Hickle	Miller, E.	Thorsgard
Eagles	Hildebrand	Moore	Tweten
Erickson, W.	Johnson, H.	Murphy	Wagner
Fleming	Johnson, K.	Olienyk	Weber
Ganser	Kieffer	Peterson, J.	Welder
Gengler	Knudson	Raile	Wilkie
Gerl	Larson, G.	Raymond	Winge
Grant	Laughlin	Reimers	Mr. Speaker

Absent and not voting:

Kingsbury	Peterson, R.	Rolfstrud	White
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So the bill lost.

Senate Bill No. 2416. A Bill for an Act to amend and reenact section 1 of chapter 409 of the 1969 Session Laws of North Dakota, relating to the sale of land belonging to the school for the deaf.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Reimers
Austin	Gunderson	Laughlin	Rice
Backes	Halcrow	Lee	Rivinius
Berg	Haman	Linderman	Rocheleau
Boustead	Haugland	Livingston	Rundle
Boyum	Hausauer, A.	Lundene	Sandness
Brekke	Hausauer, R.	McGauvran	Shablow
Bunker	Henning	McGeehan	Solberg
DeGroot	Henry	Mertens	Stoltenow
DeKrey	Hensrud	Metzger	Stone
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miedema	Strinden
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hilleboe	Moore	Ulvedal
Erickson, W.	Hoffner	Murphy	Wagner
Fleming	Jacobson	Mushik	Walsh
Gackle	Jenkins	Olienyk	Weber
Ganser	Johnson, H.	Opedahl	Welder
Gengler	Johnson, K.	Patrick	Wilkie
Gerl	Kieffer	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker
Glaspey	Lang	Raile	

Absent and not voting:

Kingsbury	Rolfsrud	White
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So the bill passed and the title was agreed to.

RECOGNITION

Speaker Bier announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Jack Bernabucci, and Rep. Bernabucci was thereupon introduced to the House.

MOTION

Rep. Atkinson moved that the House reconsider the action by which Senate Bill No. 2437 Committee Report was adopted, which motion prevailed.

Rep. Atkinson moved that Senate Bill No. 2437 be re-referred to the Committee on Judiciary, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2510. A Bill for an Act to amend and reenact sections 16-04-01, 16-04-16, and 16-06-03 of the North Dakota Century Code, and to repeal section 16-01-14 of the North Dakota Century Code, all relating to the reduction of the number of North Dakota members of the United States house of representatives from two to one.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 7; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Lang	Peterson, R.
Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Reimers
Berg	Haman	Laughlin	Rice
Boustead	Haugland	Lee	Rivinius
Boyum	Hausauer, A.	Linderman	Rocheleau
Brekke	Hausauer, R.	Livingston	Rundle
Bunker	Henning	Lundene	Sandness
DeGroot	Henry	McGauvran	Shablow
Dick	Hensrud	McGeehan	Solberg

Dornacker	Hentges	Mertens	Stoltenow
Dotzenrod	Herman	Metzger	Stone
Eagles	Hickle	Meyer	Streibel
Erickson, K.	Hildebrand	Miedema	Strinden
Erickson, W.	Hilleboe	Miller, B.	Thorsgard
Fleming	Hoffner	Miller, E.	Tweten
Gackle	Jacobson	Moore	Ulvedal
Ganser	Jenkins	Mushik	Wagner
Gengler	Johnson, H.	Olienyk	Walsh
Gerl	Johnson, K.	Opedahl	Wilkie
Giffey	Kieffer	Patrick	Winge
Glaspey	Knudson	Peterson, J.	Mr. Speaker

Those voting in the negative were:

Backes	Halcrow	Raile	Welder
DeKrey	Murphy	Weber	

Absent and not voting:

Kingsbury	Rolfsrud	White
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So the bill passed and the title was agreed to.

Senate Bill No. 2511. A Bill for an Act to allow the director of institutions to lease land under his control to others.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Glaspey	Larson, G.	Raymond
Atkinson	Grant	Larson, L.	Reimers
Austin	Gronneberg	Laughlin	Rice
Backes	Gunderson	Lee	Rivinius
Berg	Halcrow	Linderman	Rocheleau
Boustead	Haman	Livingston	Rundle
Boyum	Haugland	Lundene	Sandness
Brekke	Hausauer, R.	McGauvran	Shablow
Bunker	Henning	McGeehan	Solberg
DeGroot	Henry	Mertens	Stoltenow
DeKrey	Hensrud	Metzger	Stone
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miedema	Strinden
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hilleboe	Moore	Ulvedal
Erickson, W.	Hoffner	Mushik	Wagner
Fleming	Jacobson	Olienyk	Walsh
Gackle	Jenkins	Opedahl	Weber
Ganser	Johnson, H.	Patrick	Welder
Gengler	Johnson, K.	Peterson, J.	Wilkie
Gerl	Knudson	Peterson, R.	Winge
Giffey	Lang	Raile	Mr. Speaker

Those voting in the negative were:

Hausauer, A.	Kieffer	Murphy
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Absent and not voting:

Kingsbury	Rolfsrud	White
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So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4015. A Concurrent Resolution urging Congress to enact legislation to provide for revenue sharing.

Was read the second time.

The question being on the final adoption of the resolution, so the Senate Concurrent Resolution was declared adopted on a voice vote.

MOTION

Rep. Atkinson moved that the House not concur on the Senate amendments to House Bill No. 1172, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

CONSIDERATION OF SENATE MESSAGE

Speaker Bier announced the following Conference Committee to meet with a like committee from the Senate on House Bill No. 1172: Reps. Murphy, Moore and Mertens.

MOTIONS

Rep. Dick moved that the House concur in the Senate amendments to House Bill No. 1258, which motion prevailed.

Rep. Dick moved that the rules be suspended and that House Bill No. 1258 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1258. A Bill for an Act to amend and reenact section 20-05-03 of the North Dakota Century Code, allowing horses and mules to be used in hunting big game.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 85; nays, 9; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Glaspey	Larson, G.	Raile
Atkinson	Grant	Larson, L.	Raymond
Austin	Gronneberg	Laughlin	Riemers
Backes	Gunderson	Lee	Rice
Berg	Halcrow	Linderman	Rocheleau
Boustead	Haman	Livingston	Sandness
Boyum	Haugland	Lundene	Shablow
Brekke	Hausauer, R.	McGauvran	Solberg
Bunker	Henning	Mertens	Stoltenow
DeGroot	Henry	Metzger	Stone
DeKrey	Hensrud	Meyer	Streibel
Dick	Hentges	Miedema	Strinden
Dotzenrod	Herman	Miller, B.	Thorsgard
Eagles	Hickle	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Walsh
Fleming	Jenkins	Mushik	Weber
Gackle	Johnson, H.	Olienyk	Weider
Ganser	Kingsbury	Opedahl	Wilkie
Gengler	Knudson	Patrick	Winge
Gerl	Lang	Peterson, R.	Mr. Speaker
Giffey			

Those voting in the negative were:

Dornacker	Johnson, K.	McGeehan	Rundle
Hausauer, A.	Kieffer	Peterson, J.	Wagner
Hildebrand			

Absent and not voting:

Hilleboe	Rivinius	Rolfsrud	White
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So the bill passed and the title was agreed to.

FIRST READING OF A
HOUSE CONCURRENT RESOLUTION

Reps. Strinden, Streibel, Weber, Hoffner and Reimers introduced:
House Concurrent Resolution No. 3086. A Concurrent Resolution expressing confidence that the officers and men of the 91st and 321st

Strategic Missile Wings at Minot and Grand Forks Air Force Bases will exhibit superior performance in participating in "Olympic Arena 71".

Was read the first time.

Rep. Strinden moved that the rules be suspended, that House Concurrent Resolution No. 3086 be not referred to committee, not printed as a bill but printed in the journal, and placed on second reading and final passage, which motion prevailed.

PAGE 1

HOUSE CONCURRENT RESOLUTION No. 3086

Introduced by Committee on Delayed Bills,
Strinden, Streibel, Weber, Hoffner and Reimers

1 A concurrent resolution expressing confidence that the
2 officers and men of the 91st and 321st Strategic Missile
3 Wings at Minot and Grand Forks Air Force Bases will exhibit
4 superior performance in participating in "Olympic Arena 71".
5

6 WHEREAS, the Strategic Air Command motto states that
7 peace is their profession, whereby it logically follows that
8 their goals are no different than those of all citizens; and

9 WHEREAS, our homes, our schools, our churches, and
10 our very way of life depend on the Strategic Air Command's
11 presence and their ability to perform their mission; and

12 WHEREAS, the Strategic Air Command of the United States
13 Air Force will soon conduct the 1971 Missile Combat Competi-
14 tion at Vandenberg Air Force Base, California, such competi-
15 tion to be known as "Olympic Arena 71"; and

16 WHEREAS, the 91st Strategic Missile Wing at Minot Air
17 Force Base and the 321st Strategic Missile Wing at Grand
18 Forks Air Force Base, in combination, possess 300 Minuteman
19 missiles, of the Nation's total arsenal of 1,000; and

20 WHEREAS, "Olympic Arena 71", in which both the 91st and
21 321st Strategic Missile Wings will be participating, is being
22 undertaken for the purpose of identifying the most highly
23 professional and most capable missile operations crews,
24 maintenance teams, and units;

PAGE 2

1 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
2 REPRESENTATIVES OF THE STATE OF NORTH DAKOTA,
2a THE SENATE

3 CONCURRING THEREIN:

4 That the Forty-second Legislative Assembly hereby
5 expresses confidence that the officers and men of the 91st
6 and the 321st Strategic Missile Wings will exhibit superior
7 performance during "Olympic Arena 71", recognizes the contri-
8 bution to the maintenance of nuclear deterrence which their
9 units represent, and expresses the pride of the State of North
10 Dakota in providing the foundation for their efforts; and

11 BE IT FURTHER RESOLVED, that copies of this resolution
12 be forwarded by the Secretary of State to General Bruce K.
13 Holloway, Commander-in-Chief, Strategic Air Command, Offutt
14 Air Force Base, Nebraska; Lt. General Paul K. Carlton, Com-
15 mander, 15th Air Force Base, March Air Force Base, California;
16 Colonel Grover C. Graves, Commander, 91st Strategic Missile
17 Wing, Minot Air Force Base; and Colonel Paul Krause, Com-
18 mander, 321st Strategic Missile Wing, Grand Forks Air Force
19 Base.

SECOND READING OF A
HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3086. A Concurrent Resolution expressing confidence that the officers and men of the 91st and 321st

Strategic Missile Wings at Minot and Grand Forks Air Force Bases will exhibit superior performance in participating in "Olympic Arena 71".

Which has been read.

So House Concurrent Resolution No. 3086 was adopted on a voice vote.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Rules recommends the following amendments to Joint Rule No. 6 be adopted:

SECTION 1. AMENDMENT.) Joint Legislative Rule No. 6 is hereby amended to read as follows:

6. CONFERENCE COMMITTEES

In every case of a difference between the two Houses ((upon any subject of legislation))) arising from a refusal by one House to concur in amendments made by the other House, if either House shall request a conference on the difference which has arisen and shall appoint a committee for that purpose, the other House shall also appoint such a committee. The committees so appointed shall meet at such hour and place as shall be agreed on by the Chairmen; and shall state to each other, verbally, or in writing, as either may choose, the reasons of their respective Houses, and confer (((freely))) thereon; and they shall be authorized to report, in the manner set out below, to their respective Houses ((such modifications as they think advisable))) regarding the manner in which they recommend that the difference between the two Houses should be resolved. Conference committees appointed pursuant to this rule shall confine their conferences and recommendations to consideration of the stated difference which gave rise to the appointment of the committees. The conference committee report shall first be submitted to the House having possession of the bill over which the difference has arisen, where it shall be acted upon and notice of such action transmitted to the other House. When the other House shall have also acted upon the report, it shall notify the House having possession of the bill, which House shall, if appropriate, proceed to take action on the bill and transmit it to the other House for appropriate action.

REP. J. PETERSON, Chairman

Rep. Streibel moved that the report be adopted.

Rep. Gackle moved a substitute motion that action on the adoption of the report on Committee on Rules be laid over one legislative day, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber
Bismarck, February 25, 1971

Mr. President: I have the honor to return herewith the following:
Senate Bill No. 2025
Senate Bill No. 2248
Which the House has amended.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, February 25, 1971

Mr. President: I have the honor to transmit herewith the following House Bill No. 1122, on which the House has adopted the conference committee report.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, February 25, 1971

Mr. President: I have the honor to return herewith the following:
Senate Bill No. 2253
Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, February 25, 1971

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2038
Senate Bill No. 2040
Senate Bill No. 2117
Senate Bill No. 2123
Senate Bill No. 2127
Senate Bill No. 2228
Senate Bill No. 2231
Senate Bill No. 2296
Senate Bill No. 2294
Senate Bill No. 2303
Senate Bill No. 2320
Senate Bill No. 2417
Senate Bill No. 2427
Senate Bill No. 2451

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, February 25, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1233
House Bill No. 1253
House Bill No. 1272
House Bill No. 1287
House Bill No. 1348
House Bill No. 1357
House Bill No. 1358
House Bill No. 1450
House Bill No. 1515
House Bill No. 1528

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, February 25, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1124
House Bill No. 1230
House Bill No. 1346
House Bill No. 1406
House Bill No. 1424
House Bill No. 1464

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

SIGNING OF RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

Senate Concurrent Resolution No. 4010
Senate Concurrent Resolution No. 4011
Senate Concurrent Resolution No. 4025
Senate Concurrent Resolution No. 4049
Senate Concurrent Resolution No. 4050
Senate Concurrent Resolution No. 4080

And the Speaker signed the same in the presence of the House of Representatives.

SIGNING OF RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

House Concurrent Resolution No. 3032

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 25, 1971

Mr. President: I have the honor to return:

Senate Concurrent Resolution No. 4010

Senate Concurrent Resolution No. 4011

Senate Concurrent Resolution No. 4025

Senate Concurrent Resolution No. 4049

Senate Concurrent Resolution No. 4050

Senate Concurrent Resolution No. 4080

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 25, 1971

Mr. President: I have the honor to transmit:

House Concurrent Resolution No. 3032

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 25, 1971

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 1172

And the Speaker has appointed as a conference committee to act with a like committee from the Senate.

Representatives:

Murphy

Moore

Mertens

Very respectfully,

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, February 25, 1971

Mr. Speaker: I have the honor to return:

House Concurrent Resolution No. 3032

Which the President has signed.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Friday, February 26, 1971 which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-FIFTH DAY AFTER RECESS
AND FORTY-SIXTH DAY

Bismarck, February 26, 1971

The House re-convened at 1:00 p.m., pursuant to recess taken, with Speaker Bier presiding.

RECOGNITIONS

Speaker Bier announced that a former Representative and a former Senator were in the chambers, and requested that the House recognize former Rep. James Mahrer and former Senator Laverne Schroeder and Rep. Mahrer and Senator Schroeder were thereupon introduced to the House.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2059 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2072 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veteran's Affairs to whom was referred Senate Bill No. 2089 has had the same under consideration and recommends that the same do pass.

REP. OLIENYK, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2176 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Grant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2239 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2261 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2287 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2363 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 15 after the comma insert the following words "**except where an estate of a ward is subject to Section 25-09-03 it shall not exceed five hundred dollars in value,**"

On page 2, line 2 after the comma insert the following words "**or a value of less than one thousand dollars where the estate of the ward is subject to Section 25-09-03,**"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2386 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2391 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veteran's Affairs to whom was referred Senate Bill No. 2456 has had the same under consideration and recommends that the same do pass and be re-referred to the Committee on Appropriations.

REP. OLIENYK, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted. Senate Bill No. 2456 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2502 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Patrick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2008 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Solberg moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2267 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2339 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Gronneberg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2345 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2467 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Dotzenrod moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2491 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Concurrent Resolution No. 4019 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. DeGroot moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, February 26, 1971

Mr. Speaker: I have the honor to inform you that the Senate requests the return of
House Bill No. 1261

Very respectfully,
LEO LEIDHOLM, Secretary

SECOND READING OF SENATE BILLS

Senate Bill No. 2056. A Bill for an Act to permit the consolidation of county welfare boards into multicounty welfare districts, for determinations, for hearings, and for a plan.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 15; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gerl	Larson, G.	Peterson, J.
Atkinson	Giffey	Larson, L.	Peterson, R.
Austin	Glaspay	Laughlin	Raymond
Backes	Grant	Lee	Riemers
Berg	Gronneberg	Linderman	Rocheleau
Boustead	Gunderson	Livingston	Rundle
Boyum	Haugland	Lundene	Sandness
Brekke	Hentges	McGauvran	Shablow

Bunker	Herman	McGeehan	Solberg
DeGroot	Hickle	Mertens	Stone
Dornacker	Hildebrand	Metzger	Streibel
Dotzenrod	Hilleboe	Meyer	Strinden
Eagles	Hoffner	Miedema	Thorsgard
Erickson, K.	Jacobson	Miller, B.	Tweten
Erickson, W.	Jenkins	Moore	Walsh
Fleming	Johnson, H.	Mushik	Weber
Gackle	Kieffer	Olienyk	Wilkie
Ganser	Knudson	Opedahl	Winge
Gengler	Lang	Patrick	Mr. Speaker

Those voting in the negative were:

DeKrey	Henning	Murphy	Rolfstrud
Halcrow	Henry	Raile	Stoltenow
Hausauer, A.	Johnson, K.	Rice	Weider
Hausauer, R.	Kingsbury	Rivinius	

Absent and not voting:

Dick	Hensrud	Ulvedal	White
Haman	Miller, E.	Wagner	

So the bill passed and the title was agreed to.

Senate Bill No. 2060. A Bill for an Act to create and enact section 50-01-25 of the North Dakota Century Code; to amend and reenact section 50-01-01 of the North Dakota Century Code, concerning the transfer of property to become eligible for welfare aid and defining fraud in obtaining such aid; and providing a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Reimers
Atkinson	Halcrow	Lee	Rice
Austin	Haman	Linderman	Rivinius
Backes	Haugland	Livingston	Rocheleau
Berg	Hausauer, A.	Lundene	Rolfstrud
Boyum	Hausauer, R.	McGauvran	Rundle
Brekke	Henning	McGeehan	Sandness
Bunker	Henry	Mertens	Shablow
DeGroot	Hentges	Metzger	Solberg
DeKrey	Herman	Meyer	Stoltenow
Dornacker	Hickle	Miedema	Stone
Dotzenrod	Hildebrand	Miller, B.	Streibel
Eagles	Hilleboe	Moore	Strinden
Erickson, K.	Hoffner	Murphy	Thorsgard
Erickson, W.	Jacobson	Mushik	Tweten
Gackle	Jenkins	Olienyk	Wagner
Ganser	Johnson, H.	Opedahl	Walsh
Gengler	Kieffer	Patrick	Weber
Gerl	Knudson	Peterson, J.	Weider
Giffey	Lang	Peterson, R.	Wilkie
Glaspay	Larson, G.	Raile	Winge
Grant	Larson, L.	Raymond	Mr. Speaker

Gronneberg

Those voting in the negative were:

Kingsbury

Absent and not voting:

Boustead	Fleming	Johnson, K.	Ulvedal
Dick	Hensrud	Miller, E.	White

So the bill passed and the title was agreed to.

Senate Bill No. 2106. A Bill for an Act to create and enact section 57-15-24.1 of the North Dakota Century Code, authorizing a county

levy of one-half mill for an alcoholism prevention program, and providing for elections to impose or remove the levy.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 56; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Glaspey	Linderman	Sandness
Atkinson	Gronneberg	Livingston	Solberg
Boustead	Haugland	Lundene	Strinden
Boyum	Hildebrand	Mertens	Tweten
Bunker	Hoffner	Mushik	Wagner
DeGroot	Jacobson	Opedahl	Walsh
Eagles	Larson, G.	Peterson, R.	Wilkie
Fleming	Larson, L.	Raymond	Winge
Gengler	Laughlin	Rocheleau	Mr. Speaker
Gerl			

Those voting in the negative were:

Austin	Halcrow	Kingsbury	Peterson, J.
Backes	Haman	Knudson	Raile
Berg	Hausauer, A.	Lang	Reimers
Brekke	Hausauer, R.	Lee	Rice
DeKrey	Henning	McGauvran	Rivinius
Dornacker	Henry	McGeehan	Rolfsrud
Dotzenrod	Hentges	Metzger	Rundle
Erickson, K.	Herman	Meyer	Shablow
Erickson, W.	Hickle	Miedema	Stoltenow
Gackle	Hilleboe	Miller, B.	Stone
Ganser	Jenkins	Moore	Streibel
Giffey	Johnson, H.	Murphy	Thorsgard
Grant	Johnson, K.	Olienyk	Weber
Gunderson	Kieffer	Patrick	Welder

Absent and not voting:

Dick	Miller, E.	Ulvedal	White
Hensrud			

So the bill lost.

Senate Bill No. 2126. A Bill for an Act to create and enact seven additional subsections to section 19-18-02, paragraph 8 of subdivision b of subsection 20 of section 19-18-02, and section 19-18-06.1 of the North Dakota Century Code, and to amend and reenact subsections 1, 2, and 11 of section 19-18-02, sections 19-18-03 and 19-18-04, subsection 2 of section 19-18-05, and section 19-18-11 of the North Dakota Century Code, relating to the regulation of the distribution, sale, and labeling of economic poisons, and cooperation with the federal government.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 80; nays, 13; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Grant	Lee	Rice
Atkinson	Gronneberg	Linderman	Rivinius
Austin	Gunderson	Livingston	Rocheleau
Backes	Haman	Lundene	Rolfsrud
Berg	Haugland	McGauvran	Rundle
Boustead	Hausauer, R.	McGeehan	Sandness
Boyum	Henning	Mertens	Shablow
Brekke	Henry	Meyer	Solberg
Bunker	Hickle	Miedema	Stoltenow
DeGroot	Hildebrand	Miller, B.	Stone

Dornacker	Hilleboe	Moore	Streibel
Dotzenrod	Hoffner	Murphy	Strinden
Eagles	Jacobson	Mushik	Tweten
Erickson, K.	Johnson, H.	Olienyk	Wagner
Erickson, W.	Johnson, K.	Opedahl	Walsh
Fleming	Kieffer	Patrick	Weber
Gengler	Knudson	Peterson, J.	Welder
Gerl	Lang	Peterson, R.	Wilkie
Giffey	Larson, L.	Raile	Winge
Glaspey	Laughlin	Raymond	Mr. Speaker
Those voting in the negative were:			
DeKrey	Hausauer, A.	Jenkins	Metzger
Gackle	Hentges	Kingsbury	Riemers
Ganser	Herman	Larson, G.	Thorsgard
Halcrow			

Absent and not voting:

Dick	Miller, E.	Ulvedal	White
Hensrud			

So the bill passed and the title was agreed to.

Senate Bill No. 2164. A Bill for an Act to amend and reenact section 4-30-02 of the 1969 Supplement to the North Dakota Century Code, relating to the license required for persons manufacturing, processing, distributing or dealing in milk or milk products, fees and terms of licensure.

Which has been read.

Rep. Mertens requested he be excused from voting because of personal interest.

Rep. Weber moved that Rep. Mertens be allowed to vote, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 13; nays, 79; absent and not voting, 6.

Those voting in the affirmative were:

Bunker	Ganser	Knudson	Strinden
DeGroot	Gunderson	Rivinius	Tweten
Dotzenrod	Johnson, K.	Streibel	Wilkie
Erickson, W.			

Those voting in the negative were:

Anderson	Halcrow	Larson, L.	Peterson, R.
Atkinson	Haman	Laughlin	Raile
Austin	Haugland	Lee	Raymond
Backes	Hausauer, A.	Linderman	Reimers
Berg	Hausauer, R.	Livingston	Rice
Boustead	Henning	Lundene	Rocheleau
Boyum	Henry	McGauvran	Rolfsrud
Brekke	Hentges	McGeehan	Rundle
DeKrey	Herman	Mertens	Sandness
Dornacker	Hickle	Metzger	Shablow
Eagles	Hildebrand	Meyer	Solberg
Erickson, K.	Hilleboe	Miedema	Stoltenow
Fleming	Hoffner	Miller, B.	Stone
Gackle	Jacobson	Moore	Wagner
Gengler	Jenkins	Murphy	Walsh
Gerl	Johnson, H.	Mushik	Weber
Giffey	Kieffer	Olienyk	Welder
Glaspey	Kingsbury	Opedahl	Winge
Grant	Lang	Patrick	Mr. Speaker
Gronneberg	Larson, G.	Peterson, J.	

Absent and not voting:

Dick	Miller, E.	Ulvedal	White
Hensrud	Thorsgard		

So the bill lost.

EXPLANATION OF VOTE

Rep. Mertens: "Mr. Speaker: I would like to explain my vote on Senate Bill No. 2164. I voted no. I had no objection to processors receiving a raise, but it would have created a hardship on very small ice cream stores that only operate a few months out of the year."

SECOND READING OF A SENATE BILL

Senate Bill No. 2221. A Bill for an Act to require certain persons to report the names of blind persons to the school for the blind and the names of deaf persons to the school for the deaf.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 80; nays, 14; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Larson, L.	Peterson, R.
Austin	Gronneberg	Laughlin	Raymond
Backes	Gunderson	Lee	Reimers
Berg	Haman	Linderman	Rice
Brekke	Haugland	Livingston	Rocheleau
Bunker	Hausauer, R.	Lundene	Rolfsrud
DeGroot	Henning	McGauvran	Rundle
DeKrey	Henry	McGeehan	Sandness
Dornacker	Herman	Mertens	Shablow
Dotzenrod	Hickle	Metzger	Solberg
Eagles	Hildebrand	Meyer	Stone
Erickson, K.	Hilleboe	Miedema	Streibel
Erickson, W.	Hoffner	Miller, B.	Strinden
Fleming	Jacobson	Miller, E.	Thorsgard
Gackle	Jenkins	Moore	Tweten
Ganser	Johnson, H.	Mushik	Walsh
Gengler	Kieffer	Olienyk	Weber
Gerl	Kingsbury	Opedahl	Wilkie
Giffey	Knudson	Patrick	Winge
Glaspey	Larson, G.	Peterson, J.	Mr. Speaker

Those voting in the negative were:

Atkinson	Hausauer, A.	Murphy	Stoltenow
Boustead	Hentges	Raile	Wagner
Boyum	Johnson, K.	Rivinius	Welder
Halcrow	Lang		

Absent and not voting:

Dick	Hensrud	Ulvedal	White
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So the bill passed and the title was agreed to.

Rep. Streibel requested that the remarks of Rep. Lundene in regard to Senate Bill No. 2221 be printed in the Journal.

Rep. Lundene: "Mr. Speaker:

"This bill would require that public school superintendents, ophthalmologists, oculists, optometrists, nurses, clinics, hospital and social welfare workers report to the Superintendent of the School for the Blind all those, under the age of 21, who are blind or whose vision is impaired. It would also require that the public school superintendents, physicians, otologists, audiologists, nurses, clinics, hospitals and social welfare agencies report to the Superintendent of the School for the Deaf all those who have severe hearing problems. No one appeared in opposition or in support of the bill before our Committee on Social Welfare. Most of us had to admit that we had given little, or no, thought to how those unfortunate children might obtain the services made available to them by our state.

"At this point, I would call your attention to the name of the sponsor of this legislation, Senator Lowe. A few days ago we stood here in a minute of silent tribute to his memory as his funeral was in progress.

"It took the alert and compassionate mind of our departed Senator to focus our attention so that we might correct a matter that most of us took for granted. Might I add that in checking the records, this was the last legislative contribution made by our departed Senator during the brief time he spent with us in this 42nd Session of the North Dakota Legislature.

"I recognize that as legislators, we consider all legislation on its merits and vote accordingly. In this case, I hope I have convinced you that this legislation is not only desirable, but necessary, and when you support this bill you will support not only your Social Welfare Committee, who gave this unanimous approval, but you will also create a memorial to a benevolent fellow legislator."

SECOND READING OF A SENATE BILL

Senate Bill No. 2241. A Bill for an Act to amend and reenact subsection 21 of section 11-15-07 of the North Dakota Century Code, relating to sheriffs' fees.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Riemers
Austin	Halcrow	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfstrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow
DeGroot	Hentges	Mertens	Solberg
DeKrey	Herman	Metzger	Stoltenow
Dornacker	Hickle	Meyer	Stone
Dotzenrod	Hildebrand	Miedema	Streibel
Eagles	Hilleboe	Miller, B.	Strinden
Erickson, K.	Hoffner	Miller, E.	Thorsgard
Erickson, W.	Jacobson	Moore	Tweten
Fleming	Jenkins	Murphy	Wagner
Gackle	Johnson, H.	Mushik	Walsh
Ganser	Johnson, K.	Olienyk	Weber
Gengler	Kieffer	Opedahl	Welder
Gerl	Kingsbury	Patrick	Wilkie
Giffey	Knudson	Peterson, J.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant			
Absent and not voting:			
Dick	Peterson, R.	Ulvedal	White
Hensrud			

So the bill passed and the title was agreed to.

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Resolution No. 7

House Resolution No. 8

Were delivered to the Secretary of State at the hour of 3:00 o'clock p.m., February 25, 1971.

REP. MIEDEMA, Chairman

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk.

FORTY-SIXTH DAY

Bismarck, February 26, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding. Prayer was offered by Rev. Stanley Malmgren, First Baptist Church, Bismarck.

Roll was called, and all members were present except Reps. Dick, Gerl, Hensrud, Ulvedal and White.

A quorum was declared by the Speaker.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-fourth day after recess and Forty-fifth day and recommends that the same be corrected as follows:

Page 984, delete lines 48 and 49

Page 985, delete lines 9, 10 and 11

Page 1002, following line 57, add the following: "Reps. Strinden, Streibel, Weber, Hoffner and Reimers introduced:

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Lee moved that the report be adopted, which motion prevailed.

MOTIONS

Rep. Rundle moved that the House reconsider the action by which it adopted the Committee Report on Senate Bill No. 2290, which motion prevailed.

Rep. Rundle moved that Senate Bill No. 2290 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. K. Johnson moved that the amendments to Senate Bill No. 2110 as recommended by the Committee on Agriculture as printed on page 984 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to Senate Bill No. 2206 as recommended by the Committee on Social Welfare as printed on page 986 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Bill No. 2304 as recommended by the Committee on State and Federal Government as printed on pages 984 and 985 of the House Journal be adopted.

Rep. Hilleboe moved to dispense with the reading of the amendments to Senate Bill No. 2304, which motion prevailed.

The question then was on the motion of Rep. Hilleboe to adopt the amendments to Senate Bill No. 2304, which motion prevailed.

Rep. Boustead moved that the amendments to Senate Bill No. 2403 as recommended by the Committee on Transportation as printed on page 986 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2240 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. RUNDLE, Chairman

Rep. Gerl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2272 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Hildebrand moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2286 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2354 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. McGeehan moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2389 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2464 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Rules recommends the following amendments to Joint Rule No. 6 be adopted:

SECTION 1. AMENDMENT.) Joint Legislative Rule No. 6 is hereby amended to read as follows:
6. CONFERENCE COMMITTEES

In every case of a difference between the two Houses ((upon any subject of legislation)) **arising from a refusal by one House to concur in amendments made by the other House**, if either House shall request a conference **on the difference which has arisen and shall appoint a committee for that purpose**, the other House shall also appoint **such a committee**. The committees so appointed shall meet at such hour and place as shall be agreed on by the Chairmen; and shall state to each other, verbally, or in writing, as either may choose, the reasons of their respective Houses, and confer ((freely)) thereon; and they shall be authorized to report, in the manner set out below, to their respective Houses ((such modifications as they think advisable)) **regarding the manner in which they recommend that the difference between the two Houses should be resolved. Conference committees appointed pursuant to this rule shall confine their conferences and recommendations to consideration of the stated difference which gave rise to the appointment of the committees.** The conference committee report shall first be submitted to the House having possession of the bill over which the difference has arisen, where it shall be acted upon and notice of such action transmitted to the other House. When the other House shall have also acted upon the report, it shall notify the House having possession of the bill, which House shall, if appropriate, proceed to take action on the bill and transmit it to the other House for appropriate action.

REP. J. PETERSON, Chairman

Rep. Streibel moved that the report be adopted.

ROLL CALL

The roll was called and there were ayes, 79; nays, 14; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Lang	Peterson, R.
Atkinson	Halcrow	Larson, G.	Raile
Austin	Haman	Larson, L.	Raymond
Backes	Haugland	Laughlin	Riemers
Berg	Hausauer, R.	Lee	Rice
Boustead	Henning	Linderman	Rivinius
Boyum	Henry	Livingston	Rocheleau
Brekke	Hentges	Lundene	Rundle
Bunker	Herman	McGauvran	Sandness
DeGroot	Hickle	McGeehan	Solberg
DeKrey	Hildebrand	Mertens	Stoltenow
Dornacker	Hilleboe	Metzger	Stone
Dotzenrod	Hoffner	Meyer	Streibel
Eagles	Jacobson	Miedema	Strinden
Erickson, K.	Jenkins	Miller, B.	Thorsgard
Fleming	Johnson, H.	Miller, E.	Wagner
Gackle	Johnson, K.	Moore	Walsh
Ganser	Kieffer	Mushik	Welder
Gerl	Kingsbury	Olienyk	Mr. Speaker
Gronneberg	Knudson	Peterson, J.	

Those voting in the negative were:

Erickson, W.	Grant	Patrick	Weber
Gengler	Hausauer, A.	Rolfsrud	Wilkie
Giffey	Murphy	Shablow	Winge
Glaspey	Opedahl		

Absent and not voting:

Dick	Tweten	Ulvedal	White
Hensrud			

The motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2271. A Bill for an Act to amend and reenact section 40-45-06 of the North Dakota Century Code, relating to the investment of surplus funds of the policemen's pension fund.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Raymond
Atkinson	Gunderson	Laughlin	Reimers
Austin	Halcrow	Lee	Rice
Backes	Haman	Linderman	Rivinius
Berg	Haugland	Livingston	Rocheleau
Boustead	Hausauer, A.	Lundene	Rolfsrud
Boyum	Henning	McGauvran	Rundle
Brekke	Henry	McGeehan	Sandness
Bunker	Hentges	Mertens	Shablow
DeGroot	Herman	Metzger	Solberg
Dornacker	Hickle	Meyer	Stoltenow
Dotzenrod	Hildebrand	Miedema	Stone
Eagles	Hilleboe	Miller, B.	Streibel
Erickson, K.	Hoffner	Miller, E.	Strinden
Erickson, W.	Jacobson	Murphy	Thorsgard
Fleming	Jenkins	Mushik	Wagner
Gackle	Johnson, H.	Olienyk	Walsh

Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kingsbury	Patrick	Welder
Gerl	Knudson	Peterson, J.	Wilkie
Giffey	Lang	Peterson, R.	Winge
Glaspey	Larson, G.	Raile	Mr. Speaker
Grant			

Those voting in the negative were:

Kieffer

Absent and not voting:

DeKrey	Hausauer, R.	Moore	Ulvedal
Dick	Hensrud	Tweten	White

So the bill passed and the title was agreed to.

Senate Bill No. 2313. A Bill for an Act to amend and reenact section 40-20-05 of the North Dakota Century Code, relating to the powers of a chief of police.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Riemers
Austin	Hausauer, A.	Linderman	Rice
Backes	Hausauer, R.	Livingston	Rivinius
Boyum	Henning	Lundene	Rocheleau
Brekke	Henry	McGauvran	Rolfsrud
Bunker	Hentges	McGeehan	Rundle
DeGroot	Herman	Mertens	Sandness
Dornacker	Hickle	Metzger	Shablow
Dotzenrod	Hildebrand	Meyer	Solberg
Eagles	Hilleboe	Miedema	Stoltenow
Erickson, K.	Hoffner	Miller, B.	Stone
Erickson, W.	Jacobson	Miller, E.	Streibel
Fleming	Jenkins	Murphy	Strinden
Gackle	Johnson, H.	Mushik	Thorsgard
Ganser	Johnson, K.	Olienyk	Wagner
Gengler	Kieffer	Opedahl	Walsh
Gerl	Kingsbury	Patrick	Weber
Giffey	Knudson	Peterson, J.	Welder
Grant	Lang	Peterson, R.	Wilkie
Gronneberg	Larson, G.	Raile	Winge
Gunderson	Larson, L.	Raymond	Mr. Speaker
Haman	Laughlin		

Absent and not voting:

Anderson	DeKrey	Halcrow	Tweten
Berg	Dick	Hensrud	Ulvedal
Boustead	Glaspey	Moore	White

So the bill passed and the title was agreed to.

Senate Bill No. 2315. A Bill for an Act to repeal section 8 of chapter 397 of the 1967 Session Laws of North Dakota, prohibiting the funding of the council on the arts and humanities from the state's general fund.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 52; nays, 41; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Giffey	Lang	Opedahl
Backes	Glaspey	Laughlin	Patrick
Brekke	Grant	Linderman	Peterson, J.

Bunker	Gronneberg	Livingston	Peterson, R.
DeGroot	Haman	Lundene	Raymond
Dornacker	Haugland	McGauvran	Rocheleau
Dotzenrod	Henry	McGeehan	Rolfsrud
Eagles	Hentges	Mertens	Shablow
Erickson, K.	Hildebrand	Meyer	Solberg
Erickson, W.	Hilleboe	Miedema	Walsh
Fleming	Hoffner	Miller, B.	Weber
Gengler	Jacobson	Miller, E.	Wilkie
Gerl	Johnson, H.	Mushik	Winge

Those voting in the negative were:

Atkinson	Hausauer, R.	Larson, L.	Rundle
Austin	Henning	Lee	Sandness
Berg	Herman	Metzger	Stoltenow
Boustead	Hickle	Moore	Stone
Boyum	Jenkins	Murphy	Streibel
DeKrey	Johnson, K.	Olienyk	Strinden
Gackle	Kieffer	Raile	Thorsgard
Ganser	Kingsbury	Riemers	Wagner
Gunderson	Knudson	Rice	Welder
Halcrow	Larson, G.	Rivinius	Mr. Speaker

Absent and not voting:

Dick	Tweten	Ulvedal	White
Hensrud			

So the bill passed and the title was agreed to.

Rep. Solberg moved that the vote by which Senate Bill No. 2315 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed on a division vote.

Senate Bill No. 2326. A Bill for an Act to amend and reenact section 39-04-05 of the North Dakota Century Code relating to motor vehicle registration.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 6; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Glaspey	Knudson	Peterson, R.
Atkinson	Grant	Lang	Raile
Austin	Gronneberg	Larson, G.	Raymond
Backes	Gunderson	Larson, L.	Riemers
Berg	Halcrow	Laughlin	Rice
Boustead	Haman	Lee	Rivinius
Boyum	Haugland	Linderman	Rocheleau
Brekke	Hausauer, R.	Livingston	Rolfsrud
Bunker	Henning	Lundene	Sandness
DeGroot	Hentges	McGauvran	Solberg
DeKrey	Herman	McGeehan	Stoltenow
Dornacker	Hickle	Mertens	Stone
Dotzenrod	Hildebrand	Meyer	Streibel
Eagles	Hilleboe	Miller, B.	Strinden
Erickson, W.	Hoffner	Miller, E.	Wagner
Fleming	Jacobson	Moore	Walsh
Gackle	Jenkins	Mushik	Weber
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Johnson, K.	Opedah	Wilkie
Gerl	Kieffer	Patrick	Winge
Giffey	Kingsbury	Peterson, J.	Mr. Speaker

Those voting in the negative were:

Hausauer, A.	Murphy	Shablow	Thorsgard
Metzger	Rundle		

Absent and not voting:

Dick	Henry	Miedema	Ulvedal
Erickson, K.	Hensrud	Tweten	White

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

Senate Chamber

Bismarck, February 26, 1971

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2020
 Senate Bill No. 2026
 Senate Bill No. 2067
 Senate Bill No. 2198
 Senate Bill No. 2205
 Senate Bill No. 2212
 Senate Bill No. 2219
 Senate Bill No. 2229
 Senate Bill No. 2245
 Senate Bill No. 2249
 Senate Bill No. 2254
 Senate Bill No. 2270
 Senate Bill No. 2305
 Senate Bill No. 2311
 Senate Bill No. 2331
 Senate Bill No. 2355
 Senate Bill No. 2383
 Senate Bill No. 2406
 Senate Bill No. 2412
 Senate Bill No. 2420
 Senate Bill No. 2487

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

Senate Chamber

Bismarck, February 26, 1971

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2230
 Senate Bill No. 2269

Which the House has amended.

ROY GILBREATH, Chief Clerk

Senate Chamber

Bismarck, February 26, 1971

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2223
 Senate Bill No. 2405

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

SECOND READING OF A SENATE BILL

Senate Bill No. 2327. A Bill for an Act to amend and reenact section 39-04-16 of the North Dakota Century Code, relating to penalties for late registration of motor vehicles.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Raile
Atkinson	Halcrow	Laughlin	Raymond
Austin	Haman	Lee	Reimers

Berg	Haugland	Linderman	Rice
Boustead	Hausauer, A.	Livingston	Rivinius
Brekke	Hausauer, R.	Lundene	Rocheleau
Bunker	Henning	McGauvran	Rolfstrud
DeGroot	Henry	McGeehan	Rundle
DeKrey	Hentges	Mertens	Sandness
Dornacker	Herman	Metzger	Shablow
Dotzenrod	Hickle	Meyer	Solberg
Eagles	Hildebrand	Miedema	Stone
Erickson, K.	Hilleboe	Miller, B.	Streibel
Erickson, W.	Hoffner	Miller, E.	Strinden
Fleming	Jacobson	Moore	Thorsgard
Gackle	Jenkins	Murphy	Wagner
Ganser	Johnson, H.	Mushik	Walsh
Gengler	Johnson, K.	Olienyk	Weber
Gerl	Kingsbury	Opedahl	Welder
Giffey	Knudson	Patrick	Wilkie
Glaspay	Lang	Peterson, J.	Winge
Grant	Larson, G.	Peterson, R.	Mr. Speaker
Gronneberg			

Absent and not voting:

Backes	Hensrud	Stoltenow	Ulvedal
Boyum	Kieffer	Tweten	White
Dick			

So the bill passed and the title was agreed to.

MOTION

Rep. Gerl moved that Senate Bill No. 2365 be placed on the calendar immediately following Senate Bill No. 2356, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2328. A Bill for an Act to amend and reenact section 39-04-17, of the 1969 supplement to the North Dakota Century Code, relating to Notary Certificates.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Atkinson	Gunderson	Larson, L.	Raymond
Austin	Halcrow	Laughlin	Reimers
Berg	Haman	Lee	Rice
Brekke	Haugland	Linderman	Rivinius
Boustead	Hausauer, A.	Livingston	Rocheleau
Bunker	Hausauer, R.	Lundene	Rolfstrud
DeGroot	Henning	McGauvran	Rundle
DeKrey	Henry	McGeehan	Sandness
Dornacker	Hentges	Mertens	Shablow
Dotzenrod	Herman	Metzger	Solberg
Eagles	Hickle	Meyer	Stone
Erickson, K.	Hildebrand	Miedema	Streibel
Erickson, W.	Hilleboe	Miller, B.	Strinden
Fleming	Hoffner	Miller, E.	Thorsgard
Gackle	Jacobson	Moore	Wagner
Ganser	Jenkins	Murphy	Walsh
Gengler	Johnson, H.	Mushik	Weber
Gerl	Johnson, K.	Olienyk	Welder
Giffey	Kingsbury	Opedahl	Wilkie
Glaspay	Knudson	Patrick	Winge
Grant	Lang	Peterson, R.	Mr. Speaker
Gronneberg	Larson, G.	Raile	

Absent and not voting:

Anderson	Dick	Peterson, J.	Ulvedal
Backes	Hensrud	Stoltenow	White
Boyum	Kieffer	Tweten	

So the bill passed and the title was agreed to.

Senate Bill No. 2330. A Bill for an Act to amend and reenact section 39-04A-05 of the North Dakota Century Code, relating to delinquent registration fees.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Atkinson	Halcrow	Larson, L.	Raile
Austin	Haman	Laughlin	Raymond
Berg	Haugland	Lee	Reimers
Boustead	Hausauer, A.	Linderman	Rice
Bunker	Hausauer, R.	Livingston	Rivinius
DeGroot	Henning	Lundene	Rocheleau
DeKrey	Henry	McGauvran	Rolfsrud
Dornacker	Hentges	McGeehan	Rundle
Dotzenrod	Herman	Mertens	Sandness
Eagles	Hickle	Metzger	Shablow
Erickson, K.	Hildebrand	Meyer	Solberg
Erickson, W.	Hilleboe	Miedema	Stone
Fleming	Hoffner	Miller, B.	Streibel
Gackle	Jacobson	Miller, E.	Strinden
Ganser	Jenkins	Moore	Thorsgard
Gengler	Johnson, H.	Murphy	Wagner
Gerl	Johnson, K.	Mushik	Walsh
Giffey	Kieffer	Olienyk	Weber
Glaspey	Kingsbury	Opedahl	Welder
Grant	Knudson	Patrick	Wilkie
Gronneberg	Lang	Peterson, J.	Winge
Gunderson	Larson, G.	Peterson, R.	Mr. Speaker

Those voting in the negative were:

Brekke

Absent and not voting:

Anderson	Dick	Stoltenow	Ulvedal
Backes	Hensrud	Tweten	White
Boyum			

So the bill passed and the title was agreed to.

MOTION

Rep. Reimers moved that the House request the return of House Bill No. 1029 from the Office of the Governor, which motion prevailed.

Speaker Bier called Rep. J. Peterson to the chair to preside.

SECOND READING OF SENATE BILLS

Senate Bill No. 2335. A Bill for an Act to amend and reenact section 40-09-06 of the North Dakota Century Code, relating to salaries of city commissioners.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 4; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raile
Atkinson	Gunderson	Larson, L.	Raymond

Austin	Halcrow	Laughlin	Reimers
Backes	Haman	Lee	Rice
Berg	Haugland	Linderman	Rivinius
Boustead	Hausauer, A.	Livingston	Rocheleau
Boyum	Hausauer, R.	Lundene	Rolfsrud
Brekke	Henning	McGauvran	Rundle
Bunker	Henry	McGeehan	Sandness
DeGroot	Hentges	Mertens	Shablow
DeKrey	Herman	Metzger	Solberg
Dornacker	Hickle	Meyer	Stoltenow
Dotzenrod	Hildebrand	Miedema	Stone
Eagles	Hilleboe	Miller, B.	Streibel
Erickson, K.	Hoffner	Miller, E.	Thorsgard
Fleming	Jacobson	Murphy	Wagner
Gackle	Jenkins	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Weber
Gengler	Johnson, K.	Opedahl	Welder
Gerl	Kingsbury	Patrick	Wilkie
Giffey	Knudson	Peterson, J.	Winge
Grant	Lang	Peterson, R.	

Those voting in the negative were:

Erickson, W.	Glaspey	Kieffer	Moore
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Absent and not voting:

Dick	Strinden	Ulvedal	Mr. Speaker
Hensrud	Tweten	White	

So the bill passed and the title was agreed to.

Senate Bill No. 2338. A Bill for an Act to empower County Commissioners to levy special assessments in rural subdivisions.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 5; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gunderson	Lang	Peterson, R.
Atkinson	Halcrow	Larson, G.	Raile
Austin	Haman	Larson, L.	Raymond
Backes	Haugland	Laughlin	Reimers
Boustead	Hausauer, A.	Lee	Rice
Boyum	Hausauer, R.	Linderman	Rivinius
Brekke	Henning	Livingston	Rocheleau
Bunker	Henry	Lundene	Rolfsrud
DeGroot	Hentges	McGauvran	Rundle
Dornacker	Herman	McGeehan	Sandness
Dotzenrod	Hickle	Mertens	Shablow
Eagles	Hildebrand	Metzger	Solberg
Erickson, K.	Hilleboe	Meyer	Stone
Erickson, W.	Hoffner	Miedema	Streibel
Fleming	Jacobson	Miller, B.	Thorsgard
Ganser	Jenkins	Miller, E.	Wagner
Gengler	Johnson, H.	Mushik	Walsh
Gerl	Johnson, K.	Olienyk	Weber
Giffey	Kieffer	Opedahl	Welder
Glaspey	Kingsbury	Patrick	Wilkie
Grant	Knudson	Peterson, J.	Winge
Gronneberg			

Those voting in the negative were:

DeKrey	Moore	Murphy	Stoltenow
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Absent and not voting:

Berg	Hensrud	Tweten	White
Dick	Strinden	Ulvedal	Mr. Speaker

So the bill passed and the title was agreed to.

Senate Bill No. 2344. A Bill for an Act to provide for the filing of a photographic or photostatic copy of an instrument required to be recorded by a county official.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raile
Atkinson	Gunderson	Larson, L.	Raymond
Austin	Halcrow	Laughlin	Reimers
Backes	Haman	Lee	Rice
Boustead	Haugland	Linderman	Rivinius
Boyum	Hausauer, A.	Livingston	Rocheleau
Brekke	Hausauer, R.	Lundene	Rolfsrud
Bunker	Henning	McGauvran	Rundle
DeGroot	Henry	McGeehan	Sandness
DeKrey	Hentges	Mertens	Shablow
Dornacker	Herman	Metzger	Solberg
Dotzenrod	Hickle	Meyer	Stoltenow
Eagles	Hildebrand	Miedema	Stone
Erickson, K.	Hilleboe	Miller, B.	Streibel
Erickson, W.	Hoffner	Miller, E.	Strinden
Fleming	Jacobson	Moore	Thorsgard
Gackle	Jenkins	Murphy	Wagner
Ganser	Johnson, H.	Mushik	Walsh
Gengler	Johnson, K.	Olienyk	Weber
Gerl	Kieffer	Opedahl	Welder
Giffey	Kingsbury	Patrick	Wilkie
Glaspey	Knudson	Peterson, J.	Winge
Grant	Lang	Peterson, R.	

Absent and not voting:

Berg	Hensrud	Ulvedal	Mr. Speaker
Dick	Tweten	White	

So the bill passed and the title was agreed to.

Senate Bill No. 2353. A Bill for an Act to amend and reenact subsection 12 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 2; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Haman	Laughlin	Raymond
Atkinson	Haugland	Lee	Reimers
Austin	Hausauer, A.	Linderman	Rice
Backes	Hausauer, R.	Livingston	Rivinius
Boustead	Henning	Lundene	Rocheleau
Boyum	Henry	McGauvran	Rolfsrud
Brekke	Hentges	McGeehan	Rundle
Bunker	Herman	Mertens	Sandness
DeKrey	Hickle	Metzger	Shablow
Dornacker	Hildebrand	Meyer	Solberg
Dotzenrod	Hilleboe	Miedema	Stoltenow
Eagles	Hoffner	Miller, B.	Stone
Erickson, K.	Jacobson	Miller, E.	Streibel
Fleming	Jenkins	Moore	Strinden
Gackle	Johnson, H.	Murphy	Thorsgard
Ganser	Johnson, K.	Mushik	Wagner
Gengler	Kieffer	Olienyk	Walsh
Gerl	Kingsbury	Opedahl	Weber

Grant	Knudson	Patrick	Welder
Gronneberg	Lang	Peterson, J.	Wilkie
Gunderson	Larson, G.	Peterson, R.	Winge
Halcrow	Larson, L.	Raile	

Those voting in the negative were:

Erickson, W.	Glaspey
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Absent and not voting:

Berg	Giffey	Tweten	White
DeGroot	Hensrud	Ulvedal	Mr. Speaker
Dick			

So the bill passed and the title was agreed to.

Senate Bill No. 2356. A Bill for an Act to amend and reenact section 40-22-20 of the North Dakota Century Code, relating to bond or check to accompany bids; and to repeal section 40-22-21 of the North Dakota Century Code, relating to amount of bidder's bond.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Halcrow	Larson, L.	Raile
Atkinson	Haman	Laughlin	Raymond
Austin	Haugland	Lee	Reimers
Backes	Hausauer, A.	Linderman	Rice
Boustead	Hausauer, R.	Livingston	Rivinius
Brekke	Henning	Lundene	Rocheleau
Bunker	Henry	McGauvran	Rolfstrud
DeGroot	Hentges	McGeehan	Rundle
DeKrey	Herman	Mertens	Sandness
Dornacker	Hickle	Metzger	Shablow
Dotzenrod	Hildebrand	Meyer	Solberg
Eagles	Hilleboe	Miedema	Stoltenow
Erickson, K.	Hoffner	Miller, B.	Stone
Erickson, W.	Jacobson	Miller, E.	Streibel
Fleming	Jenkins	Moore	Strinden
Ganser	Johnson, H.	Murphy	Thorsgard
Gengler	Johnson, K.	Mushik	Wagner
Gerl	Kieffer	Olienyk	Walsh
Glaspey	Kingsbury	Opedahl	Weber
Grant	Knudson	Patrick	Welder
Gronneberg	Lang	Peterson, J.	Wilkie
Gunderson	Larson, G.	Peterson, R.	Winge

Those voting in the negative were:

Boyum

Absent and not voting:

Berg	Giffey	Tweten	White
Dick	Hensrud	Ulvedal	Mr. Speaker
Gackle			

So the bill passed and the title was agreed to.

Senate Bill No. 2365. A Bill for an Act to amend and reenact sections 40-22-24 of the North Dakota Century Code, relating to filing, sealing, endorsing, opening and considering bids.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raile
Atkinson	Gunderson	Larson, L.	Raymond

Austin	Halcrow	Laughlin	Reimers
Backes	Haman	Lee	Rice
Boustead	Haugland	Linderman	Rivinius
Boyum	Hausauer, A.	Livingston	Rocheleau
Brekke	Hausauer, R.	Lundene	Rolfsrud
Bunker	Henning	McGauvran	Rundle
DeGroot	Henry	McGeehan	Sandness
DeKrey	Hentges	Mertens	Shablow
Dornacker	Herman	Metzger	Solberg
Dotzenrod	Hickle	Meyer	Stoltenow
Eagles	Hildebrand	Miedema	Stone
Erickson, K.	Hilleboe	Miller, B.	Streibel
Erickson, W.	Hoffner	Miller, E.	Strinden
Fleming	Jacobson	Moore	Thorsgard
Gackle	Jenkins	Murphy	Wagner
Ganser	Johnson, H.	Mushik	Walsh
Gengler	Johnson, K.	Olienyk	Weber
Gerl	Kieffer	Opedahl	Welder
Giffey	Kingsbury	Patrick	Wilkie
Glaspey	Knudson	Peterson, J.	Winge
Grant	Lang	Peterson, R.	

Those absent and not voting:

Berg	Hensrud	Ulvedal	Mr. Speaker
Dick	Tweten	White	

So the bill passed and the title was agreed to.

Senate Bill No. 2358. A Bill for an Act to amend and reenact section 11-11-28 of the North Dakota Century Code, relating to bond or check to accompany bids before county commissioners.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raile
Atkinson	Gunderson	Larson, L.	Raymond
Austin	Halcrow	Laughlin	Reimers
Backes	Haman	Lee	Rice
Boustead	Haugland	Linderman	Rivinius
Boyum	Hausauer, A.	Livingston	Rocheleau
Brekke	Hausauer, R.	Lundene	Rolfsrud
Bunker	Henning	McGauvran	Rundle
DeGroot	Henry	McGeehan	Sandness
DeKrey	Hentges	Mertens	Shablow
Dornacker	Herman	Metzger	Solberg
Dotzenrod	Hickle	Meyer	Stoltenow
Eagles	Hildebrand	Miedema	Stone
Erickson, K.	Hilleboe	Miller, B.	Streibel
Fleming	Hoffner	Miller, E.	Strinden
Gackle	Jacobson	Moore	Wagner
Ganser	Jenkins	Murphy	Walsh
Gengler	Johnson, H.	Mushik	Weber
Gerl	Kieffer	Opedahl	Welder
Giffey	Kingsbury	Patrick	Wilkie
Glaspey	Knudson	Peterson, J.	Winge
Grant	Lang	Peterson, R.	Mr. Speaker

Those voting in the negative were:

Erickson, W.	Johnson, K.	Thorsgard
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Absent and not voting:

Berg	Hensrud	Tweten	White
Dick	Olienyk	Ulvedal	

So the bill passed and the title was agreed to.

Senate Bill No. 2375. A Bill for an Act to create and enact a nurseries and nursery stock chapter of the North Dakota Century Code, to repeal chapter 4-20 of the North Dakota Century Code, relating to nurseries and nursery stock, and providing a penalty

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 51; absent and not voting, 7.

Those voting in the affirmative were:

Austin	Haugland	Johnson, K.	Miller, E.
Boustead	Hausauer, R.	Kingsbury	Moore
Boyum	Henning	Knudson	Murphy
Bunker	Hentges	Larson, G.	Raymond
Dotzenrod	Herman	Larson, L.	Rivinius
Eagles	Hickle	Linderman	Stoltenow
Ganser	Hildebrand	Livingston	Stone
Gengler	Hilleboe	Mertens	Walsh
Gunderson	Jenkins	Meyer	Weber
Haman	Johnson, H.	Miller, B.	Mr. Speaker

Those voting in the negative were:

Anderson	Glaspey	McGauvran	Rolfsrud
Atkinson	Grant	McGeehan	Rundle
Backes	Gronneberg	Metzger	Sandness
Brekke	Halcrow	Miedema	Shablow
DeGroot	Hausauer, A.	Mushik	Solberg
DeKrey	Henry	Olienyk	Streibel
Dornacker	Hoffner	Opedahl	Strinden
Erickson, K.	Jacobson	Patrick	Thorsgard
Erickson, W.	Kieffer	Peterson, J.	Wagner
Fleming	Lang	Peterson, R.	Welder
Gackle	Laughlin	Raile	Wilkie
Gerl	Lee	Rice	Winge
Giffey	Lundene	Rocheleau	

Absent and not voting:

Berg	Hensrud	Tweten	White
Dick	Reimers	Ulvedal	

So the bill lost.

Speaker Bier returned to the chair to preside.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4020. A Concurrent Resolution urging the Minnesota Legislature to pass the necessary enabling legislation to allow the construction, in cooperation with this State, of a north bypass bridge over the Red River in the vicinity of Breckenridge, Minnesota and Wahpeton, North Dakota.

Was read the second time.

The question being on the final adoption of the resolution, so the Senate Concurrent Resolution was declared adopted on a voice vote.

MOTION

Rep. Streibel moved that House Bill No. 1261 be returned to the Senate as requested, which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, February 26, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1208

House Bill No. 1434

Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1208

In line 1 of page 1, delete everything after the words, "A BILL" and insert in lieu thereof the following: "for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to loans made by the Bank of North Dakota.

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

SECTION 1. AMENDMENT.) Section 6-09-15 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

6-09-15. BANK MAY ((TRANSFER FUNDS TO OTHER STATE DEPARTMENTS — LOANS)) MAKE LOANS — REAL ESTATE LOANS LIMITED.) The Bank of North Dakota may ((transfer funds)) **make loans** to other ((departments, institutions, utilities, industries, enterprises, or business projects)) **instrumentalities** of the state, and such ((funds)) **loans** shall be ((returned)) **repaid** with interest to the Bank. It may make loans to ((counties, cities, or other)) **and purchase securities issued** by political subdivisions of the state, or to state or national banks, and may participate with state or national banks, **savings and loan associations, and credit unions**, in loans being made by them, on such terms and under such rules and regulations as the industrial commission may determine. **It may buy and sell federal funds, or excess reserves, bankers acceptances, participation loans, and all securities issued by the United States government or its instrumentalities.** It may invest its funds in bonds, notes, or debentures of any corporation duly incorporated under the laws of any state of the United States rated at "A" or higher by a nationally recognized rating service approved by the industrial commission, provided that such investments shall not be made to exceed ((forty)) **for any one corporation, ten percent** of the combined capital, and surplus ((and undivided profit)) of the Bank. **It may make loans, to holders of Bank of North Dakota certificates of deposit and savings accounts, up to ninety percent of the value of the certificates and savings accounts offered as security.** It shall not otherwise make loans or give its credit to any individual, association, or private corporation, except that it may make loans to actual farmers who are residents of this state, if such loans are secured by duly recorded first mortgages on real estate in the state of North Dakota in amounts not to exceed one-half the value of the security and except United States insured and guaranteed loans as specifically authorized by law. The Bank, however, shall not loan more than thirty percent of its capital, nor in addition thereto, more than twenty percent of its deposits on real estate security."

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1434

Page 1 line 13 insert beginning triple parentheses before "deduct"

Page 1 line 14 insert ending triple parentheses after "owner" and insert beginning triple parentheses before "upon"

Page 1 line 15 insert ending triple parentheses after "vehicle" and insert in lieu thereof "claim a refund in"

Page 1 delete lines 19 and 20

Page 1 line 22 delete "mailed or delivered to the department for cancellation" and insert in lieu thereof the following: "Any person or organization who completely destroys or completely dismantles a car or truck so as to cause that car or truck to lose its identity shall forward the title for this vehicle to the motor vehicle registrar within 10 days"

Renumber the pages and lines accordingly.

Which the Senate has amended.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, February 26, 1971

Mr. Speaker: I have the honor to transmit:
Senate Concurrent Resolution No. 4071
Senate Concurrent Resolution No. 4077
Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, February 26, 1971

Mr. Speaker: I have the honor to inform you that the President has appointed

Senators:
Jacobson
Forkner
Just

To serve on House Bill No. 1522.

Senators:
Page
Barth
Thane

To serve on House Bill 1172.

Very respectfully,
LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, February 26, 1971

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 2248 and refused to concur in the House amendment to Senate Bill No. 2025 and the President has appointed as a conference committee to act with a like committee from the House,

Senators:
Coughlin
Wenstrom
L. Larson

Very respectfully,
LEO LEIDHOLM, Secretary of Senate

Senate Chamber
Bismarck, February 26, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1016
House Bill No. 1097
House Bill No. 1114
House Bill No. 1115
House Bill No. 1149
House Bill No. 1170
House Bill No. 1201
House Bill No. 1207
House Bill No. 1213
House Bill No. 1236
House Bill No. 1250
House Bill No. 1290
House Bill No. 1380
House Bill No. 1461
House Bill No. 1462
House Bill No. 1463
House Bill No. 1465
House Bill No. 1482
House Bill No. 1491

House Bill No. 1496
 House Bill No. 1509
 House Concurrent Resolution No. 3013
 Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary
 Senate Chamber
 Bismarck, February 26, 1971

Mr. Speaker: I have the honor to return herewith the following House Bill No. 1122, on which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 3032

Was delivered to the Secretary of State at the hour of 10:45 o'clock A.M., February 26, 1971.

REP. MIEDEMA, Chairman

MESSAGE TO THE GOVERNOR

House Chamber
 Bismarck, February 26, 1971

TO: The Honorable Governor William L. Guy

I have the honor to request the return of House Bill No. 1029.

ROY GILBREATH, Chief Clerk

MESSAGE TO THE SENATE

House Chamber
 Bismarck, February 26, 1971

Mr. President:

I have the honor to return House Bill No. 1261, which the Senate has requested.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed, subject to the call of the chair, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-SIXTH DAY AFTER RECESS,
FORTY-SEVENTH DAY, AND FORTY-EIGHTH DAY

Bismarck, March 1, 1971

The House reconvened, pursuant to the call of the chair, with Speaker Bier presiding.

MOTIONS

Rep. Wagner moved that the House reconsider the action by which Senate Bill No. 2375 was lost, which motion prevailed.

Rep. Wagner moved that the House reconsider the action by which the Committee Report on Senate Bill No. 2375 was adopted, which motion prevailed.

Rep. Wagner moved that Senate Bill No. 2375 be re-referred to the Committee on Agriculture, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Atkinson moved that the amendments to Senate Bill No. 2363 as recommended by the Committee on Judiciary as printed on page 1008 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2063 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2, after the number and comma "21-03-08," insert the following "21-03-09, 21-03-25,"

On page 1, line 3, after the last comma insert the following: "40-24-02,"

On page 1, line 7, after the first comma insert the following: "61-02-47, 61-02-48, 61-02-53,"

On page 1, line 8, after the first comma insert the following: "61-16-28,"

On page 1, line 8, after the number and comma "61-16-32," insert the following: "61-21-29,"

On page 1, line 10, after the word "on" insert the word "certain"

On page 1, line 11, delete the word "the"

On page 1, line 11, after the word "state" insert the word "agencies"

On page 1, line 12, delete the word "all" and insert in lieu thereof the word "such"

On page 1, line 15, after the comma insert the following: "to authorize interest on special assessments equal to that on bonds or warrants for which they are pledged,"

On page 1, line 18, delete the words "maturities according to standard" and insert in lieu thereof the following: "annual net interest cost"

On page 1, line 19, delete the words "tables of bond values"

On page 2, line 15, after the word "rates" insert the following:

"and be sold at a price resulting in an average annual net interest cost"

On page 2, line 17, delete the words **"Such interest shall be computed on the"**

On page 2, delete line 18

On page 2, line 19, delete **"of bond values"**

On page 5, line 25, after the word "than" insert the following: **"ninety-eight percent of"**

On page 5, line 29, after the word "but" insert the following: **"the average annual net"**

On page 5, line 32, place triple parentheses before the comma

On page 5, line 33, place triple parentheses after the word "values"

On page 7, line 29, place triple parentheses before and after the word "specified"

On page 7, line 29, after the word "rate" insert the following: **"or rates resulting in an average annual net interest cost"**

On page 7, line 30, after the word "annum" insert the following: **"if they are sold privately"**

On page 8, line 10, place triple parentheses before the word "in"

On page 8, line 11, place triple parentheses after the word "dollars"

On page 8, line 14, place triple parentheses before the word "A"

On page 8, line 17, place triple parentheses after the period

On page 8, line 24, place triple parentheses before the word "If"

On page 8, line 25, delete the triple parentheses before the word "five" and after the word "one-half"

On page 8, line 25, delete the word **"eight"**

On page 8, line 26, delete the triple parentheses before the period

On page 8, line 26, delete the semicolon and the word **"; or"**

On page 8, line 27, delete the number **"3"** and the underscored period

On page 8, line 33, delete the triple parentheses before and after the word "No"

On page 8, line 33, delete the word **"The"**

On page 8, line 34, delete the words **"be sold at public sale,"**

On page 8, delete line 35

On page 9, delete lines 1 and 2

On page 9, line 3, after the word "rate" insert the following: **"or rates and be sold privately at a price resulting in an average annual net interest cost"**

On page 9, line 4, place triple parentheses before the comma

On page 9, line 4, delete the words **"and computed on the basis of"**

On page 9, delete line 5

On page 9, line 6, delete the word **"values"**

On page 9, line 8, place triple parentheses after the word "bonds"

On page 9, after line 18, insert the following new sections:

"SECTION 7. AMENDMENT.) Section 21-03-09 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

21-03-09. INITIAL RESOLUTION — FORM.) Proceedings for the issuance of bonds under the authority of this chapter shall be instituted by the adoption of an initial resolution therefor. Such initial resolution shall state:

1. The maximum amount of bonds proposed to be issued ((;)).
2. ((The maximum interest rate they shall bear;

3. That they will be of serial maturity;
4. The years of such maturities, but not the amounts for each of such years;
- 5.)) The purpose for which they are proposed to be issued ((;)).
- ((6.)) 3. The assessed valuation of all taxable property in the municipality as defined in section 21-03-01 ((;)).
- ((7.)) 4. The total amount of bonded indebtedness of the municipality ((;)).
- ((8.)) 5. The amount of outstanding bonds of the municipality issued for a similar purpose ((; and)).
- ((9.)) 6. Any other statement of fact deemed advisable by the governing body of voters proposing the same:

SECTION 8. AMENDMENT.) Section 21-03-25 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

21-03-25. BONDS — ADVERTISED FOR BIDS — EXCEPTION.) No municipality shall sell or enter into any contract for the sale of any issue of its bonds authorized by this chapter in an amount exceeding one hundred thousand dollars, for whatever purpose issued, without first advertising for bids in the manner prescribed by section 21-03-26, except as provided in section 21-03-30, and except that bonds issued under the authorization of section 21-03-06, subsection 2, subdivision g, with the consent of the warrant holders, may be exchanged for matured warrants or matured interest coupons of warrants of the special improvement fund having the deficiency on account of which such bonds are being issued, without such advertising. The par value and accrued interest of the bonds so delivered shall not exceed the par value and accrued interest of the warrants and interest coupons, and accrued interest thereon, for which they are exchanged.”

On page 9, line 22, after the word “rates” insert the following: **“resulting in an average annual net interest cost”**

On page 9, line 24, delete the words **“computed on the basis”**

On page 9, delete line 25

On page 9, line 26, delete the following: **“tables of bond values,”**

On page 10, line 9, after the word “than” insert the following: **“ninety-eight percent of”**

On page 11, line 9, insert triple parentheses before the word “shall”

On page 11, line 12, delete the triple parentheses before and after the word “bearing”

On page 11, line 12, delete the following: **“. Such bonds shall be sold at public”**

On page 11, delete line 13

On page 11, line 14, delete everything before the word “interest”

On page 11, line 15, delete the words **“at a rate or rates”**

On page 11, line 15, delete the triple parentheses before and after the word “seven” and delete the word **“eight”**

On page 11, line 16, delete everything after the word “annum”

On page 11, delete lines 17 and 18

On page 11, line 19, delete everything before the word “and” and delete the triple parentheses after the word “and”

On page 11, line 20, delete the words **“The bonds shall”** and delete the triple parentheses before and after the word “to”

On page 11, line 21, delete the triple parentheses before and after the word “to”

On page 11, line 24, place triple parentheses after the word “thereby” and insert the following new language: **“may issue bonds for this purpose in accordance with chapter 21-03”**

On page 11, after line 32 insert the following new section:

“SECTION 13. AMENDMENT.) Section 40-24-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

40-24-02. SPECIAL ASSESSMENTS WHEN DUE AND PAYABLE — INTEREST.) All special assessments levied under the provisions of this title may be paid without interest within ten days after they have been approved by the governing body and thereafter shall bear interest at a rate of not exceeding ((seven)) **eight** percent per annum **or not exceeding the average net annual interest rate on any warrants or bonds for the payment of which they are pledged, whichever is higher**, on the total amount thereof remaining from time to time unpaid.”

On page 13, line 13, after the word “rates” insert the following new language: **“and shall be sold at a price, not less than ninety-eight percent of par, resulting in an average annual net interest cost”**

On page 13, line 14, after the word “semiannually” insert the following new language: **“, except that there shall be no interest rate ceiling on an issue sold at public sale”**

On page 16, line 22, after the word “rate” insert the following new language: **“or rates resulting in an average annual net interest cost”**

On page 16, line 24, delete everything after the period

On page 16, delete line 25

On page 16, line 26, delete the word and period **“values.”**

On page 17, line 5, place triple parentheses before and after the word “but” and insert in lieu thereof the following: **“resulting in an average annual net interest cost”**

On page 17, line 7, delete everything after the word **“sale”**

On page 17, delete line 8

On page 17, line 9, delete everything before the comma

On page 18, line 25, after the second comma insert the following new language: **“resulting in an average annual net interest cost”**

On page 18, line 27, delete the words **“Such interest”**

On page 18, delete line 28

On page 18, line 29, delete everything before the word **“Such”**

On page 19, line 27, after the second comma insert the following new language: **“resulting in an average annual net interest cost”**

On page 19, line 30, after the word “sale” delete the period and the words **“Such interest shall be computed on the basis”** and insert in lieu thereof a comma

On page 19, delete line 31

On page 19, line 32, delete the following: **“values. The bonds shall”**

On page 20, line 3, delete the triple parentheses before and after the word “may” and delete the word **“shall”**

On page 20, line 3, delete the triple parentheses before the word “or” and after the word “private”

On page 20, line 4, delete the triple parentheses before the word “for”

On page 20, line 5, place triple parentheses before the comma

On page 20, line 6, delete everything after the triple parentheses

On page 20, line 7, delete everything before the period

On page 21, line 6, after the comma, insert the following new language: **“resulting in an average annual net interest cost”**

On page 21, line 10, delete the word **“Such”**

On page 21, delete line 11

On page 21, line 12, delete everything before the word **“Such”**

On page 21, line 14, after the word "than" insert the following new language: **"ninety-eight percent of"**

On page 21, delete lines 18 and 19

On page 21, line 20, delete the words and the period **"thousand dollars."**

On page 21, after line 32, insert the following new sections:

"SECTION 25. AMENDMENT.) Section 61-02-47 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

61-02-47. WHEN BONDS TO MATURE— CALLABLE BEFORE MATURITY.) The bonds which may be issued by the commission shall mature at such time or times, either serially or at one time, in not more than thirty years from their date, or dates, as may be fixed by the resolution of the commission, but may be made callable before maturity, if so stated in the resolution and on the face of each bond, (((at not to exceed one hundred five percent of the par value thereof, on any interest paying date,))) upon thirty days' notice, which shall be published once in a newspaper of general circulation published in Burleigh County.

SECTION 26. AMENDMENT.) Section 61-02-48 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

61-02-48. COMMISSION TO DETERMINE INTEREST RATE, FORM, DENOMINATION (((,))) AND EXECUTION OF BONDS.) The commission shall determine the rate of interest bonds issued under the provisions of this chapter shall bear, (((not exceeding five percent per annum,))) the time or times of payment of such interest, the form of the bonds and the interest coupons to be attached thereto, and the manner of executing the bonds and coupons, and shall fix the denomination or denominations of the bonds and the place or places of payment of principal and interest thereon, which may be at any bank or trust company within or without this state. **Such bonds shall be sold at public sale, except when such obligations do not exceed the total sum of one hundred thousand dollars, and shall be sold at a price resulting in an average annual net interest cost not exceeding eight percent per annum on those issues which are sold at private sale. There shall be no interest rate ceiling on those issues sold at public sale.**

SECTION 27. AMENDMENT.) Section 61-02-53 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

61-02-53. ISSUANCE AND SALE OF BONDS — PROCEEDS FROM SALE — USE.) The bonds authorized under the provisions of this chapter may be issued and sold from time to time, and in such amounts as may be determined by the commission. The commission may, **subject to the provisions of section 61-02-48,** sell the bonds in such manner and for such price as it may determine to be for the best interests of the state, but no such sale shall be made for less than the par value of each bond. The proceeds of such bonds shall be used solely for the payment of the cost of the works or the cost of acquiring lands and preparing or developing such lands for irrigation, as the case may be, and shall be paid out in such manner and under such restrictions as the commission may provide."

On page 22, line 5, insert an underscored comma after the word **"semiannually"**

On page 22, line 6, place triple parentheses before the first word **"the"**

On page 22, line 8, place triple parentheses after the word **"interest"** and insert the following new language: **"a rate or rates resulting in an average annual net interest cost which"**

On page 22, line 10, delete everything after the period

On page 22, delete line 11

On page 22, line 12, delete the following: **"standard tables of bond values."**

On page 23, line 31, delete the words **"be sold at"**

On page 23, delete lines 32 and 33

On page 23, line 34, delete the word **"shall"**

On page 23, line 34, after the word "rate" insert the following new language: **"or rates resulting in an average annual net interest cost"**

On page 24, line 1, delete everything after the period

On page 24, delete line 2

On page 24, line 3, delete the word and the period **"values."**

On page 25, after line 1, insert the following new section:

"(SECTION 33. AMENDMENT.) Section 61-16-28 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

61-16-28. CERTIFICATION OF ASSESSMENTS TO COUNTY AUDITOR.) When a district board of commissioners has by resolution levied, or caused to be levied, special assessments to cover the cost of constructing a water conservation or flood control project, the board shall determine the rate of interest unpaid special assessments shall bear, which rate shall not exceed **((seven))** **eight** percent per annum and shall not be less than the warrant rate. Interest on unpaid special assessments shall commence on the date the assessments are finally confirmed by the board. Special assessments may be certified and made payable in equal annual installments, the last of which shall be due and payable not more than thirty years after date of the warrants to be paid. The secretary of the district shall certify to the county auditor of the county in which the district is situated, or if the district embraces lands situated in more than one county, to the county auditor of each county in which district lands subject to such special assessments are situated, the total amount levied against such lands in his county and the proportion or percentage of such amount assessed against each piece, parcel, lot, or tract of land. The secretary of the district shall also file with the county auditor of each county in which district lands lie a statement showing the cost of the project, the part thereof, if any, which will be paid out of general taxes, and the part to be financed by special assessments. Funds needed to pay the cost of maintaining a water conservation or flood control project may be raised in the same manner as funds were raised to meet construction costs. If the project was financed in whole or in part through the use of special assessments the board of commissioners shall prorate the costs of maintaining projects in the same proportion as were the original costs of construction or, in the event a reassessment of benefits has been adopted, the costs shall be prorated in accordance with the reassessment of benefits as authorized by section 61-16-26.1."

On page 25, after line 32, insert the following new section:

"(SECTION 35. AMENDMENT.) Section 61-21-29 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

61-21-29. PAYMENT OF COSTS AND EXPENSES OF LOCATING, CONSTRUCTING, MAINTAINING, AND IMPROVING DRAIN — WARRANTS ISSUED.) Payment of all expenses and costs of locating and constructing any drain shall be made upon order of the board and warrants therefor shall be signed by the chairman and one other member of the board. All warrants drawn by the board in payment of items of expense of a drain shall be payable from the proper drain fund and shall be accepted by the treasurer in payment of taxes levied in regard to such drain. All such warrants, after presentation to the county treasurer for payment, if not paid for want of funds, shall be registered by him and thereafter bear

interest at a rate not to exceed ((five)) **eight** percent per annum. The county commissioners, by proper resolution are authorized to purchase drainage warrants from general county funds in instances where such warrants will be funded by a bond issue within six months from the date of purchase."

On page 26, line 15, place triple parentheses before the word "of" and delete the triple parentheses before the word "five"

On page 26, line 15, after the last triple parentheses and before the word "**eight**" insert the following new language: "**determined by the board, not exceeding**"

On page 29, line 2, delete the words "**be sold at**"

On page 29, delete lines 3 and 4

On page 29, line 5, delete the word "**shall**"

On page 29, line 5, after the word "rate" insert the following new language: "**or rates resulting in an average annual net interest cost**"

On page 29, line 7, delete everything after the period

On page 29, delete line 8

On page 29, line 9, delete the words and period: "**of bond values.**"

And renumber the lines, sections, and pages accordingly.

And when so amended recommends the same do pass.

REP. SANDNESS, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2251 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2139 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2265 has had the same under consideration and recommends that the same be indefinitely postponed.

REP: ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2277 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2448 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2449 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Raile moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2459 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Kieffer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2466 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 4, of the engrossed bill after the word "assessor" and before the period insert the following ", and declaring an emergency"

On page 2, after line 16 of the engrossed bill insert the following new section:

"SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Jacobson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2002 has had the same under consideration and recommends that the same be amended as follows:

Page 2, line 7, delete the figure "226,662.00" and insert in lieu thereof the figure, "235,662.00"

Page 2, line 9, delete the figure "4,630.00" and insert in lieu thereof the figure "5,630.00"

Page 2, line 11, delete the figure "256,551.00" and insert in lieu thereof the figure "266,551.00"

Page 2, line 14, delete the figure "1,861,650.00" and insert in lieu thereof the figure "2,068,500.00"

Page 2, line 15, delete the figure "1,861,650.00" and insert in lieu thereof the figure "2,068,500.00"

Page 2, line 30, delete the words "STATE COMMISSION ON ALCOHOLISM" and insert in lieu thereof the words "DIVISION OF ALCOHOLISM AND DRUG ABUSE — STATE HEALTH DEPARTMENT"

Page 3, line 8, delete the figure "2,436,486.00" and insert in lieu thereof the figure "2,653,336.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The budget for the Board of Higher Education was increased to provide for an additional secretary. The budget to aid to junior colleges was increased to allow for increase in tuition. The name for the Alcoholism Commission was changed in order to transfer this to the Health Department.

REP. REIMERS, Chairman

Rep. Opedahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2011 has had the same under consideration and recommends that the same be amended as follows:

Page 1, line 18, delete the figure "2,478,220.00" and insert in lieu thereof the figure "2,481,820.00"

Page 1, line 20, delete the figure "487,000.00" and insert in lieu thereof the figure "483,400.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The committee added \$3600 to salaries and wages in lieu of the free meals, \$3600 was deducted from supplies and materials in order to make up for the free meals.

REP. REIMERS, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2016 has had the same under consideration and recommends that the same be amended as follows:

Page 1, line 13, delete the figure "15,000.00" and insert in lieu thereof the figure "\$30,000.00"

Page 1, line 19, delete the figure "\$15,000.00" and insert in lieu thereof the figure "\$30,000.00"

Page 1, line 20, delete the figure "15,000.00" and insert in lieu thereof the figure "\$30,000.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The appropriation was increased to \$30,000 in order to provide funds to send the 12 deaf and blind children in North Dakota to institutions in other states.

REP. REIMERS, Chairman

Rep. Kingsbury moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2019 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Hausauer (LeRoy) moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2500 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 9, delete the figure "5,000.00" and insert in lieu thereof the figure "2,500.00"

On page 1, line 13, after the word "subsistence" delete the "," and insert in lieu thereof "."

On page 1, line 14, delete all of the line

On page 1, line 15, delete all of the line

On page 1, line 16, delete the words "and recommendations"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The appropriation was decreased to \$2500 in order for the impasse to be paid by the teachers and the school board.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2346 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. KNUDSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed and the report was adopted. Senate Bill No. 2346 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2452 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. G. Larson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2486 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 6, before the period, insert the following language: ", and the sale of property received as a gift or bequest"

On page 3, following the period on line 11, insert the following language: "**The state board of higher education may, with the approval of the budget committee of the legislative council, authorize the sale of any real property or buildings which an institution of higher learning has received by gift or bequest. The budget committee may prescribe such conditions for the sale of the property as it deems necessary, including, but not limited to, requiring an appraisal and the advertisement for bids.**"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Raymond moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2496 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Hildebrand moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2238 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Concurrent Resolution No. 4013 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed and the report was adopted.

RECOGNITION

Rep. J. Peterson introduced to the Assembly, Mrs. Frank Jestrab, Williston, 1971 Campaign Chairman of the North Dakota Easter Seal Society.

Mrs. Jestrab then introduced to the North Dakota House of Representatives Miss Vee Ann Steen of Burlington, the 1971 State Easter Seal Poster child.

Rep. Streibel moved that the remarks of Mrs. Jestrab be printed in the Journal.

Mrs. Jestrab:

"Mr. Speaker and Members of this Assembly —

"It gives me great pleasure to introduce to you Miss Vee Ann Steen — she is the eight year old daughter of Mr. and Mrs. Walter Steen of rural Minot and she has been selected to represent the physically handicapped of North Dakota as the State Easter Seal Poster Child, March 1 through April 11.

"Vee Ann is crippled by Arthrogryposis, which forces her to wear twister braces and walk with Canadian crutches — she has had 12 major surgeries on her legs in her short life time.

"Despite her handicap, Vee Ann attends the second grade in Burlington and enjoys school — her outside interests include snowmobiling and swimming. She first came to the attention of the Easter Seal Society this past summer. Vee Ann was one of the youngsters that participated in the "day camp" held in Minot. It was here that she learned to swim and enjoy the water.

"Vee Ann has four older sisters, a younger brother and four nieces. She will be appearing throughout the state as the Smallest Ambassador of Good Will on behalf of the Easter Seal Society of North Dakota.

"While Vee Ann is our youngest ambassador, we also feel she is our cutest ambassador."

FIRST READING OF A HOUSE RESOLUTION

Through the Delayed Bills Committee Reps. J. Peterson, Haugland, Rice, Brekke, Walsh and Livingston introduced:

House Resolution No. 9. A Resolution to honor and commend Miss Vee Ann Steen, the 1971 North Dakota Easter Seal Poster Child, and to make her an honorary member of the North Dakota House of Representatives.

Was read the first time.

Rep. Streibel moved that the rules be suspended, that House Resolution No. 9 be not referred to committee, not printed as a bill but printed in the journal, and placed on second reading and final passage, which motion prevailed.

PAGE 1

HOUSE RESOLUTION No. 9

Introduced through Committee on Delayed Bills by Reps. J. Peterson, Haugland, Rice, Brekke, Walsh and Livingston

1 A resolution to honor and commend Miss Vee Ann Steen, the
2 1971 North Dakota Easter Seal Poster Child, and to make her
3 an honorary member of the North Dakota House of Representa-
3a tives.

4
5 WHEREAS, Miss Vee Ann Steen, the eight-year-old
6 daughter of Mr. and Mrs. Walter Steen of rural Minot, has
7 been selected as the 1971 North Dakota Easter Seal Poster
8 Child; and

9 WHEREAS, Miss Steen attends the second grade in
10 Burlington, is an enthusiastic participant in school activities
11 despite her handicap, and enjoys swimming and snowmobiling;
12 and

13 WHEREAS, this outgoing and pretty little blonde will
14 be one of the State's smallest ambassadors of good will as
15 she represents the State Easter Seal Society and all other
16 physically handicapped North Dakotans;

17 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
17a REPRE-

18 SENTATIVES OF THE STATE OF NORTH DAKOTA:

19 That Miss Vee Ann Steen be heartily commended for her
20 many activities and congratulated for her selection as the
21 State's Easter Seal Poster Child, and that in all of her
22 activities she carry with her the very warmest admiration
23 and best wishes of the North Dakota House of Representatives;
24 and

PAGE 2

1 BE IT FURTHER RESOLVED, that Miss Vee Ann Steen is
2 hereby designated an honorary member of the North Dakota
3 House of Representatives of the Forty-second Legislative

- 4 Assembly; and
 5 BE IT FURTHER RESOLVED, that the Secretary of State
 6 send a copy of this resolution to the North Dakota Easter
 7 Seal Society and to Miss Vee Ann Steen.

SECOND READING OF A HOUSE RESOLUTION

House Resolution No. 9. A Resolution to honor and commend Miss Vee Ann Steen, the 1971 North Dakota Easter Seal Poster Child, and to make her an honorary member of the North Dakota House of Representatives.

Which has been read.

Rep. Streibel moved the adoption of House Resolution No. 9.

So House Resolution No. 9 was adopted on a voice vote.

Speaker Bier presented Miss Vee Ann Steen with a pin from District No. 5, indicating her honorary membership in the House of Representatives, and a gift from the Assembly as an expression of the gratitude of the members for Vee Ann participating in this charitable effort.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-SEVENTH DAY

Bismarck, March 1, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Harold Vold, Sharon Lutheran Church, Grand Forks, North Dakota.

The roll was called, and all members were present except Reps. Bunker and Dick.

A quorum was declared by the Speaker.

MOTION

Rep. Boustead moved that the House reconsider the action by which Senate Bill No. 2164 was lost, which motion failed on a division vote, for want of a two-thirds majority.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-fifth day after recess and Forty-sixth day and recommends that the same be corrected as follows:

Page 1008, delete line 47

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Concurrent Resolution No. 4016 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 5 delete the word "majority" and insert in lieu thereof the following word "sixty percent"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Fleming moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF A
HOUSE CONCURRENT RESOLUTION

The Committee on Political Subdivisions through the Delayed Bills Committee introduced:

House Concurrent Resolution No. 3087. A Concurrent Resolution commending Bottineau and Rolette Counties and Oliver and Mercer Counties for combining their offices of County Superintendent of Schools, and urging other counties to follow suit.

Was read the first time.

Rep. Streibel moved that the rules be suspended, that House Concurrent Resolution No. 3087 be not referred to Committee, not printed as a bill but printed in the journal, and placed on second reading and final passage, which motion prevailed.

PAGE 1

HOUSE CONCURRENT RESOLUTION No. 3087
Introduced through Committee on Delayed Bills by
the Committee on Political Subdivisions

1 A concurrent resolution commending Bottineau and Rolette
2 Counties and Oliver and Mercer Counties for combining their
3 offices of County Superintendent of Schools, and urging other
4 counties to follow suit.

5
6 WHEREAS, Bottineau and Rolette Counties have a combined
7 office of County Superintendent of Schools under the direction
8 of Mrs. Charlotte Lange, and Oliver and Mercer Counties have a
9 similar combined office under Mrs. Alice Husfloen; and

10 WHEREAS, the progressive steps taken by these four
11 counties to combine these offices have led to more efficient
12 government and better educational services for county residents,
13 which in turn has shown the farsighted wisdom of the counties
14 in making the decision to combine these offices; and

15 WHEREAS, section 150 of the North Dakota Constitution
16 and section 15-22-25 of the North Dakota Century Code provide
17 the authority, both constitutional and statutory, for counties
18 to combine these offices; and

19 WHEREAS, if more counties would combine these offices it
20 would ease some of the educational and financial strain on the
21 counties and result in better coordinated and implemented
22 educational programs for larger areas;

23 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
24 REPRESENTATIVES OF THE STATE OF NORTH DAKOTA,
24a THE SENATE

PAGE 2

25 CONCURRING THEREIN:

2 That the Forty-second Legislative Assembly commends
3 Bottineau and Rolette Counties and Oliver and Mercer Counties
4 for combining their offices of County Superintendent of Schools,
5 and strongly urges other counties in North Dakota to give serious
6 consideration to the many advantages to be gained, both financial-
6a ly
7 and in better services, in combining this office with other
8 counties; and

9 BE IT FURTHER RESOLVED, that the Secretary of State send
10 a copy of this resolution to the President of the North Dakota
11 County Commissioners Association, to the County Superinten-
11a dents
12 of Schools for Bottineau, Rolette, Oliver, and Mercer Counties,
13 and to the members of the County Commissioners of those coun-
13a ties.

SECOND READING OF A
HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3087. A Concurrent Resolution commending Bottineau and Rolette Counties and Oliver and Mercer

Counties for combining their offices of County Superintendent of Schools, and urging other counties to follow suit.

Which has been read.

Rep. Streibel moved the adoption of House Concurrent Resolution No. 3087.

And House Concurrent Resolution No. 3087 was adopted on a voice vote.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4071. A Concurrent Resolution urging Congress to support a bill introduced in the United States Senate by Senator Milton R. Young to convey certain federal land in Mountrail County to the Mountrail County Park Commission.

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

Senate Concurrent Resolution No. 4077. A Concurrent Resolution urging the Bank of North Dakota and the Board of University and School Lands to terminate certain mineral leases.

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

SECOND READING OF SENATE BILLS

Senate Bill No. 2008. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, and miscellaneous items of the school for the blind at Grand Forks, North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Reimers
Atkinson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfsrud
Boustead	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dornacker	Herman	Meyer	Stone
Dotzenrod	Hickle	Miedema	Streibel
Eagles	Hildebrand	Miller, B.	Strinden
Erickson, K.	Hilleboe	Miller, E.	Thorsgard
Erickson, W.	Hoffner	Moore	Tweten
Fleming	Jacobson	Murphy	Ulvedal
Gackle	Jenkins	Mushik	Wagner
Ganser	Johnson, H.	Olienyk	Walsh
Gengler	Johnson, K.	Opedahl	Weber
Gerl	Kieffer	Patrick	Welder
Giffey	Kingsbury	Peterson, J.	White
Glaspey	Knudson	Peterson, R.	Wilkie
Grant	Lang	Raile	Winge
Gronneberg	Larson, G.	Raymond	Mr. Speaker

Absent and not voting:

Bunker Dick

So the bill passed and the title was agreed to.

Senate Bill No. 2059. A Bill for an Act to amend and reenact sections 50-01-07, 50-01-08, and 50-01-09 of the North Dakota Century

Code, relating to the appointment of county welfare board members, their terms of office and compensation, and their duties, and providing for the time of appointment of board members.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 52; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gengler	Laughlin	Rocheleau
Atkinson	Gerl	Lee	Solberg
Boustead	Giffey	McGeehan	Stone
Brekke	Hensrud	Mertens	Streibel
DeGroot	Hentges	Metzger	Strinden
Dornacker	Herman	Mushik	Thorsgard
Dotzenrod	Hildebrand	Opedahl	Tweten
Eagles	Hilleboe	Patrick	Wagner
Erickson, W.	Hoffner	Peterson, R.	Weber
Fleming	Jacobson	Raymond	White
Ganser	Larson, G.	Rice	White

Those voting in the negative were:

Austin	Haugland	Larson, L.	Raile
Backes	Hausauer, A.	Linderman	Reimers
Berg	Hausauer, R.	Livingston	Rivinius
Boyum	Henning	Lundene	Rolfsrud
DeKrey	Henry	McGauvran	Rundle
Erickson, K.	Hickle	Meyer	Sandness
Gackle	Jenkins	Miedema	Shablow
Glaspay	Johnson, H.	Miller, B.	Stoltenow
Grant	Johnson, K.	Miller, E.	Ulvedal
Gronneberg	Kieffer	Moore	Walsh
Gunderson	Kingsbury	Murphy	Welder
Halcrow	Knudson	Olienyk	Winge
Haman	Lang	Peterson, J.	Mr. Speaker

Absent and not voting:

Bunker Dick

So the bill lost.

Senate Bill No. 2072. A Bill for an Act to amend and reenact sections 1 and 2 of section 2-03-01, and sections 2-03-04, 2-03-05, 2-03-06, 2-03-08, 2-03-09, 2-03-10, and 2-03-14 of the North Dakota Century Code, relating to the lawfulness of flight over land and water, the method of operation of aircraft, and liability for damages caused by the operation of aircraft or in accidents involving aircraft; and providing a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Halcrow	Larson, L.	Reimers
Atkinson	Haman	Laughlin	Rice
Austin	Haugland	Lee	Rivinius
Backes	Hausauer, A.	Linderman	Rocheleau
Berg	Hausauer, R.	Livingston	Rolfsrud
Boustead	Henning	Lundene	Rundle
Boyum	Henry	McGauvran	Sandness
Brekke	Hensrud	McGeehan	Solberg
DeGroot	Hentges	Mertens	Stoltenow
DeKrey	Herman	Metzger	Stone
Dotzenrod	Hickle	Meyer	Streibel
Eagles	Hildebrand	Miedema	Strinden
Erickson, K.	Hilleboe	Miller, B.	Thorsgard

Erickson, W.	Hoffner	Miller, E.	Tweten
Fleming	Jacobson	Moore	Ulvedal
Gackle	Jenkins	Murphy	Wagner
Ganser	Johnson, H.	Mushik	Walsh
Gengler	Johnson, K.	Olienyk	Weber
Gerl	Kieffer	Opedahl	Welder
Glaspay	Kingsbury	Patrick	White
Grant	Knudson	Peterson, R.	Wilkie
Gronneberg	Lang	Raile	Winge
Gunderson	Larson, G.	Raymond	Mr. Speaker

Those voting in the negative were:

Peterson, J. Shablow

Absent and not voting:

Bunker Dick Dornacker Giffey

So the bill passed and the title was agreed to.

Senate Bill No. 2089. A Bill for an Act to establish an administrative committee on veterans' affairs and to provide for its powers and duties and organization thereof; to amend and reenact sections 37-01-25.1, 37-14-04, 37-14-05, 37-14-06, 37-14-07, 37-14-08, 37-14-09, 37-14-10, 37-14-11, 37-14-12, 37-14-18, 37-15-03, 37-15-07, 37-15-08, 37-15-10, 37-15-15, 37-15-16, 37-15-19, 37-15-21, and 37-18-07 of the North Dakota Century Code, relating to the veterans' aid fund, the veterans' aid commission, and the soldiers' home, and the administrative procedures thereof; and to repeal sections 37-14-01, 37-14-02, 37-14-03.1, 37-14-03.2, 37-14-03.4, 37-41-03.5, 37-14-13, 37-14-15, 37-14-17, 37-15-04, 37-15-05, 37-15-06, 37-15-09, 37-15-20, 37-18-02, 37-18-03, and 37-18-09 of the North Dakota Century Code, relating to the qualifications, compensation, and terms of members of the veterans' aid commission, appropriations to the veterans' aid fund, the postwar rehabilitation fund, meetings, compensation, powers and duties, oath and bond, approval of contracts, advertisement for bids by the trustees of the soldiers' home, qualifications and appointment of the veterans' service commissioner, and the advisory committee to the department of veterans' affairs.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 1; absent and not voting 3.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Raymond
Atkinson	Halcrow	Laughlin	Reimers
Austin	Haman	Lee	Rice
Backes	Haugland	Linderman	Rivinius
Berg	Hausauer, A.	Livingston	Rocheleau
Boustead	Hausauer, R.	Lundene	Rolfsrud
Boyum	Henning	McGauvran	Rundle
Brekke	Henry	McGeehan	Sandness
DeGroot	Hensrud	Mertens	Shablow
DeKrey	Hentges	Metzger	Solberg
Dornacker	Herman	Meyer	Stoltenow
Dotzenrod	Hickle	Miedema	Stone
Eagles	Hildebrand	Miller, B.	Streibel
Erickson, K.	Hilleboe	Miller, E.	Strinden
Erickson, W.	Hoffner	Moore	Thorsgard
Fleming	Jacobson	Murphy	Tweten
Gackle	Jenkins	Mushik	Ulvedal
Ganser	Johnson, H.	Olienyk	Walsh
Gengler	Johnson, K.	Opedahl	Welder
Gerl	Kieffer	Patrick	White
Giffey	Kingsbury	Peterson, J.	Wilkie

Glaspey	Knudson	Peterson, R.	Winge
Grant	Lang	Raile	Mr. Speaker
Gronneberg	Larson, G.		

Those voting in the negative were:
Weber

Absent and not voting:
Bunker Dick Wagner

So the bill passed and the title was agreed to.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-EIGHTH DAY

Bismarck, March 1, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Harold Vold, Sharon Lutheran Church, Grand Forks, North Dakota.

The roll was called, and all members were present except Reps. Bunker, Dick, Gerl and Wagner.

A quorum was declared by the Speaker.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

- House Bill No. 1019
- House Bill No. 1031
- House Bill No. 1041
- House Bill No. 1078
- House Bill No. 1087
- House Bill No. 1107
- House Bill No. 1155
- House Bill No. 1173
- House Bill No. 1178
- House Bill No. 1179
- House Bill No. 1180
- House Bill No. 1198
- House Bill No. 1204
- House Bill No. 1215
- House Bill No. 1216
- House Bill No. 1223
- House Bill No. 1227
- House Bill No. 1241
- House Bill No. 1243
- House Bill No. 1245
- House Bill No. 1249
- House Bill No. 1268
- House Bill No. 1300
- House Bill No. 1366
- House Bill No. 1369
- House Bill No. 1472
- House Bill No. 1505
- House Bill No. 1530

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Rep. White moved that the report be adopted, which motion prevailed, and the report was adopted.

MESSAGES FROM THE GOVERNOR

(Veto Message on House Bill No. 1136)

STATE OF NORTH DAKOTA

Executive Office

Bismarck

February 27, 1971

The Honorable Howard F. Bier
 Speaker of the House
 North Dakota House of Representatives
 State Capitol
 Bismarck, North Dakota 58501

Dear Mr. Speaker:

House Bill 1136 was introduced in order to provide a method of replacing legislative Emergency Commission members in case of death or resignation. This is desirable legislation.

However, the bill unnecessarily changes the make-up of the membership on the Emergency Commission without any resulting benefit to the conduct of its affairs.

I, therefore, veto House Bill 1136 in hopes that it can be re-introduced to carry out the intent of the original legislation without changing the membership on the Commission.

Sincerely yours,
 WILLIAM L. GUY,
 Governor

WLG:jp

(Veto Message on House Bill No. 1081)

STATE OF NORTH DAKOTA

Executive Office

Bismarck

February 27, 1971

The Honorable Howard F. Bier
 Speaker of the House
 North Dakota House of Representatives
 State Capitol
 Bismarck, North Dakota 58501

Dear Mr. Speaker:

In any large business organization or in large government organization, such as we have at the state level, there needs to be a clearly defined flow of responsibility to the chief executive. With that clearly defined flow of responsibility must also be clearly defined authority. House Bill 1081 disrupts the flow of responsibility and the flow of authority to and from the office of the chief executive.

It removes from the State Auditing Board the director of Accounts and Purchases who represents the Governor. It then retains other state officials who may act on the State Auditing Board or designate others to act for them. The director of Accounts and Purchases is maintained as secretary of the Auditing Board and his clearly defined responsibility under present law then becomes vague and undefined in House Bill 1081.

House Bill 1081 was originally submitted to abolish the State Auditing Board functions except in appeals. Such a proposal would have had considerable merit. However, the original intent of the bill was entirely eliminated and the resulting product weakens rather than strengthens the executive branch of government.

Therefore, I veto House Bill 1081.

Sincerely yours,
 WILLIAM L. GUY,
 Governor

WLG:jp

Rep. Streibel requested the unanimous consent of the House to expunge from the record the action taken on House Bills Nos. 1136 and 1081, vetoed by the Governor, and such request was granted.

Rep. Streibel moved that the House reconsider House Bill No. 1081, which the Governor has vetoed, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1081. A Bill for an Act to amend and reenact sections 12-47-30, 32-12-04, 37-14-08, 54-14-01, 54-14-02, 54-14-03, 54-14-03.1, 54-14-04, and 54-14-07 of the North Dakota Century Code, relating to the expense of transferring inmates to and from the state hospital, collection of judgments against the state, and the membership, powers, and duties, filing of claims, and approval or disapproval of claims by the state auditing board.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 52; nays, 41; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lang	Rice
Austin	Hausauer, R.	Larson, G.	Rivinius
Berg	Henning	Larson, L.	Rolfsrud
Boustead	Hensrud	Lee	Rundle
Boyum	Hentges	Metzger	Stoltenow
Brekke	Herman	Miedema	Stone
DeKrey	Hickle	Moore	Streibel
Dornacker	Hildebrand	Murphy	Strinden
Eagles	Hilleboe	Olienyk	Thorsgard
Gackle	Jenkins	Peterson, R.	Tweten
Ganser	Johnson, K.	Raile	Welder
Gunderson	Kingsbury	Raymond	White
Halcrow	Knudson	Reimers	Mr. Speaker

Those voting in the negative were:

Anderson	Gronneberg	Livingston	Patrick
Backes	Haman	Lundene	Rocheleau
DeGroot	Haugland	McGauvran	Sandness
Dotzenrod	Henry	McGeehan	Shablow
Erickson, K.	Hoffner	Mertens	Solberg
Erickson, W.	Jacobson	Meyer	Ulvedal
Fleming	Johnson, H.	Miller, B.	Walsh
Gengler	Kieffer	Miller, E.	Weber
Giffey	Laughlin	Mushik	Wilkie
Glaspey	Linderman	Opedahl	Winge
Grant			

Absent and not voting:

Bunker	Gerl	Peterson, J.	Wagner
Dick			

So the bill lost for want of a two-thirds majority.

Rep. Streibel moved that the House reconsider House Bill No. 1136, which the Governor has vetoed, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1136. A Bill for an Act to amend and reenact section 54-16-01 of the North Dakota Century Code, relating to membership on the emergency commission.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 52; nays, 41; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lang	Rice
Austin	Hausauer, R.	Larson, G.	Rivinius
Berg	Henning	Larson, L.	Rundle
Boustead	Hensrud	Lee	Stoltenow
Boyum	Hentges	Metzger	Stone
Brekke	Herman	Miedema	Streibel
DeKrey	Hickle	Moore	Strinden
Dornacker	Hildebrand	Murphy	Thorsgard
Eagles	Hilleboe	Olienyk	Tweten
Gackle	Jenkins	Peterson, R.	Ulvedal
Ganser	Johnson, K.	Raile	Welder
Gunderson	Kingsbury	Raymond	White
Halcrow	Knudson	Reimers	Mr. Speaker

Those voting in the negative were:

Anderson	Gronneberg	Livingston	Patrick
Backes	Jacobson	Lundene	Rocheleau
DeGroot	Haman	McGauvran	Rolfsrud
Dotzenrod	Haugland	McGeehan	Sandness
Erickson, K.	Henry	Mertens	Shablow
Erickson, W.	Hoffner	Meyer	Solberg
Fleming	Johnson, H.	Miller, B.	Walsh
Gengler	Kieffer	Miller, E.	Weber
Giffey	Laughlin	Mushik	Wilkie
Glaspey	Linderman	Opedahl	Winge
Grant			

Absent and not voting:

Bunker	Gerl	Peterson, J.	Wagner
Dick			

So the bill lost for want of a two-thirds majority.

SECOND READING OF SENATE BILLS

Senate Bill No. 2176. A Bill for an Act to amend and reenact subsection 6 of section 39-12-04 of the North Dakota Century Code, relating to width, height, and length limitations on vehicles — exceptions.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Haugland	Lee	Rice
Atkinson	Hausauer, A.	Linderman	Rivinius
Austin	Hausauer, R.	Livingston	Rocheleau
Backes	Henning	Lundene	Rolfsrud
Berg	Henry	McGauvran	Rundle
Boustead	Hensrud	McGeehan	Sandness
Boyum	Herman	Mertens	Shablow
DeGroot	Hickle	Metzger	Solberg
DeKrey	Hildebrand	Meyer	Stoltenow
Dornacker	Hilleboe	Miedema	Stone
Dotzenrod	Hoffner	Miller, B.	Streibel
Eagles	Jacobson	Miller, E.	Strinden
Erickson, K.	Jenkins	Moore	Thorsgard
Erickson, W.	Johnson, H.	Murphy	Tweten
Fleming	Johnson, K.	Mushik	Ulvedal
Gackle	Kieffer	Olienyk	Wagner
Ganser	Kingsbury	Opedahl	Walsh
Giffey	Knudson	Patrick	Weber
Grant	Lang	Peterson, R.	Welder
Gronneberg	Larson, G.	Raile	White
Gunderson	Larson, L.	Raymond	Winge

Halcrow	Laughlin	Reimers	Mr. Speaker
Haman			

Those voting in the negative were:
 Gengler Hentges

Absent and not voting:
 Brekke Dick Glaspey Wilkie
 Bunker Gerl Peterson, J.

So the bill passed and the title was agreed to.

Senate Bill No. 2239. A Bill for an Act to create and enact section 2-05-15.1 of the North Dakota Century Code, relating to bonding requirements of certain air transportation entities.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 3; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Hausauer, A.	Lee	Rivinius
Atkinson	Hausauer, R.	Linderman	Rocheleau
Austin	Henning	Livingston	Rolfsrud
Backes	Henry	McGauvran	Rundle
Berg	Hensrud	McGeehan	Sandness
Boustead	Hentges	Mertens	Shablow
Boyum	Herman	Metzger	Solberg
DeGroot	Hickle	Meyer	Stoltenow
DeKrey	Hildebrand	Miedema	Stone
Dornacker	Hilleboe	Miller, B.	Streibel
Eagles	Hoffner	Miller, E.	Strinden
Erickson, K.	Jacobson	Moore	Tweten
Erickson, W.	Jenkins	Murphy	Ulvedal
Fleming	Johnson, H.	Mushik	Wagner
Gackle	Johnson, K.	Olienyk	Walsh
Ganser	Kieffer	Opedahl	Weber
Gengler	Kingsbury	Patrick	Welder
Grant	Knudson	Peterson, R.	White
Gronneberg	Lang	Raile	Wilkie
Halcrow	Larson, G.	Raymond	Winge
Haman	Larson, L.	Reimers	Mr. Speaker
Haugland	Laughlin	Rice	

Those voting in the negative were:

Gunderson Lundene Thorsgard

Absent and not voting:
 Brekke Dick Gerl Glaspey
 Bunker Dotzenrod Giffey Peterson, J.

So the bill passed and the title was agreed to.

MOTION

Rep. Boustead moved that Senate Concurrent Resolution No. 4019 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2267. A Bill for an Act to amend and reenact subsection 11 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions of certain feed sales.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Haugland	Laughlin	Rice
Atkinson	Hausauer, A.	Lee	Rivinius

Austin	Hausauer, R.	Linderman	Rocheleau
Berg	Henning	Livingston	Rolfsrud
Boustead	Henry	Lundene	Rundle
Boyum	Hensrud	McGauvran	Sandness
Brekke	Hentges	McGeehan	Solberg
DeGroot	Herman	Mertens	Stoltenow
DeKrey	Hickle	Metzger	Stone
Eagles	Hildebrand	Meyer	Streibel
Erickson, K.	Hilleboe	Miedema	Thorsgard
Erickson, W.	Hoffner	Miller, B.	Tweten
Fleming	Jacobson	Miller, E.	Ulvedal
Gackle	Jenkins	Moore	Wagner
Ganser	Johnson, H.	Murphy	Walsh
Gengler	Johnson, K.	Mushik	Weber
Glaspey	Kieffer	Olienyk	Welder
Grant	Kingsbury	Opedahl	White
Gronneberg	Knudson	Patrick	Wilkie
Gunderson	Lang	Raile	Winge
Halcrow	Larson, G.	Raymond	Mr. Speaker
Haman	Larson, L.	Reimers	
Absent and not voting:			
Backes	Dornacker	Giffey	Shablow
Bunker	Dotzenrod	Peterson, J.	Strinden
Dick	Gerl	Peterson, R.	

So the bill passed and the title was agreed to.

Senate Bill No. 2287. A Bill for an Act to amend and reenact section 14-03-13 of the North Dakota Century Code, to provide that the standard serological test for syphilis required for filing of application for marriage license may be performed by any laboratory approved by the state health officer.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Reimers
Atkinson	Halcrow	Larson, L.	Rice
Austin	Haman	Laughlin	Rivinius
Berg	Haugland	Lee	Rocheleau
Boustead	Hausauer, A.	Linderman	Rolfsrud
Boyum	Hausauer, R.	Livingston	Rundle
Brekke	Henning	Lundene	Sandness
DeGroot	Henry	McGauvran	Solberg
DeKrey	Hensrud	McGeehan	Stoltenow
Dornacker	Hentges	Mertens	Stone
Dotzenrod	Herman	Metzger	Streibel
Eagles	Hickle	Meyer	Thorsgard
Erickson, K.	Hildebrand	Miedema	Tweten
Erickson, W.	Hilleboe	Miller, B.	Ulvedal
Fleming	Hoffner	Miller, E.	Wagner
Gackle	Jacobson	Moore	Walsh
Ganser	Jenkins	Murphy	Weber
Gengler	Johnson, H.	Mushik	Welder
Gerl	Johnson, K.	Olienyk	White
Giffey	Kieffer	Opedahl	Wilkie
Glaspey	Kingsbury	Patrick	Winge
Grant	Knudson	Raile	Mr. Speaker
Gronneberg	Lang	Raymond	
Absent and not voting:			
Backes	Dick	Peterson, R.	Strinden
Bunker	Peterson, J.	Shablow	

So the bill passed and the title was agreed to.

Senate Bill No. 2339. A Bill for an Act to amend and reenact section 60-02-11 of the North Dakota Century Code, relating to contents of scale tickets.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Halcrow	Larson, L.	Raymond
Atkinson	Haman	Laughlin	Reimers
Austin	Haugland	Lee	Rice
Berg	Hausauer, A.	Linderman	Rivinius
Boustead	Hausauer, R.	Livingston	Rocheleau
Boyum	Henning	Lundene	Rolfsrud
Brekke	Henry	McGauvran	Rundle
DeGroot	Hensrud	McGeehan	Sandness
DeKrey	Hentges	Mertens	Solberg
Dornacker	Herman	Metzger	Stoltenow
Dotzenrod	Hickle	Meyer	Stone
Eagles	Hildebrand	Miedema	Streibel
Erickson, K.	Hilleboe	Miller, B.	Tweten
Erickson, W.	Hoffner	Miller, E.	Ulvedal
Fleming	Jacobson	Moore	Wagner
Gackle	Jenkins	Murphy	Walsh
Ganser	Johnson, H.	Mushik	Weber
Gerl	Johnson, K.	Olienyk	Welder
Giffey	Kieffer	Opedahl	White
Glaspey	Kingsbury	Patrick	Wilkie
Grant	Knudson	Peterson, R.	Winge
Gronneberg	Lang	Raile	Mr. Speaker
Gunderson	Larson, G.		

Absent and not voting:

Backes	Dick	Peterson, J.	Strinden
Bunker	Gengler	Shablow	Thorsgard

So the bill passed and the title was agreed to.

Senate Bill No. 2345. A Bill for an Act to amend and reenact section 60-03-02 of the North Dakota Century Code, providing for a fee for a grain or hay buyer.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Halcrow	Larson, G.	Raile
Atkinson	Haman	Larson, L.	Reimers
Austin	Haugland	Laughlin	Rice
Berg	Hausauer, A.	Lee	Rivinius
Boustead	Hausauer, R.	Linderman	Rocheleau
Boyum	Henning	Livingston	Rolfsrud
Brekke	Henry	Lundene	Rundle
DeGroot	Hensrud	McGauvran	Sandness
DeKrey	Hentges	McGeehan	Solberg
Dornacker	Herman	Mertens	Stoltenow
Dotzenrod	Hickle	Metzger	Stone
Eagles	Hildebrand	Meyer	Streibel
Erickson, K.	Hilleboe	Miedema	Tweten
Erickson, W.	Hoffner	Miller, B.	Ulvedal
Fleming	Jacobson	Miller, E.	Wagner
Gackle	Jenkins	Moore	Walsh
Ganser	Johnson, H.	Murphy	Weber

Gerl	Johnson, K.	Mushik	Welder
Giffey	Kieffer	Olienyk	White
Glaspey	Kingsbury	Opedahl	Wilkie
Grant	Knudson	Patrick	Winge
Gronneberg	Lang	Peterson, J.	Mr. Speaker

Absent and not voting:

Backes	Gengler	Raymond	Strinden
Bunker	Gunderson	Shablow	Thorsgard
Dick	Peterson, R.		

So the bill passed and the title was agreed to.

Senate Bill No. 2386. A Bill for an Act to amend and reenact section 57-15-06.3 of the North Dakota Century Code relating to farm to market roads.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Halcrow	Larson, L.	Raymond
Atkinson	Haman	Laughlin	Reimers
Austin	Haugland	Lee	Rice
Berg	Hausauer, A.	Linderman	Rivinius
Boustead	Hausauer, R.	Livingston	Rocheleau
Boyum	Henning	Lundene	Rolfsrud
Brekke	Henry	McGauvran	Rundle
DeGroot	Hensrud	McGeehan	Sandness
DeKrey	Hentges	Mertens	Solberg
Dornacker	Herman	Metzger	Stoltenow
Dotzenrod	Hickle	Meyer	Stone
Eagles	Hildebrand	Miedema	Streibel
Erickson, K.	Hilleboe	Miller, B.	Tweten
Erickson, W.	Hoffner	Miller, E.	Ulvedal
Fleming	Jacobson	Moore	Wagner
Gackle	Jenkins	Murphy	Walsh
Ganser	Johnson, H.	Mushik	Weber
Gerl	Johnson, K.	Olienyk	Welder
Giffey	Kieffer	Opedahl	White
Glaspey	Kingsbury	Patrick	Wilkie
Grant	Knudson	Peterson, J.	Winge
Gronneberg	Lang	Raile	Mr. Speaker
Gunderson	Larson, G.		

Those voting in the negative were:

Backes

Absent and not voting:

Bunker	Gengler	Shablow	Thorsgard
Dick	Peterson, R.	Strinden	

So the bill passed and the title was agreed to.

Senate Bill No. 2391. A Bill for an Act to create and enact section 38-08-09.17 of the North Dakota Century Code, to provide for the unitized management, operation, and development of two or more pools or parts thereof separated vertically in one field; defining the term "unit source of supply."

Which has been read.

Rep. Gerl requested he be excused from voting on Senate Bill No. 2391, because of a personal interest.

Rep. Weber moved that Rep. Gerl be allowed to vote on Senate Bill No. 2391, which motion prevailed.

MOTION

Rep. Murphy moved that Senate Bill No. 2391 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2467. A Bill for an Act to amend and reenact subsection 1 of section 36-04-06 of the North Dakota Century Code, relating to bonds of livestock dealers and agents.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raile
Atkinson	Gunderson	Larson, L.	Raymond
Austin	Halcrow	Laughlin	Reimers
Backes	Haman	Lee	Rice
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfstrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henry	McGauvran	Sandness
DeGroot	Hensrud	McGeehan	Solberg
DeKrey	Hentges	Mertens	Stoltenow
Dornacker	Herman	Metzger	Stone
Dotzenrod	Hickle	Meyer	Streibel
Eagles	Hildebrand	Miedema	Tweten
Erickson, K.	Hilleboe	Miller, B.	Ulvedal
Erickson, W.	Hoffner	Miller, E.	Wagner
Fleming	Jacobson	Moore	Walsh
Gackle	Jenkins	Murphy	Weber
Ganser	Johnson, H.	Mushik	Welder
Gerl	Johnson, K.	Olienyk	White
Giffey	Kieffer	Opedahl	Wilkie
Glaspey	Kingsbury	Peterson, J.	Winge
Grant	Knudson	Peterson, R.	Mr. Speaker

Those voting in the negative were:

Patrick	Rivinius	Thorsgard
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Absent and not voting:

Bunker	Gengler	Lang	Strinden
Dick	Henning	Shablow	

So the bill passed and the title was agreed to.

Senate Bill No. 2491. A Bill for an Act to amend and reenact sections 60-03-01 and 60-03-04 of the North Dakota Century Code, relating to the definition of roving grain or hay buyers and the amount of the bond required thereof.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Raymond
Austin	Halcrow	Laughlin	Reimers
Backes	Haman	Lee	Rice
Berg	Haugland	Linderman	Rivinius
Boustead	Hausauer, A.	Livingston	Rocheleau
Boyum	Hausauer, R.	Lundene	Rolfstrud
Brekke	Henry	McGauvran	Rundle
DeGroot	Hensrud	McGeehan	Sandness
DeKrey	Hentges	Mertens	Solberg
Dornacker	Herman	Metzger	Stoltenow
Dotzenrod	Hickle	Meyer	Stone
Eagles	Hildebrand	Miedema	Streibel
Erickson, W.	Hilleboe	Miller, B.	Tweten
Fleming	Hoffner	Miller, E.	Ulvedal

Gackle	Jacobson	Moore	Wagner
Ganser	Jenkins	Murphy	Walsh
Gengler	Johnson, H.	Mushik	Weber
Gerl	Johnson, K.	Olienyk	Welder
Giffey	Kieffer	Opedahl	White
Glaspey	Kingsbury	Patrick	Wilkie
Grant	Knudson	Peterson, J.	Winge
Gronneberg	Larson, G.	Raile	Mr. Speaker

Those voting in the negative were:
Thorsgard

Absent and not voting:

Atkinson	Erickson, K.	Lang	Shablow
Bunker	Henning	Peterson, R.	Strinden
Dick			

So the bill passed and the title was agreed to.

Senate Bill No. 2502. A Bill for an Act to amend and reenact section 25-12-03 of the North Dakota Century Code, relating to the control of the south central mental health and retardation center.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 5; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Raymond
Atkinson	Gunderson	Larson, G.	Reimers
Austin	Halcrow	Larson, L.	Rice
Backes	Haman	Laughlin	Rivinius
Berg	Haugland	Lee	Rolfstrud
Boustead	Hausauer, A.	Linderman	Rundle
Boyum	Hausauer, R.	Livingston	Sandness
Brekke	Henry	Lundene	Solberg
DeGroot	Hensrud	McGauvran	Stoltenow
DeKrey	Hentges	McGeehan	Stone
Dornacker	Herman	Mertens	Streibel
Dotzenrod	Hickle	Meyer	Strinden
Eagles	Hildebrand	Miedema	Thorsgard
Erickson, K.	Hilleboe	Miller, B.	Tweten
Erickson, W.	Hoffner	Miller, E.	Ulvedal
Fleming	Jacobson	Mushik	Wagner
Ganser	Jenkins	Olienyk	Walsh
Gengler	Johnson, H.	Opedahl	Weber
Gerl	Johnson, K.	Patrick	White
Giffey	Kieffer	Peterson, J.	Wilkie
Glaspey	Kingsbury	Peterson, R.	Winge
Grant	Knudson	Raile	Mr Speaker

Those voting in the negative were:

Metzger	Murphy	Rocheleau	Welder
Moore			

Absent and not voting:

Bunker	Gackle	Henning	Shablow
Dick			

So the bill passed and the title was agreed to.

RECOGNITION

Rep. Stone announced that a former Representative was in the chambers, and requested that the House recognize former Rep. George Saumur, and Rep. Saumur was thereupon introduced to the House.

SECOND READING OF SENATE BILLS

Senate Bill No. 2110. A Bill for an Act to amend and reenact

sections 4-09-02, 4-09-03, 4-09-07, and 4-09-20 of the North Dakota Century Code, relating to the transfer of the state seed department.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Reimers
Atkinson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfsrud
Boustead	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dornacker	Herman	Meyer	Streibel
Dotzenrod	Hickle	Miedema	Strinden
Eagles	Hildebrand	Miller, B.	Thorsgard
Erickson, K.	Hilleboe	Miller, E.	Tweten
Erickson, W.	Hoffner	Moore	Ulvedal
Fleming	Jacobson	Murphy	Wagner
Gackle	Jenkins	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Weber
Gengler	Johnson, K.	Opedahl	Welder
Gerl	Kieffer	Patrick	White
Giffey	Kingsbury	Peterson, J.	Wilkie
Glaspey	Knudson	Raile	Winge
Grant	Lang	Raymond	Mr. Speaker
Gronneberg	Larson, G.		

Absent and not voting:

Bunker	Dick	Peterson, R.	Shablow
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So the bill passed and the title was agreed to.

Senate Bill No. 2206. A Bill for an Act to amend and reenact subsection 6 of section 50-09-01 of the North Dakota Century Code, relating to payments to adoptive families for children with special needs.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Raile
Atkinson	Halcrow	Larson, L.	Raymond
Austin	Haman	Laughlin	Reimers
Backes	Haugland	Lee	Rice
Berg	Hausauer, A.	Linderman	Rivinius
Boustead	Hausauer, R.	Livingston	Rocheleau
Boyum	Henning	Lundene	Rundle
Brekke	Henry	McGauvran	Sandness
DeGroot	Hensrud	McGeehan	Stoltenow
DeKrey	Hentges	Mertens	Stone
Dornacker	Herman	Metzger	Streibel
Dotzenrod	Hickle	Meyer	Strinden
Eagles	Hildebrand	Miedema	Thorsgard
Erickson, K.	Hilleboe	Miller, B.	Tweten
Erickson, W.	Hoffner	Miller, E.	Ulvedal

Fleming	Jacobson	Moore	Wagner
Gackle	Jenkins	Murphy	Walsh
Ganser	Johnson, H.	Mushik	Weber
Gengler	Johnson, K.	Olienyk	Welder
Gerl	Kieffer	Opedahl	White
Giffey	Kingsbury	Patrick	Wilkie
Glaspay	Knudson	Peterson, J.	Winge
Grant	Lang	Peterson, R.	Mr. Speaker
Gronneberg			
Absent and not voting:			
Bunker	Rolfsrud	Shablow	Solberg
Dick			

So the bill passed and the title was agreed to.

Senate Bill No. 2272. A Bill for an Act to amend and reenact section 40-45-09 of the North Dakota Century Code, relating to policemen's pensions and who may be retired.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 69; nays, 24; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Reimers
Atkinson	Haugland	Larson, L.	Rice
Austin	Hausauer, A.	Laughlin	Rivinius
Berg	Hausauer, R.	Lee	Rundle
Boustead	Henning	Livingston	Sandness
Brekke	Henry	Lundene	Stone
DeGroot	Hensrud	McGauvrán	Streibel
DeKrey	Hentges	McGeehan	Strinden
Dornacker	Herman	Mertens	Thorsgard
Eagles	Hildebrand	Metzger	Tweten
Erickson, K.	Hilleboe	Miller, B.	Ulvedal
Erickson, W.	Hoffner	Miller, E.	Wagner
Fleming	Jacobson	Moore	Walsh
Gackle	Jenkins	Mushik	Weber
Ganser	Kieffer	Peterson, J.	Wilkie
Gengler	Knudson	Peterson, R.	Winge
Gerl	Lang	Raymond	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Backes	Halcrow	Linderman	Patrick
Boyum	Haman	Meyer	Raile
Dotzenrod	Hickle	Miedema	Rocheleau
Giffey	Johnson, H.	Murphy	Stoltenow
Glaspay	Johnson, K.	Olienyk	Welder
Grant	Kingsbury	Opedahl	White

Absent and not voting:

Bunker	Rolfsrud	Shablow	Solberg
Dick			

So the bill passed and the title was agreed to.

Senate Bill No. 2286. A Bill for an Act to amend and reenact section 40-51.2-04 of the North Dakota Century Code, relating to excluding and disconnecting land within a city's limits.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Raymond
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Atkinson	Halcrow	Larson, L.	Rice
Austin	Haman	Laughlin	Rivinius
Backes	Haugland	Lee	Rocheleau
Berg	Hausauer, R.	Linderman	Rundle
Boyum	Henning	Livingston	Sandness
Brekke	Henry	Lundene	Solberg
DeGroot	Hensrud	McGauvran	Stoltenow
DeKrey	Hentges	McGeehan	Stone
Dornacker	Herman	Mertens	Streibel
Dotzenrod	Hickle	Metzger	Strinden
Eagles	Hildebrand	Meyer	Thorsgard
Erickson, K.	Hilleboe	Miedema	Tweben
Erickson, W.	Hoffner	Miller, B.	Ulvedal
Fleming	Jacobson	Miller, E.	Wagner
Gackle	Jenkins	Moore	Walsh
Ganser	Johnson, H.	Murphy	Weber
Gengler	Johnson, K.	Mushik	Welder
Gerl	Kieffer	Opedahl	White
Giffey	Kingsbury	Patrick	Wilkie
Glaspey	Knudson	Peterson, J.	Winge
Grant	Lang	Raile	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Boustead	Hausauer, A.	Olienyk
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Absent and not voting:

Bunker	Peterson, R.	Rolfsrud	Shablow
Dick	Reimers		

So the bill passed and the title was agreed to.

Senate Bill No. 2304. A Bill for an Act to amend and reenact subsections 1, 2, 3 and 4 of section 44-08-04 and subsection 1 of section 54-06-09 of the North Dakota Century Code, relating to travel expenses, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 10; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Grant	Kingsbury	Patrick
Atkinson	Gronneberg	Knudson	Peterson, J.
Austin	Gunderson	Lang	Peterson, R.
Backes	Halcrow	Larson, G.	Raile
Berg	Haman	Larson, L.	Raymond
Boustead	Haugland	Laughlin	Rivinius
Boyum	Hausauer, A.	Lee	Rocheleau
Brekke	Hausauer, R.	Linderman	Sandness
DeGroot	Henning	Livingston	Stoltenow
DeKrey	Henry	Lundene	Stone
Dornacker	Hensrud	McGauvran	Streibel
Dotzenrod	Hentges	McGeehan	Strinden
Eagles	Herman	Mertens	Thorsgard
Erickson, K.	Hickle	Metzger	Tweben
Erickson, W.	Hildebrand	Meyer	Ulvedal
Fleming	Hilleboe	Miedema	Wagner
Gackle	Hoffner	Miller, B.	Walsh
Ganser	Jacobson	Murphy	Weber
Gengler	Jenkins	Mushik	White
Gerl	Johnson, H.	Olienyk	Mr. Speaker
Giffey	Johnson, K.	Opedahl	

Those voting in the negative were:

Glaspey	Moore	Solberg	Wilkie
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Kieffer	Rice	Welder	Winge
Miller, E.	Rundle		
Absent and not voting:			
Bunker	Rolfstrud	Reimers	Shablow
Dick			

So the bill passed and the title was agreed to and the emergency clause was declared carried.

MOTION

Rep. Atkinson moved that Senate Bill No. 2354 be laid over one legislative day, which motion prevailed.

MOTIONS

Rep. Rundle moved that the title to Senate Bill No. 2389 be amended as follows:

Line 2, Page 1, delete "40-12-15" and insert in lieu thereof "40-22-15"
Which motion prevailed.

Rep. Rundle moved that the rules be suspended, and that Senate Bill No. 2389 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2389. A Bill for an Act to amend and reenact sections 40-22-09, 40-22-10, 40-22-11, 40-22-15, 40-22-18, 40-22-19 and 40-22-36, North Dakota Century Code, relating to improvement districts in municipalities, and changing procedures with respect thereto.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 79; nays, 14; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Grant	Kingsbury	Raymond
Atkinson	Gronneberg	Knudson	Reimers
Austin	Gunderson	Lang	Rivinius
Backes	Halcrow	Larson, G.	Rocheleau
Berg	Haman	Larson, L.	Rundle
Boustead	Haugland	Laughlin	Sandness
Boyum	Hausauer, A.	Lee	Stone
Brekke	Henning	Linderman	Streibel
DeGroot	Henry	Livingston	Strinden
DeKrey	Hensrud	Lundene	Thorsgard
Dornacker	Herman	McGauvran	Tweten
Dotzenrod	Hickle	McGeehan	Ulvedal
Eagles	Hildebrand	Mertens	Wagner
Erickson, K.	Hilleboe	Miedema	Walsh
Fleming	Hoffner	Miller, B.	Weber
Gackle	Jacobson	Miller, E.	Welder
Ganser	Jenkins	Moore	White
Gengler	Johnson, H.	Opedahl	Winge
Giffey	Johnson, K.	Patrick	Mr. Speaker
Glaspey	Kieffer	Peterson, J.	

Those voting in the negative were:

Erickson, W.	Meyer	Peterson, R.	Solberg
Gerl	Murphy	Raile	Stoltenow
Hentges	Mushik	Rice	Wilkie
Metzger	Olienyk		

Absent and not voting:

Bunker	Hausauer, R.	Rolfstrud	Shablow
Dick			

So the bill passed and the title was agreed to.

Senate Bill No. 2403. A Bill for an Act to amend and reenact section 39-22-09 of the 1969 Supplement to the North Dakota Century Code, relating to the reporting of used motor vehicle inventories, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Backes	Haman	Linderman	Rocheleau
Berg	Haugland	Livingston	Rundle
Boustead	Hausauer, A.	Lundene	Sandness
Boyum	Henning	McGauvran	Solberg
Brekke	Henry	McGeehan	Stoltenow
DeGroot	Hensrud	Mertens	Stone
DeKrey	Hentges	Metzger	Streibel
Dornacker	Herman	Meyer	Strinden
Dotzenrod	Hickle	Miedema	Thorsgard
Eagles	Hildebrand	Miller, B.	Tweten
Erickson, K.	Hilleboe	Miller, E.	Ulvedal
Erickson, W.	Hoffner	Moore	Wagner
Fleming	Jacobson	Mushik	Walsh
Gackle	Jenkins	Olienyk	Weber
Ganser	Johnson, H.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant	Larson, G.	Raymond	

Those voting in the negative were:

Johnson, K. Murphy

Absent and not voting:

Bunker Hausauer, R. Rolfsrud Shablow
Dick

So the bill passed and the title was agreed to and the emergency clause was declared carried.

MOTIONS

Rep. Dornacker moved that Senate Bill No. 2464 be laid over one legislative day, which motion prevailed.

Rep. Hilleboe moved that the House not concur on Senate amendments to House Bill No. 1208, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

Speaker Bier announced the appointment of the following to a Conference Committee on House Bill No. 1208:

Rep. Hensrud
Rep. Gunderson
Rep. Patrick

Speaker Bier announced the appointment of the following to a Conference Committee to serve with a like committee from the Senate on Senate Bill No. 2025:

Rep. Jenkins
Rep. Wagner
Rep H. Johnson

MOTIONS

Rep. Boustead moved that the House concur in the Senate amendments to House Bill No. 1434, which motion prevailed.

Rep. Boustead moved that the rules be suspended and that House Bill No. 1434 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1434. A Bill for an Act to amend and reenact section 39-04-44 of the 1969 supplement to the North Dakota Century Code relating to registration credits on destroyed vehicles.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays 5; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Halcrow	Laughlin	Rice
Atkinson	Haman	Lee	Rivinius
Austin	Haugland	Linderman	Rocheleau
Backes	Hausauer, R.	Livingston	Rolfsrud
Berg	Henning	Lundene	Rundle
Boustead	Henry	McGauvran	Sandness
Boyum	Hensrud	Mertens	Shablow
Brekke	Hentges	Metzger	Solberg
DeGroot	Herman	Meyer	Stoltenow
DeKrey	Hickle	Miedema	Stone
Dornacker	Hildebrand	Miller, B.	Streibel
Dotzenrod	Hilleboe	Miller, E.	Strinden
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Murphy	Ulvedal
Fleming	Jenkins	Mushik	Wagner
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	Welder
Giffey	Knudson	Peterson, J.	White
Grant	Lang	Peterson, R.	Winge
Gronneberg	Larson, G.	Raile	Mr. Speaker
Gunderson	Larson, L.	Raymond	

Those voting in the negative were:

Erickson, W.	Kingsbury	Thorsgard	Wilkie
Hausauer, A.			

Absent and not voting:

Bunker	Gerl	McGeehan	Reimers
Dick	Glaspey		

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, March 1, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2017
Senate Bill No. 2018
Senate Bill No. 2028
Senate Bill No. 2035
Senate Bill No. 2050
Senate Bill No. 2051
Senate Bill No. 2052
Senate Bill No. 2053
Senate Bill No. 2069
Senate Bill No. 2121

Senate Bill No. 2134
 Senate Bill No. 2137
 Senate Bill No. 2140
 Senate Bill No. 2149
 Senate Bill No. 2161
 Senate Bill No. 2177
 Senate Bill No. 2184
 Senate Bill No. 2209
 Senate Bill No. 2213
 Senate Bill No. 2220
 Senate Bill No. 2226
 Senate Bill No. 2232
 Senate Bill No. 2275
 Senate Bill No. 2291
 Senate Bill No. 2293
 Senate Bill No. 2336
 Senate Bill No. 2341
 Senate Bill No. 2357
 Senate Bill No. 2359
 Senate Bill No. 2360
 Senate Bill No. 2401
 Senate Bill No. 2402
 Senate Bill No. 2424
 Senate Bill No. 2429
 Senate Bill No. 2443
 Senate Bill No. 2506

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 1, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1059
 House Bill No. 1060
 House Bill No. 1061
 House Bill No. 1064
 House Bill No. 1108
 House Bill No. 1109
 House Bill No. 1121
 House Bill No. 1131
 House Bill No. 1189
 House Bill No. 1280
 House Bill No. 1293
 House Bill No. 1391
 House Bill No. 1409
 House Bill No. 1510
 House Concurrent Resolution No. 3023
 Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 1, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1320
 House Bill No. 1411
 House Bill No. 1432
 House Bill No. 1480
 House Concurrent Resolution No. 3005
 House Concurrent Resolution No. 3024
 House Concurrent Resolution No. 3030
 Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 1, 1971

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bills Nos. 2230 2269 and the President has appointed as a conference committee to act with a like committee from the House,

Senators:
Freed
Ringsak
Barth

To serve on House Bill No. 2230

Senators:
Jacobson
Wilhite
Christiansen

To serve on House Bill No. 2269

Very respectfully,
LEO LEIDHOLM, Secretary of Senate
Senate Chamber
Bismarck, March 1, 1971

Mr. Speaker: I have the honor to return:
House Bill No. 1307
Which the Senate has amended.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1307

Page 2 line 19 after "from" delete "subdivisions" and insert in lieu thereof "subdivisions"
Renumber lines accordingly.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, March 1, 1971

Mr. Speaker: I have the honor to inform you that the Senate requests the return of
House Bill No. 1029

Very respectfully,
LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, March 1, 1971

Mr. Speaker: I have the honor to transmit:
Senate Concurrent Resolution No. 4053
Senate Concurrent Resolution No. 4056
Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 1, 1971

Mr. President: I have the honor to return herewith the following,
Senate Bill No. 2409
Which the House has failed to pass.

ROY GILBREATH, Chief Clerk

MESSAGES TO THE SENATE

House Chamber
Bismarck, March 1, 1971

Mr. President: I have the honor to return:
Senate Bill No. 2015
Senate Bill No. 2173
Senate Bill No. 2196

Senate Bill No. 2242
Senate Bill No. 2256
Senate Bill No. 2257
Senate Bill No. 2284
Senate Bill No. 2292
Senate Bill No. 2317
Senate Bill No. 2376
Senate Bill No. 2382
Senate Bill No. 2400
Senate Bill No. 2416
Senate Bill No. 2510
Senate Bill No. 2511
Senate Concurrent Resolution No. 4015
Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 1, 1971

Mr. President: I have the honor to transmit:
House Concurrent Resolution No. 3086
Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 1, 1971

Mr. President: I have the honor to return:
Senate Bill No. 2065
Senate Bill No. 2200
Senate Bill No. 2243
Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 1, 1971

Mr. President: I have the honor to return:
Senate Bill No. 2203
Senate Bill No. 2297
Which the House has amended.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 1, 1971

Mr. President: I have the honor to return:
Senate Bill No. 2056
Senate Bill No. 2060
Senate Bill No. 2126
Senate Bill No. 2221
Senate Bill No. 2241
Senate Bill No. 2271
Senate Bill No. 2313
Senate Bill No. 2315
Senate Bill No. 2326
Senate Bill No. 2327
Senate Bill No. 2328
Senate Bill No. 2330
Senate Bill No. 2335
Senate Bill No. 2338
Senate Bill No. 2344
Senate Bill No. 2353
Senate Bill No. 2356
Senate Bill No. 2365
Senate Bill No. 2358

Senate Concurrent Resolution No. 4020
Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 1, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2240

Senate Bill No. 2261

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 1, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2106

Senate Bill No. 2164

Which the House has failed to pass.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 1019

House Bill No. 1031

House Bill No. 1041

House Bill No. 1078

House Bill No. 1087

House Bill No. 1107

House Bill No. 1155

House Bill No. 1173

House Bill No. 1178

House Bill No. 1179

House Bill No. 1180

House Bill No. 1198

House Bill No. 1204

House Bill No. 1215

House Bill No. 1216

House Bill No. 1223

House Bill No. 1227

House Bill No. 1241

House Bill No. 1243

House Bill No. 1245

House Bill No. 1249

House Bill No. 1268

House Bill No. 1300

House Bill No. 1366

House Bill No. 1369

House Bill No. 1472

House Bill No. 1505

House Bill No. 1530

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 1, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1019

House Bill No. 1031

House Bill No. 1041

House Bill No. 1078

House Bill No. 1087

House Bill No. 1107

House Bill No. 1155

House Bill No. 1173
 House Bill No. 1178
 House Bill No. 1179
 House Bill No. 1180
 House Bill No. 1198
 House Bill No. 1204
 House Bill No. 1215
 House Bill No. 1216
 House Bill No. 1223
 House Bill No. 1227
 House Bill No. 1241
 House Bill No. 1243
 House Bill No. 1245
 House Bill No. 1249
 House Bill No. 1268
 House Bill No. 1300
 House Bill No. 1366
 House Bill No. 1369
 House Bill No. 1472
 House Bill No. 1505
 House Bill No. 1530

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 1, 1971

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 1434

And refused to concur in the Senate amendment to:

House Bill No. 1208

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Representatives:

Hensrud
 Gunderson
 Patrick

Very respectfully,
 ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 1, 1971

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

Senate Bill No. 2025

Representatives:

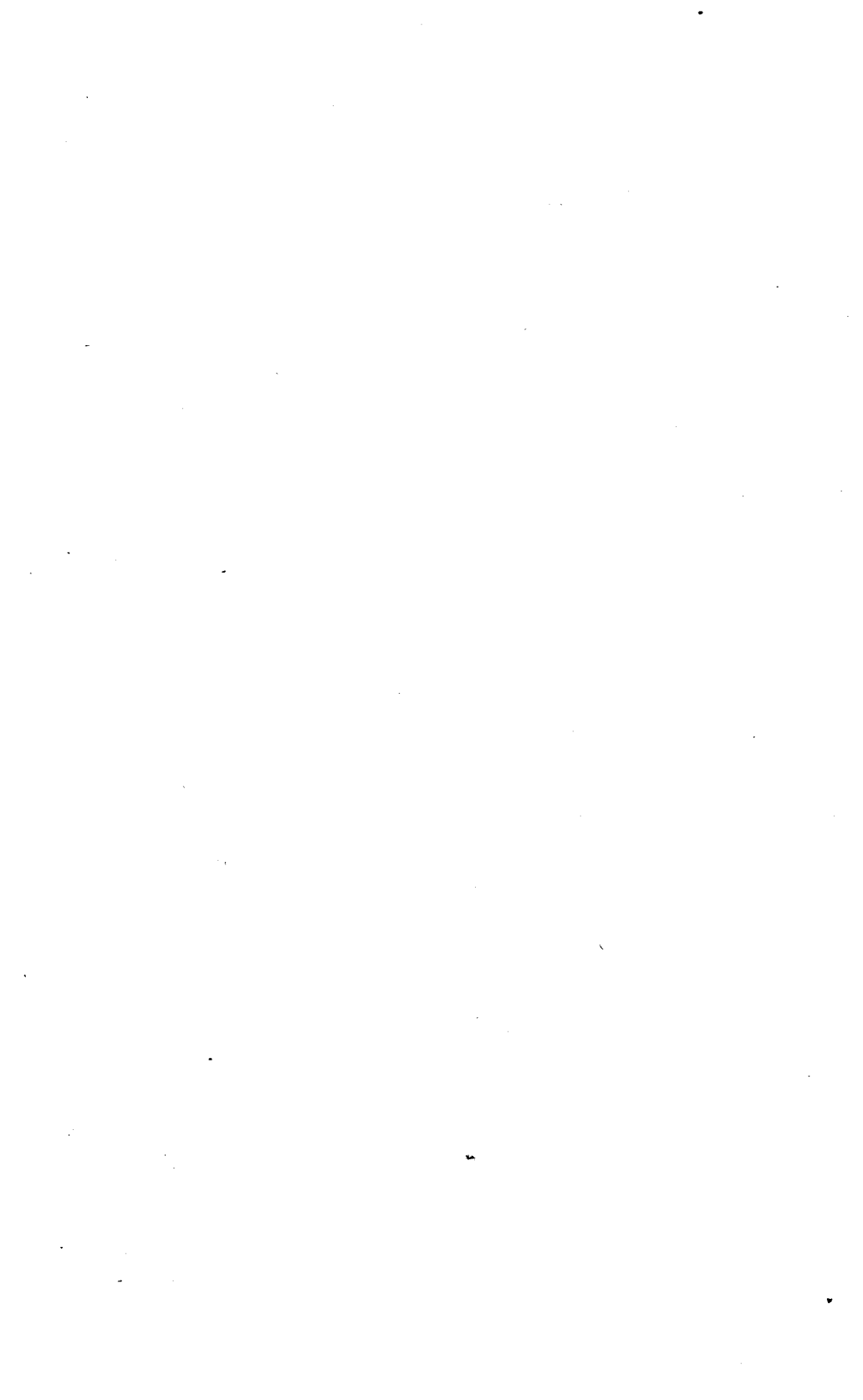
Jenkins
 Wagner
 H. Johnson

Very respectfully,
 ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Tuesday, March 2, 1971, which motion prevailed.

ROY GILBREATH, Chief Clerk



FORTY-EIGHTH DAY AFTER RECESS
AND FORTY-NINTH DAY

Bismarck, March 2, 1971

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bier presiding.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 2017
Senate Bill No. 2018
Senate Bill No. 2028
Senate Bill No. 2035
Senate Bill No. 2050
Senate Bill No. 2051
Senate Bill No. 2052
Senate Bill No. 2053
Senate Bill No. 2069
Senate Bill No. 2121
Senate Bill No. 2134
Senate Bill No. 2137
Senate Bill No. 2140
Senate Bill No. 2149
Senate Bill No. 2161
Senate Bill No. 2177
Senate Bill No. 2184
Senate Bill No. 2209
Senate Bill No. 2213
Senate Bill No. 2220
Senate Bill No. 2226
Senate Bill No. 2232
Senate Bill No. 2275
Senate Bill No. 2291
Senate Bill No. 2293
Senate Bill No. 2336
Senate Bill No. 2341
Senate Bill No. 2357
Senate Bill No. 2359
Senate Bill No. 2360
Senate Bill No. 2401
Senate Bill No. 2402
Senate Bill No. 2424
Senate Bill No. 2429
Senate Bill No. 2443
Senate Bill No. 2506

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 2, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2017
 Senate Bill No. 2018
 Senate Bill No. 2028
 Senate Bill No. 2035
 Senate Bill No. 2050
 Senate Bill No. 2051
 Senate Bill No. 2052
 Senate Bill No. 2053
 Senate Bill No. 2069
 Senate Bill No. 2121
 Senate Bill No. 2134
 Senate Bill No. 2137
 Senate Bill No. 2140
 Senate Bill No. 2149
 Senate Bill No. 2161
 Senate Bill No. 2177
 Senate Bill No. 2184
 Senate Bill No. 2209
 Senate Bill No. 2213
 Senate Bill No. 2220
 Senate Bill No. 2226
 Senate Bill No. 2232
 Senate Bill No. 2275
 Senate Bill No. 2291
 Senate Bill No. 2293
 Senate Bill No. 2336
 Senate Bill No. 2341
 Senate Bill No. 2357
 Senate Bill No. 2359
 Senate Bill No. 2360
 Senate Bill No. 2401
 Senate Bill No. 2402
 Senate Bill No. 2424
 Senate Bill No. 2429
 Senate Bill No. 2443
 Senate Bill No. 2506

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the amendments to Senate Bill No. 2002 as recommended by the Committee on Appropriations as printed on page 1038 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to Senate Bill No. 2011 as recommended by the Committee on Appropriations as printed on pages 1038 and 1039 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to Senate Bill No. 2016 as recommended by the Committee on Appropriations as printed on page 1039 of the House Journal be adopted, which motion prevailed.

Rep. Bunker moved that the amendments to Senate Bill No. 2063 as recommended by the Committee on Industry, Business and Labor as printed on pages 1031 through 1037 of the House Journal be adopted.

Rep. Bunker moved to dispense with the reading of the amendments to Senate Bill No. 2063, which motion prevailed.

The question then was on the motion of Rep. Bunker to adopt the amendments to Senate Bill No. 2063, which motion prevailed.

Rep. Rundle moved that the amendments to Senate Bill No. 2466 as recommended by the Committee on Political Subdivisions as printed on page 1038 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to Senate Bill No. 2486

as recommended by the Committee on Education as printed on page 1040 of the House Journal be adopted.

Rep. Raymond moved that the House dispense with the reading of the amendments to Senate Bill No. 2486, which motion prevailed.

The question then was on the motion of Rep. Knudson to adopt the amendments to Senate Bill No. 2486, which motion prevailed.

Rep. Reimers moved that the amendments to Senate Bill No. 2500 as recommended by the Committee on Appropriations as printed on page 1039 of the House Journal be adopted, which motion prevailed.

Rep. Rundle moved that the amendments to Senate Concurrent Resolution No. 4016 as recommended by the Committee on Political Subdivisions as printed on page 1042 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. Bunker moved that the House reconsider the action by which it adopted the Committee Report on Senate Bill No. 2354, which motion prevailed.

Rep. Bunker moved that Senate Bill No. 2354 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

Rep. Atkinson moved that the House reconsider the action by which it adopted the Committee Report on Senate Bill No. 2464, which motion prevailed.

Rep. Atkinson moved that Senate Bill No. 2464 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Rep. Boustead moved that the House reconsider the action by which it concurred in the Senate amendments to House Bill No. 1434, which motion prevailed.

Rep. Boustead moved that the House not concur on Senate amendments to House Bill No. 1434, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Knudson moved that Senate Bill No. 2042 be returned to the House from the Committee on Education, and re-referred to the Committee on Appropriations, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2211 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 3, of the engrossed bill, after the word "employer" insert the following: "**provided the position is of such a nature as to require security clearance**"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. KNUDSON, Chairman

Rep. Jacobson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2282 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 4 of the title of the engrossed bill, after the word "system" insert the following language: ", and to provide a legislative intent relating to prior service benefits for District Health Unit qualified employees"

On page 2 after line 27 insert the following language:

"SECTION 3. LEGISLATIVE INTENT.) It is the intent of the Legislative Assembly that employees coming into the plan by virtue of this Act shall be granted the same prior service benefits which

they would have received, had they enrolled under the original State Employee Retirement Act, provided that it is actuarially possible."

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Grant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2301 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2316 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. DeGroot moved that the report be adopted.

Rep. Strinden moved a substitute motion that Senate Bill No. 2316 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2368 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2418 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2477 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2492 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted.

Rep. Backes moved a substitute motion that Senate Bill No. 2492 be re-referred to the Committee on Finance and Taxation.

Rep. Backes requested a recorded roll call vote on the substitute motion to have Senate Bill No. 2492 re-referred to the Committee on Finance and Taxation.

ROLL CALL

The question being on the substitute motion to have Senate Bill No. 2492 re-referred to the Committee on Finance and Taxation, the roll was called and there were ayes, 49; nays, 49; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Gronneberg	Linderman	Patrick
Austin	Haman	Livingston	Rivinius
Backes	Haugland	Lundene	Rocheleau

DeGroot	Henry	McGauvran	Rolfsrud
Dotzenrod	Hensrud	McGeehan	Shablow
Erickson, K.	Hildebrand	Mertens	Solberg
Erickson, W.	Hoffner	Meyer	Stoltenow
Fleming	Jacobson	Miller, B.	Tweten
Gengler	Johnson, H.	Miller, E.	Walsh
Gerl	Kieffer	Mushik	Weber
Giffey	Knudson	Olienyk	Wilkie
Glaspey	Laughlin	Opedahl	Winge
Grant			

Those voting in the negative were:

Atkinson	Halcrow	Larson, G.	Rice
Berg	Hausauer, A.	Larson, L.	Rundle
Boustead	Hausauer, R.	Lee	Sandness
Boyum	Henning	Metzger	Stone
Brekke	Hentges	Miedema	Streibel
Bunker	Herman	Moore	Strinden
DeKrey	Hickle	Murphy	Thorsgard
Dick	Hilleboe	Peterson, J.	Ulvedal
Dornacker	Jenkins	Peterson, R.	Wagner
Eagles	Johnson, K.	Raile	Welder
Gackle	Kingsbury	Raymond	White
Ganser	Lang	Reimers	Mr. Speaker
Gunderson			

The motion failed.

The question then was on the motion of Rep. Boustead to adopt the committee report on Senate Bill No. 2492, which motion prevailed. Senate Bill No. 2492 was indefinitely postponed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2498 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Gackle moved that the report be adopted.

Rep. Boustead moved a substitute motion that Senate Bill No. 2498 be placed on the calendar, which motion failed.

The question then was on the motion of Rep. Gackle to adopt the Committee Report on Senate Bill No. 2498, which motion prevailed. Senate Bill No. 2498 was indefinitely postponed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2252 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted.

Rep. Moore moved a substitute motion that Senate Bill No. 2252 be placed on the calendar, which motion prevailed.

MOTIONS

Rep. Strinden moved that the House reconsider the action by which Senate Concurrent Resolution No. 4013 was indefinitely postponed, which motion prevailed.

Rep. Strinden moved that Senate Concurrent Resolution No. 4013 be placed on the calendar, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4013. A Concurrent Resolution requesting Congress to call a convention to amend the Constitution of the United States to provide for revenue sharing.

Which has been read.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 83; nays, 12; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Reimers
Austin	Gunderson	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfstrud
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Stone
DeGroot	Hensrud	Mertens	Streibel
DeKrey	Hentges	Metzger	Strinden
Dick	Herman	Meyer	Thorsgard
Dornacker	Hickle	Miller, B.	Tweten
Dotzenrod	Hildebrand	Miller, E.	Ulvedal
Eagles	Hoffner	Moore	Wagner
Erickson, K.	Jacobson	Murphy	Walsh
Erickson, W.	Johnson, H.	Olienyk	Weber
Gackle	Kieffer	Opedahl	Welder
Ganser	Kingsbury	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Mr. Speaker
Glaspey	Lang	Raile	

Those voting in the negative were:

Fleming	Halcrow	Patrick	Stoltenow
Gengler	Johnson, K.	Rundle	Wilkie
Gerl	Mushik	Solberg	Winge

Absent and not voting:

Hilleboe	Jenkins	Miedema
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So the Senate Concurrent Resolution was declared adopted.

Rep. Striebel moved the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-NINTH DAY

Bismarck, March 2, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. A. B. Meyer, Bismarck Reformed Church, Bismarck.

Roll was called, and all members were present except Rep. Anderson.

A quorum was declared by the Speaker.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-sixth day after recess, Forty-seventh day and Forty-eighth day, and finds the same to be correct.

REP. STONE, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Solberg moved that the following communication from Mrs. Kenneth Lowe be placed in the Journal, which motion prevailed.

MRS. KENNETH C. LOWE
718 North Fifth Street
Grand Forks, North Dakota
Telephone 2-3184

February 27, 1971

To the Members
of the House of Representatives
State of North Dakota
Capitol Building, Bismarck, N. D.

Greetings,

On behalf of myself and my family I should like to express thanks and appreciation for the many expressions of concern and sympathy from House members during the illness and after the death of Senator Kenneth C. Lowe. It has sustained and comforted us greatly to know that so many have shared our anxiety and grief.

Ken was devoted to the legislature and his service in the House and afterwards in the Senate were a source of pride and satisfaction to him from the beginning to the end. He prized highly the many friendships that developed from his association with men and women from all parts of the state. As all of you have come to realize there is a special fellowship between members of the legislative bodies that is unlike any other fraternity. Serving together here cements a bond that remains intact throughout the years. That he had to miss this session was the keenest disappointment to Ken and I am glad that he was able to make the short stay here early in January. It meant so much.

I expect to be at the capitol for the memorial service on Wednesday and hope to meet many of you personally at that time. With all good wishes and infinite gratitude, I remain

Sincerely,
Rosamond C. Lowe
Mrs. Kenneth C. Lowe
William, James and John Lowe
and Mrs. Patricia Pung

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2030 has had the same under consideration and recommends that the same be amended as follows:

Page 1, line 12, delete the figure "3,462,300.00" and insert in lieu thereof the figure "5,462,300.00"

Page 1, line 13, delete the figure "3,000,000.00" and insert in lieu thereof the figure "5,000,000.00"

Page 1, line 21, delete the figure "3,300,000.00" and insert in lieu thereof the figure "5,300,000.00"

Page 1, line 22, delete the figure "3,462,300.00" and insert in lieu thereof the figure "5,462,300.00"

Page 1, line 23, delete the figure "3,000,000.00" and insert in lieu thereof the figure "5,000,000.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The purpose of the amendment is to increase federal funds by two million dollars.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2036 has had the same under consideration and recommends that the same be amended as follows:

Page 1, line 23, delete all of the line.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The \$10,200 was deleted in accordance with Senate Bill No. 2315, action.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2260 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Kieffer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2351 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Miedema moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2431 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2432 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2433 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2434 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2435 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2437 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 19 place beginning triple parentheses before the second word "or"

On page 1, line 24 place ending triple parentheses after the word "mark" and before the period

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Moore moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2439 has had the same under consideration and rec-

ommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2456 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE BILLS

The Delayed Bills Committee at the request of Rep. Raymond introduced:

House Concurrent Resolution No. 3088. A Concurrent Resolution urging the State Department of Health to initiate and conduct a program of testing and immunizing for rubella.

Was read the first time and referred to the committee on Social Welfare.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

The Delayed Bills Committee at the request of Rep. Brekke introduced:

House Concurrent Resolution No. 3089. A Concurrent Resolution congratulating the Minot State College basketball and football teams on their fine seasons, and wishing the basketball team good luck in the district playoffs.

Was read the first time.

Rep. Streibel moved that the rules be suspended, that House Concurrent Resolution No. 3089 be not referred to committee, not printed as a bill but printed in the journal, and placed on second reading and final passage, which motion prevailed.

PAGE 1

HOUSE CONCURRENT RESOLUTION No. 3089

Introduced by Delayed Bills Committee

at the request of Rep. Brekke

1 A concurrent resolution congratulating the Minot State College
2 basketball and football teams on their fine seasons, and
3 wishing the basketball team good luck in the district playoffs.

4
5 WHEREAS, the Minot State College football team won the
6 North Dakota College Athletic Conference championship last
7 fall and represented this area in the National Association of
8 Intercollegiate Athletics national playoffs; and

9 WHEREAS, Minot State's basketball Beavers tied for the
10 NDCAC basketball title with Valley City State College and then
11 defeated Valley City in the NAIA District 12 semifinals; and

12 WHEREAS, the Beavers, if they win the District 12
13 championship game against a South Dakota opponent Tuesday,
14 March 2, will advance to the NAIA national tourney in Kansas
15 City, Missouri; and

16 WHEREAS, all the citizens of North Dakota share the pride
17 and sense of accomplishment for the achievements of Minot
18 State's athletic team this academic year, and recognize the
19 hard work and dedication to purpose that these accomplishments
20 represent;

21 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
21a REPRESENTATIVES
22 OF THE STATE OF NORTH DAKOTA, THE SENATE CON-
22a CURRING THEREIN:

23 That the Forty-second Legislative Assembly extends its
24 sincere congratulations to all of the athletes, coaches, and

PAGE 2

1 other officials at Minot State College who made these fine
2 athletic achievements possible, and that this Assembly extends
3 its best wishes to the Minot State College basketball team
4 for good luck in the NAIA District 12 championship game; and
5 **BE IT FURTHER RESOLVED**, that the Secretary of State
6 send copies of this resolution to the President of Minot
7 State College, to the Athletic Director at Minot State College,
8 and to the head coaches of the Minot State College football
9 and basketball teams.

SECOND READING OF
HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3089. A Concurrent Resolution congratulating the Minot State College basketball and football teams on their fine seasons, and wishing the basketball team good luck in the district playoffs.

Which has been read.

House Concurrent Resolution No. 3089 was adopted on a voice vote.

POINT OF PERSONAL PRIVILEGE

Rep. Stone: "I rise on a point of personal privilege and request that my remarks be printed in the Journal.

"In contemplating the Governor's vetoes of House Bills Nos. 1081 and 1136, two important points came to mind.

"First, it is accepted sound fiscal procedure for a finance officer to be audited by another auditor or an auditing board, of which he is not a member.

"Second, that by these vetoes, he has barred the State Treasurer, a woman, from serving on these boards.

"I hope that the Governor will consider both of these important points before he vetoes another bill."

SECOND READING OF SENATE BILLS

Senate Bill No. 2019. A Bill for an Act making an appropriation to the state board of public school education for the administration and supervision of grants for vocational agriculture, vocational home economics, office and distributive education, trade and industrial education, manpower development and training, rural area redevelopment, work study, local directors, state advisory council for vocational education, special needs programs, disadvantaged persons program, handicapped persons program, cooperative education, exemplary, research and educational professional development.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Haman	Lee	Rivinius
Atkinson	Haugland	Linderman	Rocheleau
Austin	Hausauer, A.	Livingston	Rolfstrud
Boustead	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dornacker	Herman	Meyer	Stone
Dotzenrod	Hickle	Miedema	Streibel
Eagles	Hildebrand	Miller, B.	Strinden

Erickson, K.	Hilleboe	Miller, E.	Thorsgard
Erickson, W.	Hoffner	Moore	Tweten
Fleming	Jacobson	Mushik	Ulvedal
Gackle	Jenkins	Olienyk	Wagner
Ganser	Johnson, H.	Opedahl	Walsh
Gengler	Kieffer	Patrick	Weber
Gerl	Knudson	Peterson, J.	Welder
Glaspey	Lang	Peterson, R.	White
Grant	Larson, G.	Raymond	Wilkie
Gronneberg	Larson, L.	Reimers	Winge
Gunderson	Laughlin	Rice	Mr. Speaker
Halcrow			

Those voting in the negative were:

Murphy	Raile		
Absent and not voting:			
Backes	Bunker	Giffey	Kingsbury
Berg	Dick	Johnson, K.	

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE

Rep. Murphy: "I would like to explain my vote.

"I am not against vocational education or any of these programs mentioned, but in these proposals in this fiscal year are research proposals submitted for research funds for identification of common content in courses offered by various vocational services at the secondary level; a proposal for farm management education record analysis systems; a proposal for skill and objective identification in vocational education which will enhance educational accountability through a planned-program-budgeting evaluation system; a comprehensive and cooperative program of follow-up, placement and job development services for North Dakota's Comprehensive Community Colleges; development of new vocational education curricula for new careers and occupations in North Dakota in the field of food processing technology; development of new vocational education curricula for new careers and occupations in North Dakota in the field of Environmental Science Technology; systems approach to innovation studies for youth; a project to determine the feasibility of two methods of disseminating resource material to vocational and technical teachers; development of new vocational education curricula for new careers and occupations in North Dakota in the field of Allied Health Occupations. This is why I voted as I did."

MOTIONS

Rep. Hilleboe moved that the House concur with the Senate amendments to House Bill No. 1307, which motion prevailed.

Rep. Hilleboe moved that the rules be suspended and that House Bill No. 1307 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1307. A Bill for an Act to create and enact subdivision c of subsection 5 of section 19-02.1-10 of the North Dakota Century Code relating to the misbranding of foods.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Reimers
Atkinson	Halcrow	Lee	Rice
Austin	Haman	Linderman	Rivinius
Berg	Haugland	Livingston	Rocheleau

Boustead	Hausauer, A.	Lundene	Rolfstrud
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
DeGroot	Henry	Mertens	Solberg
DeKrey	Hensrud	Metzger	Stoltenow
Dick	Hentges	Meyer	Stone
Dornacker	Herman	Miedema	Streibel
Dotzenrod	Hickle	Miller, B.	Strinden
Eagles	Hildebrand	Miller, E.	Thorsgard
Erickson, K.	Hilleboe	Moore	Tweten
Erickson, W.	Hoffner	Murphy	Ulvedal
Fleming	Jacobson	Mushik	Wagner
Gackle	Jenkins	Olienik	Walsh
Ganser	Johnson, H.	Opedahl	Weber
Gengler	Kieffer	Patrick	Welder
Gerl	Knudson	Peterson, J.	White
Glaspey	Lang	Peterson, R.	Wilkie
Grant	Larson, G.	Raile	Winge
Gronneberg	Larson, L.	Raymond	Mr. Speaker

Those voting in the negative were:

Rundle

Absent and not voting:

Backes Giffey Johnson, K. Kingsbury

Bunker

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 2139. A Bill for an Act to create and enact section 11-07-03.1 of the North Dakota Century Code, and to amend and reenact sections 11-07-03 and 11-11-02 of the North Dakota Century Code, to provide an additional method of redistricting counties and electing county commissioners.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 58; nays, 35; absent and not voting, 5.

Those voting in the affirmative were:

Austin	Gronneberg	Knudson	Peterson, J.
Backes	Gunderson	Lang	Reimers
Berg	Haugland	Larson, G.	Rocheleau
Brekke	Henning	Larson, L.	Rundle
DeGroot	Henry	Livingston	Sandness
DeKrey	Hensrud	Lundene	Streibel
Dornacker	Hentges	McGeehan	Strinden
Dotzenrod	Herman	Mertens	Tweten
Eagles	Hickle	Miedema	Ulvedal
Erickson, K.	Hildebrand	Moore	Walsh
Erickson, W.	Hilleboe	Murphy	Weber
Fleming	Hoffner	Mushik	White
Ganser	Jacobson	Olienik	Winge
Gerl	Jenkins	Opedahl	Mr. Speaker
Grant	Kieffer		

Those voting in the negative were:

Anderson	Halcrow	Meyer	Shablow
Atkinson	Haman	Miller, B.	Solberg
Boustead	Hausauer, A.	Miller, E.	Stoltenow
Boyum	Hausauer, R.	Patrick	Stone
Dick	Johnson, H.	Peterson, R.	Thorsgard
Gackle	Laughlin	Raile	Wagner
Gengler	Linderman	Rice	Welder
Giffey	McGauvran	Rivinius	Wilkie
Glaspey	Metzger	Rolfstrud	

Absent and not voting:

Bunker Kingsbury Lee Raymond
Johnson, K.

So the bill passed and the title was agreed to.

Speaker Bier called Rep. Boustead to the chair to preside.

SECOND READING OF SENATE BILLS

Senate Bill No. 2363. A Bill for an Act to amend and reenact section 30-14-10 of the North Dakota Century Code, relating to the report and account of guardians regarding the estate of a ward and the times at which such reports must be rendered.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Grant	Larson, L.	Reimers
Atkinson	Gronneberg	Laughlin	Rice
Austin	Gunderson	Linderman	Rivinius
Backes	Halcrow	Livingston	Rocheleau
Berg	Haman	Lundene	Rolfsrud
Boustead	Haugland	McGauvran	Rundle
Boyum	Hausauer, A.	McGeehan	Sandness
Brekke	Hausauer, R.	Mertens	Shablow
DeGroot	Henry	Metzger	Solberg
DeKrey	Hensrud	Meyer	Stoltenow
Dick	Hentges	Miedema	Stone
Dornacker	Herman	Miller, B.	Streibel
Dotzenrod	Hickle	Miller, E.	Strinden
Eagles	Hildebrand	Moore	Thorsgard
Erickson, K.	Hilleboe	Murphy	Tweten
Erickson, W.	Hoffner	Mushik	Ulvedal
Fleming	Jacobson	Olienik	Wagner
Gackle	Jenkins	Opedahl	Walsh
Ganser	Johnson, H.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Gerl	Knudson	Peterson, R.	Wilkie
Giffey	Lang	Raile	Winge
Glaspey	Larson, G.	Raymond	

Absent and not voting:

Bunker Johnson, K. Lee Mr. Speaker
Henning Kingsbury Weber

So the bill passed and the title was agreed to.

Senate Bill No. 2448. A Bill for an Act to state the circumstances in which a court should exercise jurisdiction which has been granted it by the defendant's consent, or should refrain from exercising existing jurisdiction because of an agreement by the parties that suit should be brought in another state.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Rice
Atkinson	Gunderson	Laughlin	Rivinius
Austin	Halcrow	Linderman	Rocheleau
Backes	Haman	Livingston	Rolfsrud
Berg	Haugland	Lundene	Rundle
Boustead	Hausauer, A.	McGauvran	Sandness

Boyum	Hausauer, R.	McGeehan	Shablow
Brekke	Henning	Mertens	Solberg
DeGroot	Henry	Metzger	Stoltenow
DeKrey	Hensrud	Meyer	Stone
Dick	Hentges	Miedema	Streibel
Dornacker	Herman	Miller, B.	Strinden
Dotzenrod	Hickle	Miller, E.	Thorsgard
Eagles	Hildebrand	Moore	Tweten
Erickson, K.	Hilleboe	Murphy	Ulvedal
Erickson, W.	Hoffner	Mushik	Wagner
Fleming	Jacobson	Olienyk	Walsh
Gackle	Jenkins	Opedahl	Weber
Ganser	Johnson, H.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Gerl	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Reimers	

Absent and not voting:

Bunker	Johnson, K.	Lee	Mr. Speaker
Giffey	Kingsbury	Raymond	

So the bill passed and the title was agreed to.

Senate Bill No. 2449. A Bill for an Act to amend and reenact sections 47-11-01 and 47-11-02 of the North Dakota Century Code, relating to the transfer of personal property by sale or exchange and interests in trusts, and to repeal sections 47-11-03, 47-11-04, and 47-11-05 of the North Dakota Century Code.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 3; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Haman	Lee	Rivinius
Atkinson	Haugland	Linderman	Rocheleau
Austin	Hausauer, A.	Livingston	Rolfsrud
Backes	Hausauer, R.	McGauvran	Rundle
Boustead	Henning	McGeehan	Sandness
Boyum	Henry	Mertens	Shablow
Brekke	Hensrud	Metzger	Solberg
DeGroot	Hentges	Meyer	Stoltenow
DeKrey	Herman	Miedema	Stone
Dick	Hickle	Miller, B.	Streibel
Dotzenrod	Hildebrand	Miller, E.	Strinden
Eagles	Hilleboe	Moore	Thorsgard
Erickson, W.	Hoffner	Murphy	Tweten
Fleming	Jacobson	Mushik	Ulvedal
Gackle	Jenkins	Olienyk	Wagner
Ganser	Johnson, H.	Opedahl	Walsh
Gengler	Kieffer	Patrick	Weber
Gerl	Knudson	Peterson, R.	Welder
Glaspey	Lang	Raile	White
Grant	Larson, G.	Reimers	Wilkie
Gronneberg	Larson, L.	Rice	Winge
Gunderson	Laughlin		

Those voting in the negative were:

Dornacker	Halcrow	Peterson, J.
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Absent and not voting:

Berg	Giffey	Kingsbury	Raymond
Bunker	Johnson, K.	Lundene	Mr. Speaker
Erickson, K.			

So the bill passed and the title was agreed to.

Senate Bill No. 2452. A Bill for an Act to amend and reenact section 15-22-02 of the North Dakota Century Code, relating to qualifications of the county superintendent.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 17; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Glaspey	Lang	Raymond
Atkinson	Grant	Larson, G.	Reimers
Austin	Halcrow	Larson, L.	Rice
Backes	Haman	Lee	Rocheleau
Boustead	Haugland	Linderman	Rolfsrud
Boyum	Hausauer, R.	Livingston	Sandness
Brekke	Henning	McGeehan	Solberg
DeGroot	Henry	Mertens	Streibel
Dick	Hensrud	Meyers	Strinden
Dornacker	Hentges	Miedema	Thorsgard
Dotzenrod	Herman	Miller, B.	Tweten
Eagles	Hickle	Moore	Ulvedal
Erickson, K.	Hildebrand	Murphy	Wagner
Erickson, W.	Hilleboe	Mushik	Walsh
Fleming	Hoffner	Olienyk	Weber
Gackle	Jenkins	Patrick	Welder
Ganser	Kieffer	Peterson, J.	White
Gengler	Kingsbury	Peterson, R.	Wilkie
Gerl	Knudson	Raile	Winge

Those voting in the negative were:

DeKrey	Johnson, H.	Metzger	Rundle
Gronneberg	Laughlin	Miller, E.	Shablow
Gunderson	Lundene	Opedahl	Stoltenow
Hausauer, A.	McGauvran	Rivinius	Stone
Jacobson			

Absent and not voting:

Berg	Giffey	Johnson, K.	Mr. Speaker
Bunker			

So the bill passed and the title was agreed to.

Senate Bill No. 2459. A Bill for an Act to amend and reenact section 41-09-49 of the North Dakota Century Code, relating to a secured party's right to take possession after default.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rivinius
Atkinson	Halcrow	Lee	Rocheleau
Austin	Haman	Linderman	Rolfsrud
Backes	Haugland	Livingston	Rundle
Boustead	Hausauer, A.	Lundene	Sandness
Boyum	Henning	McGauvran	Shablow
Brekke	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Mushik	Ulvedal
Erickson, W.	Jacobson	Olienyk	Wagner

Fleming	Jenkins	Opedahl	Walsh
Gackle	Johnson, H.	Patrick	Weber
Ganser	Kieffer	Peterson, J.	Welder
Gengler	Kingsbury	Peterson, R.	White
Gerl	Knudson	Raile	Wilkie
Glaspey	Lang	Raymond	Winge
Grant	Larson, G.	Reimers	Mr. Speaker
Gronneberg	Larson, L.	Rice	

Those voting in the negative were:
Miller, E. Murphy

Absent and not voting:

Berg	Giffey	Hausauer, R.	Johnson, K.
Bunker			

So the bill passed and the title was agreed to.

Speaker Bier returned to the Chair to preside.

SECOND READING OF SENATE BILLS

Senate Bill No. 2496. A Bill for an Act to amend and reenact section 15-47-05 of the 1969 Supplement to the North Dakota Century Code, relating to the qualifications of a school district clerk.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 73; nays, 22; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gunderson	Knudson	Peterson, R.
Atkinson	Halcrow	Larson, G.	Raymond
Austin	Haman	Larson, L.	Reimers
Berg	Haugland	Lee	Rice
Boustead	Hausauer, R.	Linderman	Rolfstrud
Boyum	Henning	Livingston	Sandness
Brekke	Henry	Lundene	Shablow
DeGroot	Hensrud	McGauvran	Stone
Dick	Hentges	McGeehan	Streibel
Dornacker	Herman	Mertens	Strinden
Dotzenrod	Hickle	Miedema	Thorsgard
Eagles	Hildebrand	Miller, B.	Ulvedal
Erickson, K.	Hilleboe	Moore	Walsh
Fleming	Hoffner	Murphy	Weber
Gackle	Jenkins	Mushik	White
Gengler	Johnson, H.	Olienyk	Wilkie
Giffey	Kieffer	Opedahl	Winge
Grant	Kingsbury	Peterson, J.	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Backes	Hausauer, A.	Patrick	Solberg
DeKrey	Jacobson	Raile	Stoltenow
Erickson, W.	Lang	Rivinius	Tweten
Ganser	Laughlin	Rocheleau	Wagner
Gerl	Metzger	Rundle	Welder
Glaspey	Meyer		

Absent and not voting:

Bunker	Johnson, K.	Miller, E.
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So the bill passed and the title was agreed to.

Senate Bill No. 2391. A Bill for an Act to create and enact section 38-08-09.17 of the North Dakota Century Code, to provide for the unitized management, operation, and development of two or more pools or parts thereof separated vertically in one field; defining the term "unit source of supply."

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Reimers
Austin	Halcrow	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfsrud
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hensrud	Mertens	Stoltenow
Dick	Hentges	Metzger	Stone
Dornacker	Herman	Meyer	Streibel
Dotzenrod	Hickle	Miedema	Strinden
Eagles	Hildebrand	Miller, B.	Thorsgard
Erickson, K.	Hilleboe	Moore	Tweten
Erickson, W.	Hoffner	Murphy	Ulvedal
Fleming	Jacobson	Mushik	Wagner
Gackle	Jenkins	Olienyk	Walsh
Ganser	Johnson, H.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Grant	Lang	Raile	Mr. Speaker

Those voting in the negative were:

Rundle

Absent and not voting:

Bunker	Johnson, K.	Miller, E.	Weber
Glaspey			

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4019. A Concurrent Resolution urging the appropriate federal agencies to undertake a feasibility study relative to the development and improvement of the Missouri River for the purpose of utilizing that waterway for barge traffic and other navigational purposes.

Was read the second time.

The question being on the final adoption of the resolution. So the Senate Concurrent Resolution was declared adopted on a voice vote.

Rep. Reimers requested that his remarks regarding Senate Concurrent Resolution No. 4019 be printed in the Journal.

Rep. Reimers:

"Mr. Speaker: There appears to be no question that the marketing system in the upper great plains as it particularly applies to agricultural products is in serious need for study and evaluation. In North Dakota, this really boils down to a close look at our distribution system because the life of the agricultural marketing plant in our state is highly dependent upon a responsible transportation network. This examination can take one or both of two directions (1) to examine ways to improve the existing system and (2) to take a hard look at alternatives to the existing system (water transportation being one of those alternative systems).

"Just how dependent is our major industry — agriculture — upon transportation? Research shows that in 1969 railroads and commercial trucks hauled slightly more than 11 million tons of grains, livestock, milk and cream, potatoes, and sugar beets. Farmers re-

ceived about \$630 million from the market (not including government payments of several kinds) for selling it and railroads and motor carriers received slightly more than \$90 million to haul it. In other words, about 13% of the value of the North Dakota product delivered someplace else is composed of a transportation cost.

"We are primarily an exporting state and are **highly** dependent upon the transportation industry to survive and grow. It seems like survival and growth of North Dakota would be of paramount interest to the transportation industry and particularly the railroads that serve us. Obviously, our growth eventually becomes their growth through increased business.

"Let's briefly examine the status of this major industry of ours — agriculture — with regards to railroads. First we can pretty much ignore the livestock industry as far as railroads are concerned. Trucks haul about 96 percent of all livestock to market.

"Let's look at our major product — crops. Income from marketing crops 1965 through 1969 increased from \$438 million to \$476 million (plus \$38 million) an increase of 8.6 percent. In the meantime the cost of living was increasing by 17.8 percent (**twice as fast as income** from North Dakota's income from crops), so that North Dakota farmers had less purchasing power in 1969 than in 1965!

"If that is not convincing evidence of the trouble in agriculture — how about this? From 1963 through 1970 the rail transportation costs per acre for barley increased about 40 percent while the growing revenue per acre declined slightly more than eight percent. The transportation costs per acre for wheat 1963 through 1970 increased about 33 percent while revenue per acre (including certificates) was increasing a little less than nine percent. Most of us are familiar with the fact that railroads had rate increases amounting to about 30 plus percent since 1960. Obviously, railroads fared much better in the economy than farmers did!

"In testimony for rate increases, they stated "Some of the most hard pressed carriers in the west are heavily dependent upon revenue from grain and grain products. This includes the Milwaukee Road, the Rock Island, and the Northwestern." In 1969 only 7.8 percent of Western Rail Carriers gross revenues were from hauling grains. How can they be so 'heavily dependent' on revenue from grain and grain products? Further, the rail testimony on grain and grain products never mentions the problems of the railroads that serve North Dakota. How can they (the BN and the Soo) use the troubles of the Milwaukee, Northwestern, and Rock Island as an excuse for raising their rates on grain?

"Let's ask another question. What are North Dakota railroads doing for the North Dakota Grain farmer? The first obvious question is 'Have they reduced any rates?' The answer is no! Why not? Because they don't have to! Why? Because there isn't sufficient competition to merit rate reductions! In many other parts of the country rates on grain are reduced significantly when trucks and barges demonstrate an effective ability to take traffic away from railroads. Railroads have historically reduced rates in the face of barge competition and truck competition. The Southern railroad reduced rates drastically in the face of both kinds of competition several years ago by simply introducing more efficiency into their operations (the high capacity covered hopper car — known as 'Big John' — was introduced by the Southern as a basis for reducing rates). The Illinois Central reduced rates substantially by simply increasing the utilization of the hopper car (turning it around faster or loading it more times per year) through the unit train concept. Other railroads have since followed suit. Railroads serving the lower great plains states have **consistently offered lower rates for export of wheat** than our railroads have.

"Research recently completed at Nebraska shows that rail rates on wheat from North Dakota **contributed a greater margin of return to**

railroad overhead costs than wheat rates from any other wheat producing state. In other words, rates paid by North Dakota shippers provide more net profit for North Dakota railroads than do the rates paid by shippers from other states.

"In the face of this, have the railroads solved the boxcar shortage problem? That question hardly needs answering. We have all seen rail service deteriorate and the boxcar shortage story is and has been a perennial and increasing problem for many years. As early as 1907 the ICC held extensive hearings on freight car shortages. One thing we know for certain is that the proportion of the total capacity of the rail car fleet available for grain hauling has declined from 47 percent in 1902 to about 25 percent today. Obviously the decision over the years to reduce the grain carrying capacity of the fleet was a decision made by railroad management with the help of the ICC, not by grain farmers. Furthermore, the fact that boxcars are loaded fewer times per year now than in 1956 which increases the cost of handling the car is not the fault of grain farmers (more than likely the result of providing less and less available service. And yet the ICC concluded in a study it made of the boxcar situation between January 1968 and January 1969 that for every car ordered by shippers in the midwest there were three boxcars and covered hopper cars available someplace in the midwest. There really wasn't a shortage, but rather there was gross maldistribution! Further, they stated, "even in regions where the supplying of a type of car to fill shippers requests involved the greatest delay, availability in general was at least 'twice the current orders.'

"In other words, there really wasn't a shortage, but there was a great deal of 'bad management.' And yet, rail testimony on the need for increased rail rates on grain in 1970 said '... railroads must improve their equipment supply to handle the traffic presently being offered.' I submit to you, that the interstate commerce commission is a tool of the railroads, and not of the people.

"I'm not sure the railroads need the additional capital in any case. There is evidence that in several cases, stockholders equity has been increasing while operating reserves are being depleted. The testimony of one opponent to the recent rail rate increase suggested that there appears good evidence that many railroads were plowing retained earnings into stockholders dividends instead of into maintenance and technology. The request for rate increases then were merely to ask shippers to supply low — zero cost capital — for railroad investment purposes through higher freight rates. It's an interesting argument!

"Have we earned this treatment? Hardly! The railroads as a whole received about 182 million acres in land grants from federal and state government to help defray the costs of construction. The Northern Pacific Railway (now part of the BN) received the largest grant — 41 million acres.

"In several cases, the sale of this land to settlers, etc., did not cover the cost of construction. But, however, it has been estimated that the cost of construction of Northern Pacific was about \$67 million. Receipt from sale of lands up to December 31, 1927, by the NP amounted to \$138 million or about 2.7 times what it cost to build the railroad and then they didn't sell all the land!

"How do we treat them taxwise? In terms of property taxes, railroads in North Dakota rank about 40th in the nation relative to the amount paid per mile of railroad in the state. Surely that cannot be considered ill treatment! A study made at North Dakota State University by the transportation institute shows that in 16 north-central North Dakota counties, the total taxable value of all rail branch lines in 1968 was 1.64 percent of the total taxable value of all property. In no case are railroads overburdened with a heavy tax load for support of local services.

"What of the future? Well, there are some population experts

who are saying we may be 100 million more people in this country by the year 2000. This of course, will mean great pressures on the farmers of the country to produce more food and the transportation systems to get it to the urban centers they will be living in. There is no doubt that the farmers of North Dakota are capable of producing a great deal more food than we are now doing. But are the railroads and trucks capable of hauling more? It appears that railroads are having a difficult time managing their problems in 1970. Are they capable of handling additional pressure? At this stage it doesn't seem likely. Although motor carriers have so far done a commendable job in taking up the slack, it is doubtful that they can absorb North Dakota's share of the food production of 100 million more people. We must look to alternatives such as water transportation if we are going to continue as a major supplier of high quality food products."

FIRST READING OF SENATE BILLS

Senate Concurrent Resolution No. 4053. A Concurrent Resolution requesting local levels of State Government to assume responsibility in controlling the development of flood plains.

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

Senate Concurrent Resolution No. 4056. A Concurrent Resolution directing a study by the State Health Council to determine the feasibility of implementing multiphasic screening for detection of early disease.

Which was read the first time and referred to the Committee on Social Welfare.

ANNOUNCEMENT OF CONFERENCE COMMITTEES

Speaker Bier announced the appointment of the following Conference Committees:

On Senate Bill No. 2154:

Reps. K. Johnson, Boustead and Weber

On Senate Bill No. 2230:

Reps. Atkinson, Moore and Lundene

On Senate Bill No. 2269:

Reps. Ganser, Stoltenow and Glaspey

On House Bill No. 1434:

Reps. Boustead, Boyum and Wilkie

MESSAGE FROM THE GOVERNOR

Pursuant to your request of February 26, 1971, I am returning to you House Bill No. 1029.

Sincerely yours,
WILLIAM L. GUY
Governor

Received by:
E. CRANDELL
Sergeant-at-Arms

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, March 2, 1971

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 2297 refused to concur in the House amendment to Senate Bill No. 2203 and the President has appointed as a conference committee to act with a like committee from the House,

Senators:
Freed
Page

Gronhovd

Very respectfully,
LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber
Bismarck, March 2, 1971

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, on Senate Bill No. 2269

Representatives:
Ganser
Stoltenow
Glaspey

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 2, 1971

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, on Senate Bill No. 2154

Representatives:
K. Johnson
Boustead
Weber

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 2, 1971

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 1307.

Very respectfully,
ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, March 2, 1971

Mr. Speaker: I have the honor to transmit:
Senate Concurrent Resolution No. 4037
Senate Concurrent Resolution No. 4055
Senate Concurrent Resolution No. 4072
Senate Concurrent Resolution No. 4075
Senate Concurrent Resolution No. 4078
Senate Concurrent Resolution No. 4082

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, March 2, 1971

Mr. Speaker: I have the honor to return:
House Bill No. 1019
House Bill No. 1031
House Bill No. 1041
House Bill No. 1078
House Bill No. 1087
House Bill No. 1107
House Bill No. 1155
House Bill No. 1173
House Bill No. 1178
House Bill No. 1179

House Bill No. 1180
 House Bill No. 1198
 House Bill No. 1204
 House Bill No. 1215
 House Bill No. 1216
 House Bill No. 1223
 House Bill No. 1227
 House Bill No. 1241
 House Bill No. 1243
 House Bill No. 1245
 House Bill No. 1249
 House Bill No. 1268
 House Bill No. 1300
 House Bill No. 1366
 House Bill No. 1369
 House Bill No. 1472
 House Bill No. 1505
 House Bill No. 1530

Which the President has signed.

LEO LEIDHOLM, Secretary
 Senate Chamber
 Bismarck, March 2, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1018

House Bill No. 1022

Which the Senate has amended.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1018

On page 1, line 14 delete the figure "68,000.00" and insert in lieu thereof the figure "88,000.00"

On page 1, line 22 delete the figure "65,000.00" and insert in lieu thereof the figure "85,000.00"

On page 1, line 23 delete the figure "68,000.00" and insert in lieu thereof the figure "88,000.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The intent of the amendments is to restore \$20,000.00 for additional scholarships.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1022

On page 1, line 11 delete the figure "599,370.00" and insert in lieu thereof the figure "624,370.00"

On page 1, after line 20 add the following new line:

"20a Upper Great Plains Transportation Institute 25,000.00"

On page 1, line 22 delete the figure "599,370.00" and insert in lieu thereof the figure "624,370.00"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The intent of the amendments is to add up to \$25,000.00 for a specific grant to the Upper Great Plains Transportation Institute at the discretion of the Wheat Commission.

LEO LEIDHOLM, Secretary
 Senate Chamber
 Bismarck, March 2, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1513

Which the Senate failed to pass.

LEO LEIDHOLM, Secretary
 Senate Chamber
 Bismarck, March 2, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1005
 House Bill No. 1006
 House Bill No. 1012
 House Bill No. 1021
 House Bill No. 1032
 House Bill No. 1042
 House Bill No. 1054
 House Bill No. 1058
 House Bill No. 1065
 House Bill No. 1110
 House Bill No. 1159
 House Bill No. 1164
 House Bill No. 1174
 House Bill No. 1183
 House Bill No. 1269
 House Bill No. 1275
 House Bill No. 1342
 House Bill No. 1353
 House Bill No. 1364
 House Bill No. 1413
 House Bill No. 1421
 House Bill No. 1435
 House Bill No. 1439
 House Bill No. 1441
 House Bill No. 1442
 House Bill No. 1444
 House Bill No. 1508
 House Bill No. 1556
 House Concurrent Resolution No. 3058
 Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary
 House Chamber
 Bismarck, March 2, 1971

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, on

Senate Bill No. 2230
 Representatives:
 Atkinson
 Moore
 Lundene

Very respectfully,
 ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1019
 House Bill No. 1031
 House Bill No. 1041
 House Bill No. 1078
 House Bill No. 1087
 House Bill No. 1107
 House Bill No. 1155
 House Bill No. 1173
 House Bill No. 1178
 House Bill No. 1179
 House Bill No. 1180
 House Bill No. 1198
 House Bill No. 1204
 House Bill No. 1215
 House Bill No. 1216
 House Bill No. 1223

House Bill No. 1227
House Bill No. 1241
House Bill No. 1243
House Bill No. 1245
House Bill No. 1249
House Bill No. 1268
House Bill No. 1300
House Bill No. 1366
House Bill No. 1369
House Bill No. 1472
House Bill No. 1505
House Bill No. 1530

Were delivered to the Governor for his approval at the hour of 3:07 o'clock p.m., March 2, 1971.

REP. MIEDEMA, Chairman

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Wednesday, March 3, 1971, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-NINTH DAY AFTER RECESS
AND FIFTIETH DAY

Bismarck, March 3, 1971

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bier presiding.

CONSIDERATION OF AMENDMENTS

Rep. Knudson moved that the amendments to Senate Bill No. 2211 as recommended by the Committee on Education as printed on page 1071 of the House Journal be adopted, which motion prevailed.

Rep. Bunker moved that the amendments to Senate Bill No. 2282 as recommended by the Committee on Industry, Business and Labor as printed on pages 1071 and 1072 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2289 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Dotzenrod moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2302 has had the same under consideration and recommends that the same be amended as follows:

On line 16 of the engrossed bill after the third comma insert the word "or"

On line 17 of the engrossed bill delete the words "or dangerous drugs"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2373 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2379 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. DeKrey moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF
SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4037. A Concurrent Resolution relating to the intent of the Legislative Assembly in the allocation of monies appropriated for salaries of employees of the State.

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

Senate Concurrent Resolution No. 4055. A Concurrent Resolution urging the United States Congress to appropriate adequate funds to speed the development of the science of magneto-hydro-dynamics (MHD) electrical power generation.

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

Senate Concurrent Resolution No. 4072. A Concurrent Resolution urging the Congress and the Secretary of Transportation to take action to ensure continued rail passenger service along the former Northern Pacific Railroad route and Great Northern route.

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

Senate Concurrent Resolution No. 4075. A Concurrent Resolution urging the Department of the Interior to ensure that the Bureau of Sport Fisheries and Wildlife operate according to its agreements and contracts.

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

Senate Concurrent Resolution No. 4078. A Concurrent Resolution urging the Congress of the United States to enact legislation permitting States to disclose information relative to assistance received by welfare recipients.

Was read the first time and referred to the Committee on Social Welfare.

FIRST READING OF A
SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4082. A Concurrent Resolution thanking the North Dakota Congressional Delegation for its courtesies to the North Dakota group during its conferences in Washington and thanking the President for the time spent with the North Dakotans.

Was read the first time.

Representative Streibel moved that the rules be suspended, that Senate Concurrent Resolution No. 4082 be not referred to committee, be printed in the journal, and placed on second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION No. 4082

Introduced by Senators Longmire, Christensen, Forkner, Holand,
Kautzmann, Sanstead, Sorlie, Wenstrom

1 A Concurrent Resolution thanking the North Dakota Congress-
1a sional

2 Delegation for its courtesies to the North Dakota group during
3 its conferences in Washington and thanking the President for
4 the time spent with the North Dakotans.

5

6 WHEREAS, a delegation of 27 North Dakota legislators
7 and state officials made a two-day visit to Washington, D. C.,
8 February 22-23, 1971, to confer with federal officials and
9 the President on programs affecting North Dakota; and

10 WHEREAS, Senators Milton Young and Quentin Burdick,
11 and Representatives Mark Andrews and Arthur Link, in spite of
12 many pressing duties, conferred extensively with the North
13 Dakota group and were very helpful and courteous; and

14 WHEREAS, Senator Young arranged meetings with officials
15 of the Department of Health, Education, and Welfare; the
16 Law Enforcement Assistance Administration; and the President;
17 and

18 WHEREAS, the North Dakotans were particularly honored
19 to have the opportunity to meet and discuss matters with
20 President Nixon; and

21 WHEREAS, the knowledge and information gained by the
22 conferences will be of inestimable value to the legislators
23 and officials in making decisions, and hence will be of
24 great value to North Dakota and its citizens;

PAGE No. 2

1 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE
1a OF THE
2 STATE OF NORTH DAKOTA, THE HOUSE OF
2a REPRESENTATIVES
3 CONCURRING THEREIN:

4 That the Forty-second Legislative Assembly extends
5 its sincere thanks to Senators Milton Young and Quentin
6 Burdick, and Representatives Mark Andrews and Arthur Link,
7 for their assistance and courtesies to the North Dakota
8 delegation while it was in Washington; and

9 BE IT FURTHER RESOLVED, that the Forty-second
9a Legislative

10 Assembly extends special thanks and appreciation to President
11 Nixon for taking time from his busy schedule to confer with
12 the North Dakotans; and

13 BE IT FURTHER RESOLVED, that the Secretary of State
14 send copies of this resolution to members of the North Dakota
15 Congressional Delegation and to the President of the United
16 States.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4082. A Concurrent Resolution thanking the North Dakota Congressional Delegation for its courtesies to the North Dakota group during its conferences in Washington and thanking the President for the time spent with the North Dakotans.

Was read the second time.

So Senate Concurrent Resolution No. 4082 was adopted on a voice vote.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2141 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Lee moved that the report be adopted.

Rep. Hoffner moved a substitute motion that Senate Bill No. 2141 be placed on the calendar, which motion failed on a division vote.

The question then was on the motion of Rep. Lee to adopt the committee report on Senate Bill No. 2141, which motion prevailed. Senate Bill No. 2141 was indefinitely postponed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2007 has had the same under consideration and recommends that the same be amended as follows:

Page 2, line 28, delete the figure "150,000.00" and insert in lieu thereof the figure "100,000.00"

Page 3, line 5, delete the figure "11,000.00" and insert in lieu thereof the figure "4,000.00"

Page 3, line 6, delete the figure "4,000.00" and insert in lieu thereof the figure "1,000.00"

Page 3, line 7, delete the figure "15,000.00" and insert in lieu thereof the figure "5,000.00"

Page 3, line 10, delete the figure "900.00" and insert in lieu thereof the figure "1,500.00"

Page 3, line 11, delete the figure "200.00" and insert in lieu thereof the figure "800.00"

Page 3, line 12, delete the figure "50.00" and insert in lieu thereof the figure "100.00"

Page 3, line 13, delete the figure "1,150.00" and insert in lieu thereof the figure "2,400.00"

Page 4, after line 19, add the following:

"INTERSTATE OIL COMPACT COMMISSION"	
Fees and Services	\$ 2,500.00
Total	\$ 2,500.00"

Page 4, line 20, delete the figure "643,480.00" and insert in lieu thereof the figure "587,230.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The amounts for Sabbatical Leave and for Educational Broadcasting were decreased to what the committee felt was sufficient funds for operating. The figures were increased in the Athletic Commission in order to provide for two men to check tickets. This will be under the officer of Secretary of State. The interstate Oil Commission was added to provide for their national convention to be held in Bismarck this summer.

REP. REIMERS, Chairman

Rep. Olienyk moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2283 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. McGeehan moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2310 has had the same under consideration and recommends that the same do pass.

REP. SANDNESS, Vice Chairman

Rep. Gerl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2342 has had the same under consideration and recommends that the same do pass.

REP. SANDNESS, Vice Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2404 has had the same under consideration and recommends that the same do pass.

REP. SANDNESS, Vice Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2446 has had the same under consideration and recommends that the same do pass.

REP. SANDNESS, Vice Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 4012 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Patrick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 4071 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2076 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2178 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 18, of the engrossed bill, delete the following:

"not to exceed one year" and insert in lieu thereof the following:
"to be approved annually by the superintendent of public instruction"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. K. KNUDSON, Chairman

Rep. G. Larson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2324 has had the same under consideration and recommends that the same do pass.

REP. K. KNUDSON, Chairman

Rep. G. Larson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2332 has had the same under consideration and recommends that the same do pass.

REP. K. KNUDSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2445 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. KNUDSON, Chairman

Rep. Hildebrand moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2494 has had the same under consideration and recommends that the same do pass.

REP. K. KNUDSON, Chairman

Rep. Fleming moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2503 has had the same under consideration and recommends that the same do pass.

REP. K. KNUDSON, Chairman

Rep. Hildebrand moved that the report be adopted, which motion prevailed and the report was adopted.

RECOGNITION

Speaker Bier announced that a former Representative and former Senator was in the chambers, and requested that the House recognize former Rep. Herbert Meschke, and Rep. Meschke was thereupon introduced to the House.

MOTIONS

Rep. Reimers moved that House Bill No. 1029 be returned to the Senate as requested, which motion prevailed.

Rep. Reimers moved that Senate Bill No. 2036 be re-referred to the Committee on Appropriations, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2002. A Bill for an Act to appropriate money for the expenses of the educational departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriations shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 8; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Peterson, R.
Atkinson	Gunderson	Larson, G.	Raymond
Austin	Halcrow	Larson, L.	Reimers
Backes	Haman	Laughlin	Rice
Berg	Haugland	Lee	Rivinius
Boyum	Hausauer, A.	Linderman	Rocheleau
Brekke	Hausauer, R.	Livingston	Sandness
DeGroot	Henning	Lundene	Shablow
DeKrey	Henry	McGauvran	Solberg
Dick	Hensrud	McGeehan	Stone
Dotzenrod	Hentges	Mertens	Streibel
Eagles	Herman	Metzger	Strinden
Erickson, K.	Hickle	Meyer	Thorsgard
Erickson, W.	Hildebrand	Miedema	Ulvedal
Fleming	Hilleboe	Miller, B.	Wagner
Gackle	Hoffner	Moore	Walsh
Ganser	Jacobson	Mushik	Weber
Gengler	Jenkins	Olienyk	Welder
Gerl	Johnson, H.	Opedahl	White
Giffey	Johnson, K.	Patrick	Winge
Glaspey	Kingsbury	Peterson, J.	Mr. Speaker
Grant	Knudson		

Those voting in the negative were:

Kieffer	Murphy	Rolfsrud	Stoltenow
Miller, E.	Raile	Rundle	Wilkie

Absent and not voting:

Boustead	Bunker	Dornacker	Tweten
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So the bill passed and the title was agreed to.

Senate Bill No. 2011. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment for the tuberculosis sanatorium at San Haven, North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Halcrow	Laughlin	Rice
Atkinson	Haman	Linderman	Rivinius
Austin	Haugland	Livingston	Rocheleau
Backes	Hausauer, A.	Lundene	Rolfsrud
Berg	Hausauer, R.	McGauvran	Rundle
Boyum	Henning	McGeehan	Sandness
Brekke	Henry	Mertens	Shablow
DeGroot	Hensrud	Metzger	Solberg
DeKrey	Hentges	Meyer	Stoltenow
Dick	Herman	Miedema	Stone
Dornacker	Hickle	Miller, B.	Streibel
Dotzenrod	Hildebrand	Miller, E.	Strinden
Erickson, K.	Hilleboe	Moore	Thorsgard
Erickson, W.	Hoffner	Murphy	Tweten
Fleming	Jacobson	Mushik	Ulvedal
Gackle	Jenkins	Olienyk	Wagner
Ganser	Johnson, H.	Opedahl	Walsh
Gengler	Johnson, K.	Patrick	Weber
Gerl	Kieffer	Peterson, J.	Welder
Giffey	Kingsbury	Peterson, R.	White
Glaspay	Knudson	Raile	Wilkie
Grant	Lang	Raymond	Winge
Gronneberg	Larson, G.	Reimers	Mr. Speaker
Gunderson	Larson, L.		

Absent and not voting:

Boustead	Bunker	Eagles	Lee
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So the bill passed and the title was agreed to.

RECOGNITION

Speaker Bier announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Warren Allen, and Rep. Allen was thereupon introduced to the House.

SECOND READING OF A SENATE BILL

Senate Bill No. 2016. A Bill for an Act making an appropriation to pay for the education of children, who are deaf as well as blind, at any school or institution, outside the state of North Dakota, for which there are no facilities in the state.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Reimers
Atkinson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfsrud
Boustead	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden

Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Tweten
Fleming	Jacobson	Murphy	Ulvedal
Gackle	Jenkins	Mushik	Wagner
Ganser	Johnson, H.	Olienyk	Walsh
Gengler	Johnson, K.	Opedahl	Weber
Gerl	Kieffer	Patrick	Welder
Giffey	Kingsbury	Peterson, J.	White
Glaspey	Knudson	Peterson, R.	Winge
Grant	Lang	Raile	Mr. Speaker
Gronneberg	Larson, G.	Raymond	

Absent and not voting:

Bunker Erickson, W. Wilkie

So the bill passed and the title was agreed to.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTIETH DAY

Bismarck, March 3, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. John Miller, Baptist Temple, Mandan.

Roll was called, and all members were present except Reps. Bunker, W. Erickson and Rivinius.

A quorum was declared by the Speaker.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-eighth day after recess and Forty-ninth day, and finds the same to be correct.

REP. STONE, Chairman

Rep. Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the amendments to Senate Bill No. 2030 as recommended by the Committee on Appropriations as printed on page 1075 of the House Journal be adopted, which motion prevailed.

Rep. Atkinson moved that the amendments to Senate Bill No. 2437 as recommended by the Committee on Judiciary as printed on page 1076 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Lundene moved that the House reconsider the action by which the amendments to Senate Bill No. 2437 were adopted, which motion failed on a division vote.

SECOND READING OF A SENATE BILL

Senate Bill No. 2063. A Bill for an Act to amend and reenact sections 2-06-10, 15-55-02, 21-01-06, 21-02-02, 21-02-11, 21-03-08, 21-03-09, 21-03-25, subsection 4 of section 23-11-19, sections 23-11-22, 23-24-10, 24-08-07, 40-24-02, 40-24-19, 40-29-15, 40-31-09, 40-33-18, 40-34-03, subsection 1 of section 40-35-08, sections 40-35-09, 40-54-10, subsections 3 and 4 of section 40-58-10, subsection 2 of section 40-61-08, sections 55-08-08, 61-02-47, 61-02-48, 61-02-53, 61-08-07, 61-08-12, 61-08-20, 61-12-38, 61-16-13, 61-16-28, 61-16-32, 61-21-29, 61-21-50, and 61-21-53 of the North Dakota Century Code, to increase the interest rate ceilings on certain bonds, warrants, and certificates of indebtedness of state agencies and political subdivisions to eight percent on issues sold at private sale, to provide that such bond issues and certificates of indebtedness totaling more than one hundred

thousand dollars must be sold at public sale, to authorize interest on special assessments equal to that on bonds or warrants for which they are pledged, to provide that there shall not be any interest rate ceiling on issues sold at public sale, and to provide that the interest rate on bond issues shall be computed on the basis of average annual net interest cost.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 84; nays, 8; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raile
Atkinson	Gunderson	Larson, L.	Raymond
Austin	Haugland	Lee	Reimers
Berg	Hausauer, A.	Linderman	Rice
Boustead	Hausauer, R.	Livingston	Rocheleau
Boyum	Henning	Lundene	Rundle
Brekke	Henry	McGeehan	Sandness
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hoffner	Miller, E.	Tweten
Erickson, K.	Jacobson	Moore	Ulvedal
Erickson, W.	Jenkins	Murphy	Wagner
Gackle	Johnson, H.	Mushik	Walsh
Ganser	Johnson, K.	Olienyk	Weber
Gengler	Kieffer	Opedahl	Welder
Gerl	Kingsbury	Patrick	White
Giffey	Knudson	Peterson, J.	Winge
Grant	Lang	Peterson, R.	Mr. Speaker

Those voting in the negative were:

Fleming	Laughlin	Rolfsrud	Thorsgard
Halcrow	McGauvran	Shablow	Wilkie

Absent and not voting:

Backes	Glaspey	Hilleboe	Rivinius
Bunker	Haman		

So the bill passed and the title was agreed to.

MOTION

Rep. White moved that Senate Bill No. 2063 be re-typed by the Enroller and Engrosser, and copies made available to members of the Assembly, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2252. A Bill for an Act to amend and reenact section 28-18-09 of the North Dakota Century Code, and to repeal section 28-27-32 of the North Dakota Century Code, relating to appeals to the North Dakota supreme court.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 60; nays, 35; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Jenkins	Murphy
Atkinson	Gunderson	Johnson, H.	Olienyk
Austin	Halcrow	Knudson	Opedahl
Boustead	Haman	Larson, L.	Peterson, R.
Brekke	Haugland	Laughlin	Raymond

DeKrey	Hausauer, A.	Lee	Rolfsrud
Dick	Hausauer, R.	Linderman	Sandness
Dotzenrod	Henning	Livingston	Stone
Eagles	Henry	Lundene	Strinden
Erickson, K.	Hensrud	McGeehan	Tweten
Erickson, W.	Hentges	Mertens	Ulvedal
Fleming	Herman	Meyer	Wagner
Giffey	Hildebrand	Miedema	White
Glaspey	Hilleboe	Miller, B.	Wilkie
Grant	Jacobson	Moore	Mr. Speaker

Those voting in the negative were:

Backes	Hickle	Miller, E.	Rundle
Berg	Hoffner	Mushik	Shablow
Boyum	Johnson, K.	Patrick	Stoltenow
DeGroot	Kieffer	Peterson, J.	Streibel
Dornacker	Kingsbury	Raile	Thorsgard
Gackle	Lang	Reimers	Walsh
Ganser	Larson, G.	Rice	Welder
Gengler	McGauvran	Rivinius	Winge
Gerl	Metzger	Rocheleau	

Absent and not voting:

Bunker	Solberg	Weber
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So the bill passed and the title was agreed to.

Senate Bill No. 2301. A Bill for an Act to amend and reenact section 49-03-02 of the North Dakota Century Code, relating to notice and hearings in certain utility franchise proceedings, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Raymond
Atkinson	Halcrow	Laughlin	Reimers
Austin	Haman	Lee	Rice
Backes	Haugland	Linderman	Rivinius
Berg	Hausauer, A.	Livingston	Rocheleau
Boustead	Hausauer, R.	Lundene	Rolfsrud
Boyum	Henning	McGauvran	Rundle
Brekke	Henry	McGeehan	Sandness
DeGroot	Hensrud	Mertens	Shablow
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Tweten
Erickson, W.	Jacobson	Murphy	Ulvedal
Fleming	Jenkins	Mushik	Wagner
Ganser	Johnson, H.	Olienyk	Walsh
Gengler	Johnson, K.	Opedahl	Welder
Gerl	Kieffer	Patrick	White
Giffey	Knudson	Peterson, J.	Wilkie
Glaspey	Lang	Peterson, R.	Winge
Grant	Larson, G.	Raile	Mr. Speaker
Gronneberg			

Absent and not voting:

Bunker	Kingsbury	Solberg	Weber
Gackle			

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 2368. A Bill for an Act to create and enact section 6-03-37.1 of the North Dakota Century Code, relating to loans by banks of their excess reserves.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Reimers
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Linderman	Rocheleau
Berg	Haman	Livingston	Rolfsrud
Boustead	Haugland	Lundene	Rundle
Boyum	Hausauer, A.	McGauvran	Sandness
Brekke	Hausauer, R.	McGeehan	Shablow
DeGroot	Henning	Mertens	Solberg
DeKrey	Henry	Metzger	Stoltenow
Dick	Hensrud	Meyer	Stone
Dornacker	Hentges	Miedema	Streibel
Dotzenrod	Herman	Miller, B.	Strinden
Eagles	Hildebrand	Miller, E.	Thorsgard
Erickson, K.	Hilleboe	Moore	Tweten
Erickson, W.	Hoffner	Murphy	Ulvedal
Fleming	Jacobson	Mushik	Wagner
Gackle	Jenkins	Opedahl	Walsh
Ganser	Johnson, H.	Patrick	Welder
Gengler	Johnson, K.	Peterson, J.	White
Gerl	Kieffer	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker

Absent and not voting:

Bunker	Kingsbury	Olienyk	Weber
Hickle	Lee		

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, January 21, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1085

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

SECOND READING OF SENATE BILLS

Senate Bill No. 2418. A Bill for an Act to amend and reenact subsection 1 of section 57-38-38 of the North Dakota Century Code, relating to the time for auditing corporate income tax returns.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 9; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Grant	Lang	Peterson, R.
Atkinson	Gronneberg	Larson, G.	Raile
Austin	Gunderson	Larson, L.	Raymond
Backes	Halcrow	Laughlin	Rivinius
Berg	Haman	Lee	Rocheleau
Boustead	Haugland	Linderman	Sandness
Boyum	Hausauer, A.	Livingston	Shablow
Brekke	Hausauer, R.	Lundene	Solberg

DeGroot	Henning	McGauvran	Stoltenow
DeKrey	Hensrud	McGeehan	Stone
Dick	Hentges	Mertens	Streibel
Dornacker	Herman	Metzger	Strinden
Dotzenrod	Hildebrand	Meyer	Thorsgard
Eagles	Hilleboe	Miedema	Tweten
Erickson, K.	Hoffner	Miller, B.	Ulvedal
Erickson, W.	Jacobson	Miller, E.	Wagner
Fleming	Jenkins	Moore	Walsh
Gackle	Johnson, H.	Mushik	Welder
Gerl	Johnson, K.	Olienyk	Wilkie
Giffey	Kieffer	Opedahl	Winge
Glaspey	Knudson	Patrick	Mr. Speaker

Those voting in the negative were:

Ganser	Peterson, J.	Rice	Rundle
Hickle	Reimers	Rolfsrud	White
Murphy			

Absent and not voting:

Bunker	Henry	Kingsbury	Weber
Gengler			

So the bill passed and the title was agreed to.

Senate Bill No. 2466. A Bill for an Act to amend and reenact section 58-05-02 of the North Dakota Century Code, relating to township officers and providing an option to not elect a township assessors, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Backes	Haman	Linderman	Rocheleau
Berg	Haugland	Livingston	Rolfsrud
Boustead	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Meyer	Stoltenow
Dick	Herman	Miedema	Stone
Dornacker	Hickle	Miller, B.	Streibel
Dotzenrod	Hildebrand	Miller, E.	Strinden
Eagles	Hilleboe	Moore	Thorsgard
Erickson, K.	Hoffner	Murphy	Tweten
Erickson, W.	Jacobson	Mulvey	Ulvedal
Fleming	Jenkins	Olienyk	Wagner
Gackle	Johnson, H.	Opedahl	Walsh
Ganser	Johnson, K.	Patrick	Welder
Gerl	Kieffer	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker

Those voting in the negative were:

Hausauer, A.	Metzger	Weber
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Absent and not voting:

Bunker	Gengler	Kingsbury
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So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 2477. A Bill for an Act to amend and reenact subsection 3 of section 57-15-12 of the North Dakota Century Code relating to excess levies in park districts.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Halcrow	Laughlin	Rice
Atkinson	Haman	Lee	Rivinius
Austin	Haugland	Linderman	Rocheleau
Backes	Hausauer, A.	Livingston	Rolfstrud
Berg	Hausauer, R.	Lundene	Rundle
Boustead	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shallow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoitenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hilleboe	Miller, B.	Strinden
Eagles	Hoffner	Miller, E.	Thorsgard
Erickson, K.	Jacobson	Moore	Twetén
Erickson, W.	Jenkins	Murphy	Ulvedal
Fleming	Johnson, H.	Olienyk	Wagner
Gackle	Johnson, K.	Opedahl	Walsh
Ganser	Kieffer	Patrick	Weber
Gerl	Kingsbury	Peterson, J.	Welder
Glaspey	Knudson	Peterson, R.	White
Grant	Lang	Raile	Wilkie
Gronneberg	Larson, G.	Raymond	Winge
Gunderson	Larson, L.	Reimers	Mr. Speaker

Those voting in the negative were:

Boyum Hildebrand Mushik

Absent and not voting:

Bunker Gengler Giffey

So the bill passed and the title was agreed to.

Senate Bill No. 2486. A Bill for an Act to create and enact section 15-10-12.1 of the North Dakota Century Code, to provide a procedure for the acceptance of buildings by the board of higher education, and to amend and reenact section 15-10-12 of the North Dakota Century Code, relating to the acceptance of gifts and bequests by the board of higher education, and the sale of property received as a gift or bequest.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 7; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Lang	Peterson, R.
Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Riemers
Backes	Halcrow	Laughlin	Rice
Berg	Haman	Lee	Rivinius
Boustead	Haugland	Linderman	Rocheleau
Boyum	Hausauer, R.	Livingston	Rolfstrud
Brekke	Henning	Lundene	Solberg
DeGroot	Henry	McGauvran	Stoitenow
DeKrey	Hensrud	McGeehan	Stone
Dick	Hentges	Mertens	Streibel
Dornacker	Herman	Meyer	Strinden

Dotzenrod	Hickle	Miedema	Thorsgard
Eagles	Hildebrand	Miller, B.	Tweten
Erickson, K.	Hilleboe	Miller, E.	Ulvedal
Erickson, W.	Hoffner	Moore	Wagner
Fleming	Jacobson	Murphy	Walsh
Ganser	Jenkins	Mushik	Weber
Gengler	Johnson, H.	Olienyk	Welder
Gerl	Johnson, K.	Opedahl	White
Giffey	Kingsbury	Patrick	Winge
Glaspey	Knudson	Peterson, J.	Mr. Speaker

Those voting in the negative were:

Gackle	Kieffer	Raile	Wilkie
Hausauer, A.	Metzger	Rundle	

Absent and not voting:

Bunker	Sandness	Shablow
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So the bill passed and the title was agreed to.

Senate Bill No. 2500. A Bill for an Act to provide an appropriation for expenses of the education fact finding commission.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 13; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Riemers
Austin	Gunderson	Laughlin	Rice
Backes	Halcrow	Lee	Rocheleau
Berg	Haman	Linderman	Rolfsrud
Boustead	Haugland	Livingston	Solberg
Boyum	Hausauer, A.	Lundene	Stone
Brekke	Hausauer, R.	McGauvran	Streibel
DeGroot	Henning	McGeehan	Strinden
Dick	Henry	Mertens	Thorsgard
Dornacker	Hensrud	Meyer	Tweten
Dotzenrod	Herman	Miedema	Ulvedal
Eagles	Hildebrand	Miller, B.	Wagner
Erickson, K.	Hilleboe	Miller, E.	Walsh
Fleming	Hoffner	Mushik	Weber
Gackle	Jacobson	Olienyk	Welder
Ganser	Jenkins	Opedahl	White
Gengler	Johnson, H.	Patrick	Wilkie
Gerl	Kingsbury	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker
Glaspey	Lang		

Those voting in the negative were:

DeKrey	Johnson, K.	Moore	Rivinius
Erickson, W.	Kieffer	Murphy	Rundle
Hentges	Metzger	Raile	Stoltenow
Hickle			

Absent and not voting:

Bunker	Sandness	Shablow
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So the bill passed and the title was agreed to.

**SECOND READING OF A
SENATE CONCURRENT RESOLUTION**

Senate Concurrent Resolution No. 4016. A Concurrent Resolution for the amendment of section 183 of the Constitution of the state of North Dakota, relating to the debt limits of political subdivisions.

Which has been read.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 56; nays, 35; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Glaspey	Larson, G.	Raymond
Austin	Grant	Larson, L.	Reimers
Berg	Gunderson	Lee	Rice
Boustead	Haman	Livingston	Solberg
Brekke	Hausauer, R.	Lundene	Stone
DeGroot	Hensrud	Mertens	Streibel
Dick	Hentges	Miedema	Strinden
Dotzenrod	Herman	Moore	Tweten
Eagles	Hildebrand	Mushik	Ulvedal
Fleming	Hilleboe	Olienyk	Wagner
Gackle	Jacobson	Opedahl	White
Gengler	Jenkins	Patrick	Wilkie
Gerl	Johnson, K.	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker

Those voting in the negative were:

Anderson	Haugland	Laughlin	Rivinius
Backes	Hausauer, A.	Linderman	Rocheleau
Boyum	Henning	McGeehan	Rolfsrud
DeKrey	Henry	Metzger	Rundle
Erickson, K.	Hickle	Meyer	Stoltenow
Erickson, W.	Hoffner	Miller, B.	Walsh
Ganser	Johnson, H.	Miller, E.	Weber
Gronneberg	Kieffer	Murphy	Welder
Halcrow	Lang	Raile	

Absent and not voting:

Bunker	Kingsbury	Sandness	Thorsgard
Dornacker	McGauvran	Shablow	

So the Senate Concurrent Resolution was declared adopted.

MOTION

Rep. Reimers moved that the House not concur on Senate amendments to House Bill No. 1022, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Reimers moved that the House concur in the Senate amendments to House Bill No. 1018, which motion prevailed.

Rep. Reimers moved that the rules be suspended and that House Bill No. 1018 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1018. A Bill for an Act making an appropriation to provide for nurse preparation scholarships for qualified residents of North Dakota according to chapter 43-12 of the North Dakota Century Code.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Halcrow	Laughlin	Raymond
Atkinson	Haman	Lee	Reimers
Berg	Haugland	Linderman	Rice
Boustead	Hausauer, A.	Livingston	Rivinius
Boyum	Hausauer, R.	Lundene	Rocheleau

Brekke	Henning	McGauvran	Rolfsrud
DeGroot	Henry	McGeehan	Rundle
DeKrey	Hensrud	Mertens	Solberg
Dick	Hentges	Metzger	Stoltenow
Dotzenrod	Herman	Meyer	Stone
Eagles	Hickle	Miedema	Streibel
Erickson, K.	Hildebrand	Miller, B.	Strinden
Erickson, W.	Hilleboe	Miller, E.	Tweten
Fleming	Hoffner	Moore	Ulvedal
Gackle	Jacobson	Murphy	Wagner
Ganser	Jenkins	Mushik	Walsh
Gengler	Johnson, H.	Olienyk	Weber
Gerl	Johnson, K.	Opedahl	Welder
Giffey	Kieffer	Patrick	White
Glaspey	Knudson	Peterson, J.	Wilkie
Grant	Lang	Peterson, R.	Winge
Gronneberg	Larson, G.	Raile	Mr. Speaker
Gunderson	Larson, L.		

Absent and not voting:

Austin	Bunker	Kingsbury	Shablow
Backes	Dornacker	Sandness	Thorsgard

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 2351. A Bill for an Act making an appropriation for the purpose of defraying the expenses of operating and maintaining the judicial council.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Haman	Lee	Rice
Atkinson	Haugland	Linderman	Rivinius
Austin	Hausauer, A.	Livingston	Rocheleau
Berg	Hausauer, R.	Lundene	Rolfsrud
Boustead	Henning	McGauvran	Rundle
Boyum	Henry	McGeehan	Sandness
Brekke	Hensrud	Mertens	Solberg
DeGroot	Herman	Metzger	Stoltenow
DeKrey	Hickle	Meyer	Stone
Dick	Hildebrand	Miedema	Streibel
Dornacker	Hilleboe	Miller, B.	Strinden
Dotzenrod	Hoffner	Miller, E.	Thorsgard
Eagles	Jacobson	Moore	Tweten
Fleming	Jenkins	Mushik	Ulvedal
Gackle	Johnson, H.	Olienyk	Wagner
Ganser	Kieffer	Opedahl	Walsh
Gengler	Kingsbury	Patrick	Weber
Giffey	Knudson	Peterson, J.	Welder
Glaspey	Lang	Peterson, R.	White
Grant	Larson, G.	Raile	Wilkie
Gronneberg	Larson, L.	Raymond	Winge
Gunderson	Laughlin	Reimers	Mr. Speaker
Halcrow			

Those voting in the negative were:

Erickson, W.	Hentges	Johnson, K.	Murphy
Gerl			

Absent and not voting:

Backes	Bunker	Erickson, K.	Shablow
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So the bill passed and the title was agreed to.

Senate Bill No. 2434. A Bill for an Act to amend and reenact section 16-10-14 of the North Dakota Century Code, relating to the duties of a clerk of an election in keeping a poll list.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Halcrow	Larson, L.	Raymond
Atkinson	Haman	Laughlin	Reimers
Austin	Haugland	Lee	Rice
Berg	Hausauer, A.	Linderman	Rivinius
Boustead	Hausauer, R.	Livingston	Rocheleau
Boyum	Henning	Lundene	Rolfsrud
Brekke	Henry	McGauvran	Rundle
DeGroot	Hensrud	McGeehan	Sandness
DeKrey	Hentges	Mertens	Solberg
Dick	Herman	Metzger	Stoltenow
Dornacker	Hickle	Meyer	Stone
Dotzenrod	Hildebrand	Miedema	Streibel
Eagles	Hilleboe	Miller, B.	Strinden
Fleming	Hoffner	Miller, E.	Thorsgard
Gackle	Jacobson	Moore	Tweten
Ganser	Jenkins	Murphy	Ulvedal
Gengler	Johnson, H.	Mushik	Wagner
Gerl	Johnson, K.	Olienyk	Walsh
Giffey	Kieffer	Opedahl	Weber
Glaspey	Kingsbury	Patrick	Welder
Grant	Knudson	Peterson, J.	White
Gronneberg	Lang	Peterson, R.	Winge
Gunderson	Larson, G.	Raile	Mr. Speaker

Those voting in the negative were:

Erickson, W. Wilkie

Absent and not voting:

Backes Bunker Erickson, K. Shablow

So the bill passed and the title was agreed to.

Senate Bill No. 2435. A Bill for an Act to provide for distribution of election law information prior to elections by the attorney general and county auditors to election officials.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Haman	Laughlin	Reimers
Atkinson	Haugland	Lee	Rice
Austin	Hausauer, A.	Linderman	Rivinius
Berg	Hausauer, R.	Livingston	Rocheleau
Boustead	Henning	Lundene	Rolfsrud
Boyum	Henry	McGauvran	Rundle
DeGroot	Hensrud	McGeehan	Sandness
DeKrey	Hentges	Mertens	Solberg
Dick	Herman	Metzger	Stoltenow
Dornacker	Hickle	Meyer	Stone
Dotzenrod	Hildebrand	Miedema	Streibel
Eagles	Hilleboe	Miller, B.	Strinden
Erickson, W.	Hoffner	Miller, E.	Thorsgard
Fleming	Jacobson	Moore	Tweten
Gackle	Jenkins	Murphy	Ulvedal
Ganser	Johnson, H.	Mushik	Wagner

Gengler	Johnson, K.	Olienyk	Walsh
Gerl	Kieffer	Opedahl	Weber
Giffey	Kingsbury	Patrick	Welder
Glaspey	Knudson	Peterson, J.	White
Grant	Lang	Peterson, R.	Wilkie
Gronneberg	Larson, G.	Raile	Winge
Gunderson	Larson, L.	Raymond	Mr. Speaker
Halcrow			

Absent and not voting:

Backes	Bunker	Erickson, K.	Shablow
Brekke			

So the bill passed and the title was agreed to.

Senate Bill No. 2439. A Bill for an Act to amend and reenact section 16-18-14 of the North Dakota Century Code, relating to the canvassing of mailed absent voters' ballots received late.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Halcrow	Laughlin	Reimers
Atkinson	Haman	Lee	Rice
Austin	Haugland	Linderman	Rivinius
Berg	Hausauer, A.	Livingston	Rocheleau
Boyum	Hausauer, R.	Lundene	Rolfsrud
Brekke	Henning	McGauvran	Rundle
DeGroot	Henry	McGeehan	Sandness
DeKrey	Hensrud	Mertens	Solberg
Dick	Hentges	Metzger	Stoltenow
Dornacker	Herman	Meyer	Stone
Dotzenrod	Hickle	Miedema	Streibel
Eagles	Hildebrand	Miller, B.	Strinden
Erickson, W.	Hilleboe	Miller, E.	Thorsgard
Fleming	Hoffner	Moore	Tweten
Gackle	Jacobson	Murphy	Ulvedal
Ganser	Jenkins	Mushik	Wagner
Gengler	Johnson, H.	Olienyk	Walsh
Gerl	Johnson, K.	Opedahl	Weber
Giffey	Kieffer	Patrick	Welder
Glaspey	Knudson	Peterson, J.	White
Grant	Lang	Peterson, R.	Wilkie
Gronneberg	Larson, G.	Raile	Winge
Gunderson	Larson, L.	Raymond	Mr. Speaker

Absent and not voting:

Backes	Bunker	Kingsbury	Shablow
Boustead	Erickson, K.		

So the bill passed and the title was agreed to.

Senate Bill No. 2456. A Bill for an Act to provide for Vietnam veterans' adjusted compensation, method of payment, duties of adjutant general, exemption from taxation and execution, time limits for filing, for a penalty, and for appropriations; and to create and enact section 37-24-08 of the North Dakota Century Code, relating to deduction of adjusted compensation, and declaring an emergency.

Which has been read.

Rep. Fleming requested that he be excused from voting because of a personal interest.

Rep. Weber moved that Rep. Fleming be allowed to vote.

Rep. Kieffer moved a substitute motion that all veterans be allowed to vote, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Rice
Atkinson	Gunderson	Laughlin	Rivinius
Austin	Halcrow	Lee	Rocheleau
Backes	Haman	Linderman	Rolfstrud
Berg	Haugland	Livingston	Rundle
Boustead	Hausauer, A.	Lundene	Sandness
Boyum	Hausauer, R.	McGauvran	Shablow
Brekke	Henning	McGeehan	Solberg
DeGroot	Henry	Mertens	Stoltenow
DeKrey	Hensrud	Metzger	Stone
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miedema	Strinden
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hilleboe	Moore	Ulvedal
Erickson, W.	Hoffner	Murphy	Wagner
Fleming	Jacobson	Mushik	Walsh
Gackle	Jenkins	Olienyk	Weber
Ganser	Johnson, H.	Opedahl	Welder
Gengler	Johnson, K.	Patrick	White
Gerl	Kieffer	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker
Grant	Larson, G.	Reimers	

Absent and not voting:

Bunker Kingsbury Peterson, J.

So the bill passed and the title was agreed to and the emergency clause was declared carried.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1522 has had the same under consideration and recommends that the Senate recede from its amendments.

For the Senate

Senator Jacobson
Senator Forkner
Senator Just

For the House

Rep. Hilleboe
Rep. Hentges
Rep. Solberg

Rep. Hilleboe moved that the report be adopted, which motion prevailed and the report was adopted.

ANNOUNCEMENT OF CONFERENCE COMMITTEE

Speaker Bier announced the following Conference Committees:

On Senate Bill No. 2203

Reps. Austin, Raile and Rocheleau

On House Bill No. 1022

Reps. Halcrow, Jenkins and Opedahl

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 3, 1971

Mr. President: I have the honor to return herewith the following,
Senate Bill No. 2110
Senate Bill No. 2206
Senate Bill No. 2304

Senate Bill No. 2389
Senate Bill No. 2403
Which the House has amended.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 2, 1971

Mr. President: I have the honor to inform you the House has reconsidered the action by which it concurred in the Senate amendments to House Bill No. 1434, and the House does not concur on those amendments, and the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Representatives:
Boustead
Boyum
Wilkie

Very respectfully,
ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 3, 1971

Mr. President: I have the honor to return herewith the following,
Senate Bill No. 2238
Senate Bill No. 2251
Senate Bill No. 2265
Senate Bill No. 2277
Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 3, 1971

Mr. President: I have the honor to return herewith the following,
Senate Bill No. 2008
Senate Bill No. 2072
Senate Bill No. 2089
Senate Bill No. 2176
Senate Bill No. 2239
Senate Bill No. 2267
Senate Bill No. 2272
Senate Bill No. 2286
Senate Bill No. 2287
Senate Bill No. 2339
Senate Bill No. 2345
Senate Bill No. 2386
Senate Bill No. 2467
Senate Bill No. 2491
Senate Bill No. 2502
Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 3, 1971

Mr. President: I have the honor to return herewith the following,
Senate Bill No. 2059
Which the House has failed to pass.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 3, 1971

Mr. President: I have the honor to transmit herewith the following,
House Concurrent Resolution No. 3087
Which the House has passed and your favorable consideration is requested on.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, March 3, 1971

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4001
Senate Concurrent Resolution No. 4054
Senate Concurrent Resolution No. 4063
Senate Concurrent Resolution No. 4076

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 3, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1038
House Bill No. 1046
House Bill No. 1235
House Bill No. 1321
House Bill No. 1322
House Bill No. 1378
House Bill No. 1386
House Bill No. 1452
House Bill No. 1533
House Bill No. 1542
House Bill No. 1559
House Concurrent Resolution No. 3086
Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 3, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1158
House Bill No. 1437
House Bill No. 1478
House Bill No. 1553
Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO
ENGROSSED HOUSE BILL No. 1158

On page 2, line 3 of the engrossed bill, after the period insert the following new language: "**A local governing body, by ordinance or resolution, may restrict the sale of any of the items set forth in this section, or may determine the hours during which such items may be sold.**"

And renumber the lines accordingly.

Page 1 line 12 after "selling" delete "**or permitting the sale of**"

Renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1437

Page 1 line 17 delete "**tags**" and insert in lieu thereof "**tag**"

Renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1478

Page 1 line 17 after "**warnings**" insert "**as**"

Page 1 delete line 18

Renumber the pages and lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1553

Page 1 line 3 after "vehicles" insert "and to prescribe legislative intent"

Page 2 after line 9 insert the following:

"SECTION 2. LEGISLATIVE INTENT.) It is the intent of the legislature that in the administration of this Act, the Motor Vehicle Department will issue titles to any trailer which was purchased prior to July 1, 1965 and which will be required to be titled by this Act, without collecting motor vehicle excise tax."

Renumber pages and lines accordingly.

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 3, 1971

Mr. President: I have the honor to return:

House Bill No. 1029

Which the Senate has requested.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, March 3, 1971

Mr. Speaker: The Senate requests the return of:

House Bill No. 1085

Very respectfully,
LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 3, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1167

House Bill No. 1182

House Bill No. 1257

House Bill No. 1327

House Bill No. 1373

House Bill No. 1395

House Bill No. 1398

House Bill No. 1422

House Bill No. 1449

House Bill No. 1475

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 3, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1304

Which the Senate failed to pass.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 3, 1971

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Bill No. 1208

Senators:

Stroup

Morgan

Just

Very respectfully,
LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 3, 1971

Mr. Speaker: I have the honor to inform you that the Senate has reconsidered the action by which it concurred in House amendments

and passed Senate Bill 2297. On reconsideration House amendments to Senate Bill 2297 were adopted and Senate Bill 2297 was passed. The vote was 46 ayes, 0 naves, 2 absent and not voting.

Very respectfully,
LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber
Bismarck, March 3, 1971

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, on Senate Bill No. 2203.

Representatives:
Austin
Raile
Rocheleau

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 3, 1971

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 1022, and the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Representatives:
Halcrow
Jenkins
Opedahl

Very respectfully,
ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed until 1:15 p.m., Thursday, March 4, 1971, which motion prevailed.

ROY GILBREATH, Chief Clerk

**FIFTIETH DAY AFTER RECESS
AND FIFTY-FIRST DAY**

Bismarck, March 4, 1971

The House reconvened at 1:15 p.m., pursuant to recess taken, with Speaker Bier presiding.

RECOGNITIONS

Rep. Raile announced that a former Representative was in the chambers, and requested that the House recognize former Rep. C. P. Ritter, and Rep. Ritter was thereupon introduced to the House.

Rep. Henry announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Larry Rosendahl, and Rep. Rosendahl was thereupon introduced to the House.

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the amendments to Senate Bill No. 2007 as recommended by the Committee on Appropriations as printed on pages 1095 and 1096 of the House Journal be adopted.

Rep. Reimers moved to dispense with the reading of the amendments to Senate Bill No. 2007, which motion prevailed.

The question then was on the motion of Rep. Reimers to adopt the amendments to Senate Bill No. 2007, which motion prevailed.

Rep. Knudson moved that the amendments to Senate Bill No. 2178 as recommended by the Committee on Education as printed on page 1097 of the House Journal be adopted, which motion prevailed.

Rep. Atkinson moved that the amendments to Senate Bill No. 2302 as recommended by the Committee on Judiciary as printed on page 1093 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2036 has had the same under consideration and recommends that the same be amended as follows:

Page 1, line 13, delete the figure "436,200.00" and insert in lieu thereof the figure "426,000.00"

Page 1, delete all of line 17

Page 1, delete all of line 18

Page 1, delete all of line 19

Page 1, line 21, delete the figure "436,200.00" and insert in lieu thereof the figure "426,000.00"

Page 1, line 22, delete all of the line

Page 1, delete all of line 23

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The \$10,200 was deleted in accordance with S.B. 2315 action.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2170 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. REIMERS, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2183 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 13, delete the words "director of the state extension service" and insert in lieu thereof the words "vice president for agriculture at North Dakota state university"

On page 1, line 14, after the comma insert the following: "the chairman of the state soil conservation committee,"

On page 3, line 1, delete the word "twenty" and insert in lieu thereof the word "thirty"

On page 3, line 5, after the period, insert the following new language: "Members of the advisory council who are employees of the state shall receive no compensation from the advisory council but shall be reimbursed for their travel and other expenses incurred in attendance at meetings or while in the performance of their duties by the agency by which they are employed."

And renumber the pages and lines accordingly.

And be re-referred to the Committee on Appropriations.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2208 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2218 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 3, delete the word "**three**" and insert in lieu thereof the word "**two**"

On page 2, line 8, after the word "**request**" and before the period, insert the following: "**, provided that no abstract or statement shall be sent to a driver where the request for his abstract was made by the federal bureau of investigation or the United States central intelligence agency, or their agents, or by any law enforcement agency of this state, or of its political subdivisions**"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Grant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2259 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 17 delete the triple parentheses around the word "four" and delete the word "**six**"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2279 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2290 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2314 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2375 has had the same under consideration and recommends that the same be amended as follows:

On page 5, line 34, of the engrossed bill, delete the word "may" and insert in lieu thereof the word "shall"

On page 5, line 35, after the word "persons" insert the following new language: "dealing in the sale of annual vegetable and floral plants"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2398 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 7 of the engrossed bill after the word "disposal" and before the period insert the following ", and declaring an emergency"

On page 2, after line 26 insert the following

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

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2458 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 7, of the engrossed bill, delete the word "fifteen" and insert in lieu thereof the word "thirteen" and delete the triple parentheses around the word "five" and delete the word "twelve"

On page 2, line 8, delete the word "fifteen" and insert in lieu thereof the word "thirteen"

On page 2, line 9, delete the triple parentheses before the word "but"

On page 2, line 10, delete the triple parentheses after the word "ten" and delete the following: ", **twenty-two**"

On page 2, line 11, delete the triple parentheses before the number "3"

On page 2, line 12, place triple parentheses around the word "nineteen" and insert in lieu thereof the word "**twenty**"

On page 2, line 12, place triple parentheses around the word "twenty" and insert in lieu thereof the word "**fifteen**"

On page 2, line 13, place triple parentheses around the word "nineteen" and insert in lieu thereof the word "**twenty**"

On page 2, line 14, place triple parentheses around the word "thirty" and insert in lieu thereof the word "**twenty**"

On page 2, line 16, place triple parentheses around the word "forty" and insert in lieu thereof the word "**thirty-five**" and delete the triple parentheses after the period.

On page 2, line 17, insert an underlined comma after the first word "trailer"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2463 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2508 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. RUNDLE, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Concurrent Resolution No. 3088 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Concurrent Resolution No. 4034 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Herman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Concurrent Resolution No. 4044 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. DeGroot moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Concurrent Resolution No. 4047 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Herman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Concurrent Resolution No. 4056 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Kieffer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Concurrent Resolution No. 4072 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Gengler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Concurrent Resolution No. 4078 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGLAND, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2364 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2378 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Glaspey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution No. 4036 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Weber moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution No. 4053 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 10 delete the word "requested" and insert the word "urged"

On page 2, line 13 after the word "jurisdiction" delete the words "prior to the convening of the Forty-third"

On page 2, line 14 before the semi-colon delete the words "Legislative Assembly"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

RECOGNITION

Rep. Kingsbury announced that a former Representative was in the chambers, and requested that the House recognize former Rep.

Peder Flaten, and Rep. Flaten was thereupon introduced to the House.

RECOGNITION

Rep. Hoffner: "Mr. Speaker:

"I think it's appropriate at this time to enter into the Journal some words of praise and congratulations for one of my constituents — one of my most charming constituents, I might add — Miss Debbie Huffman of Minnewaukan, North Dakota's 1969 Dairy Princess.

"Miss Huffman, now a senior at the University of North Dakota, represented the State in the National Dairy Princess Contest at Boston, Massachusetts, last summer where she was chosen first runner-up for the title of American Dairy Princess. This was a remarkable achievement for this young lady, and certainly shows what a fine and able representative she was for North Dakota and its dairy industry.

"During her reign as State Dairy Princess, Miss Huffman made many appearances on behalf of the State's dairy industry at fairs, agricultural shows, conventions, etc., and always proved to be an excellent and very persuasive spokesman for the dairy industry.

"I know I speak for all the members of this Chamber when I offer to Debbie sincere congratulations upon her achievements and extend to her our very best wishes in all her future activities."

Rep. Hoffner moved that a Committee of two be appointed to escort Miss Debbie Huffman to the rostrum, which motion prevailed.

Speaker Bier appointed Reps. Hoffner and Rocheleau to escort the Dairy Princess to the rostrum.

Miss Debbie Huffman, North Dakota Dairy Princess, was then introduced to the Assembly.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Introduced through the Committee on Delayed Bills by Reps. Hildebrand, Hoffner and Strinden:

House Concurrent Resolution No. 3090. A Concurrent Resolution directing a Legislative Council study of teacher certification procedures.

Was read the first time and referred to the committee on Legislative Council Resolutions.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4001. A Concurrent Resolution commending the State Board of Higher Education and the president and administration of each college and university within the State for past efforts in reducing the overlapping of courses and duplication of instruction at the several institutions of higher education, and for performing studies in regard to instructional programs and space utilization at such institutions, and urging the continuance and enlargement of such efforts.

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

Senate Concurrent Resolution No. 4054. A Concurrent Resolution requesting the State Board of Higher Education to revert to the former vacation schedules for the University of North Dakota and Ellendale Branch-UND.

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

Senate Concurrent Resolution No. 4063. A Concurrent Resolution declaring that considerations other than tenure of service should be used in selecting persons for positions of leadership in the Legislative Assembly and urging Congress to adopt more flexible procedures for selecting persons for leadership positions.

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

Senate Concurrent Resolution No. 4076. A Concurrent Resolution commending the American Oil Company Mandan Refinery for its contribution to the economy of the State and urging the continuation of North Dakota crude oil purchasing practices.

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

SECOND READING OF SENATE BILLS

Senate Bill No. 2076. A Bill for an Act to amend and reenact section 54-40-08 of the North Dakota Century Code, relating to joint or cooperative action by political subdivisions in carrying out functions or duties which may be assigned to one or more of them.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Rice
Atkinson	Halcrow	Larson, L.	Rivinius
Austin	Haman	Laughlin	Rocheleau
Berg	Haugland	Lee	Rolfsrud
Boustead	Hausauer, A.	Linderman	Rundle
Boyum	Hausauer, R.	Livingston	Sandness
Brekke	Henning	Lundene	Shablow
DeGroot	Henry	McGauvran	Solberg
DeKrey	Hensrud	McGeehan	Stoltenow
Dick	Hentges	Mertens	Stone
Dornacker	Herman	Metzger	Streibel
Dotzenrod	Hickle	Miedema	Strinden
Eagles	Hildebrand	Miller, B.	Thorsgard
Erickson, K.	Hilleboe	Miller, E.	Tweten
Erickson, W.	Hoffner	Moore	Ulvedal
Fleming	Jacobson	Murphy	Wagner
Gackle	Jenkins	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Weber
Gengler	Johnson, K.	Opedahl	Welder
Gerl	Kieffer	Patrick	White
Giffey	Kingsbury	Raile	Wilkie
Glaspey	Knudson	Raymond	Winge
Grant	Lang	Reimers	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Meyer

Absent and not voting:

Backes	Bunker	Peterson, J.	Peterson, R.
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So the bill passed and the title was agreed to.

Senate Bill No. 2211. A Bill for an Act to amend and reenact subsection 2 of section 15-10-17 of the North Dakota Century Code, relating to the powers and duties of the state board of higher education.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 6; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Rivinius
Atkinson	Halcrow	Laughlin	Rocheleau

Austin	Haman	Lee	Roifsrud
Berg	Haugland	Linderman	Sandness
Boustead	Hausauer, R.	Livingston	Shablow
Brekke	Henning	Lundene	Solberg
DeGroot	Henry	McGauvran	Stoltenow
DeKrey	Hensrud	McGeehan	Stone
Dick	Hentges	Mertens	Streibel
Dornacker	Herman	Meyer	Strinden
Dotzenrod	Hickle	Miedema	Thorsgard
Eagles	Hildebrand	Miller, B.	Tweten
Erickson, K.	Hilleboe	Miller, E.	Ulvedal
Erickson, W.	Hoffner	Moore	Wagner
Fleming	Jacobson	Murphy	Walsh
Gackle	Jenkins	Mushik	Weber
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Johnson, K.	Opedahl	White
Giffey	Kieffer	Patrick	Wilkie
Glaspey	Kingsbury	Peterson, R.	Winge
Grant	Knudson	Raile	Mr. Speaker
Gronneberg	Larson, G.	Reimers	

Those voting in the negative were:

Gerl	Metzger	Rice	Rundie
Hausauer, A.	Raymond		

Absent and not voting:

Backes	Bunker	Lang	Peterson, J.
Boyum			

So the bill passed and the title was agreed to.

MOTION

Rep. Sandness moved that Senate Bill No. 2282 be laid over one legislative day, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2283. A Bill for an Act creating a regional medical education board.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 8; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Raymond
Atkinson	Halcrow	Laughlin	Reimers
Austin	Haman	Lee	Rice
Backes	Haugland	Linderman	Rivinius
Berg	Hausauer, A.	Livingston	Rocheleau
Boustead	Hausauer, R.	Lundene	Sandness
Boyum	Henning	McGauvran	Shablow
Brekke	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stone
DeKrey	Hentges	Metzger	Streibel
Dick	Herman	Meyer	Strinden
Dornacker	Hickle	Miedema	Thorsgard
Dotzenrod	Hildebrand	Miller, B.	Tweten
Eagles	Hilleboe	Miller, E.	Ulvedal
Erickson, K.	Hoffner	Murphy	Wagner
Erickson, W.	Jacobson	Mushik	Walsh
Fleming	Jenkins	Olienyk	Weber
Ganser	Johnson, H.	Opedahl	Welder
Gengler	Kingsbury	Patrick	White
Giffey	Knudson	Peterson, J.	Wilkie
Glaspey	Lang	Peterson, R.	Winge
Grant	Larson, G.	Raile	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Gackle	Johnson, K.	Moore	Rundle
Gerl	Kieffer	Rolfsrud	Stoltenow

Absent and not voting:

Bunker

So the bill passed and the title was agreed to.

RECOGNITION

Rep. Hildebrand announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Sybil Baker Kelly and her husband, former Senator Milton Kelly, and Rep. Kelly and Senator Kelly were thereupon introduced to the House.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1045

House Bill No. 1147

House Bill No. 1359

House Bill No. 1433

House Bill No. 1459

House Bill No. 1479

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 4, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1522

On which the House has adopted the conference committee report.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the house stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-FIRST DAY

Bismarck, March 4, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. N. E. McCoy, Jamestown, North Dakota.

Roll was called and all members were present except Rep. Bunker.

A quorum was declared by the Speaker.

Rep. Gerl moved that the remarks of Rev. N. E. McCoy, former Chaplain of the House, be printed in the Journal, which motion prevailed.

Rev. McCoy: "It is an honor and a privilege for me to be here. I was looking on here now and see how you do the voting now. There are a few familiar faces here. I remember so many former members of the House, and members of the clergy I invited here when I could not be here myself. In those days we visualized how it would be. That was back in '35, when this was a pretty new place, there were great issues facing them as a state, nation and world, and we were then looking forward to this day, and we had faith in those men and women who made up the membership of the House and Senate then. We have faith today and

believe that in our approach or way of life you can well serve, and will accept the challenge of problems that must be solved and settled, and you will do this the best way you know how, and will reach out to the unseen and unknown. You will be able to accomplish these through faith, recognizing the same power that directed those before in the ways of God.

"I appreciate being able to come here. It is difficult for me not to preach when I have such a number before me. And, it is hard for me not to take up a collection. I do appreciate being given this honor, and I was pleased when Cecil Crandell called me and asked me to appear.

"'Backward, turn backward, oh time in thy flight' — with apologies to the poet. Backward, turn backward all times of the day, when we faced issues that were difficult, as you know, when the same God guided us as He does today, and I believe we can become more useful in His work as we realize we are dependent upon Him as we serve those whom we represent.

"God bless you, and thank you."

RECOGNITION

Rep. Wilkie announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Owen A. Solberg, and Rep. Solberg was thereupon introduced to the House.

MOTIONS

Rep. Knudson moved that the House reconsider the action by which the amendments to Senate Bill No. 2178 were adopted, which motion prevailed.

Rep. Knudson moved that the House reconsider the action by which the Committee Report on Senate Bill No. 2178 was adopted, which motion prevailed.

Rep. Knudson moved that Senate Bill No. 2178 be re-referred to the Committee on Education, which motion prevailed.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-ninth day after recess and Fiftieth day and recommends that the same be corrected as follows:

Page 1104, line 26, before the "." insert the following: ", and declaring an emergency"

Page 1105, line 43, before the "." insert the following: ", and the sale of property received as a gift or bequest."

An examination of the Journal of the Forty-eighth day after recess and Forty-ninth day, indicates the same should be corrected as follows: Page 1089, delete line 14, and insert in lieu thereof "Glaspey"

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Lee moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE FROM THE GOVERNOR STATE OF NORTH DAKOTA Executive Office Bismarck

March 3, 1971

The Honorable Howard F. Bier
Speaker of the House
North Dakota House of Representatives
Bismarck, North Dakota

Dear Mr. Speaker:

This is to inform you that on February 26, I signed the following:
House Bill No. 1084

House Bill No. 1088
 House Bill No. 1093
 House Bill No. 1137
 House Bill No. 1143
 House Bill No. 1165
 House Bill No. 1187
 House Bill No. 1191
 House Bill No. 1195
 House Bill No. 1264
 House Bill No. 1347
 House Bill No. 1365
 House Bill No. 1376

Sincerely yours,
 William L. Guy
 Governor

WLG:bc

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2021 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3 of the engrossed bill, after the word "property" insert "and declaring an emergency"

Page 1, line 13, delete the figure "187,732.00" and insert in lieu thereof the figure "247,732.00"

Page 1, line 19, delete the figure "71,924.00" and insert in lieu thereof the figure "131,924.00"

Page 1, line 23, delete the figure "187,732.00" and insert in lieu thereof the figure "247,732.00"

Page 2, line 7, after the period insert the following sections:

"SECTION 3.) The division of the Director of Surplus Property is hereby directed to take such action as may be necessary to clean up the premises — straighten up the warehouses, and to sell and or dispose of all surplus property over one year old through the use of combined packed sales, and other methods not in conflict with federal law.

SECTION 4. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: Fees and services was increased by \$60,000 to provide for increased freight expenditures.

REP. REIMERS, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2278 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 6, before the period, insert the following words: ", and to provide an appropriation"

On page 2, line 16, after the period, insert the following new section:

"SECTION 2. APPROPRIATION.) All federal funds made available to the state of North Dakota pursuant to the provisions of Public Law 89-665 during the biennium beginning July 1, 1971, and ending June 30, 1973, are hereby appropriated for the purposes defined in this Act. Approval shall first be received from the Legislative Council Committee on Budget before such funds may be expended."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2352 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 9, of the engrossed bill, delete the word "damages"

Delete all of lines 10 through 24

On page 2, delete all of lines 1 through 10 and insert in lieu thereof the following:

"When any city shall have constructed any temporary emergency flood control protection devices or works to protect property located within a portion of a city from flood damage, the city may cause the removal of material used in the construction of such temporary emergency flood control protection devices or works and the repair of damages to land, buildings, or personal property caused by the operation of its equipment upon the property while in the process of installing or removing such temporary emergency flood protection systems. Such city may create by resolution of its governing board a special assessment district encompassing the protected area. Special assessments against the property within the district shall be imposed to cover the costs incurred by the city in removing the material used and in repairing the damages caused by the operation of equipment while installing or removing such temporary emergency flood protection systems. Special assessments against any property in the district shall be determined and made in the same manner as is provided for improvements by special assessments to the extent consistent herewith, and the certification and collection, including lien provisions, applicable to other special assessments shall be applicable hereto. Provided, however, that the provisions of section 40-22-15 of the North Dakota Century Code, relating to a resolution of necessity and protests against special assessments, shall not apply to special assessment districts created pursuant to this Act."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2395 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF SENATE BILLS

Senate Bill No. 2289. A Bill for an Act relating to the mandatory disposition of detainees for criminal charges pending against persons imprisoned in this state and constituting the Uniform Mandatory Disposition of Detainers Act.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Halcrow	Lee	Reimers
Atkinson	Haman	Linderman	Rice
Austin	Haugland	Livingston	Rivinius
Berg	Hausauer, A.	Lundene	Rocheleau
Boustead	Hausauer, R.	McGauvran	Rolsrud
Boyum	Henning	McGeehan	Rundle

Brekke	Hensrud	Mertens	Sandness
DeGroot	Hentges	Metzger	Stoltenow
DeKrey	Herman	Meyer	Shablow
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hoffner	Miller, E.	Thorsgard
Erickson, K.	Jacobson	Moore	Tweten
Erickson, W.	Jenkins	Murphy	Ulvedal
Fleming	Johnson, H.	Mushik	Wagner
Gackle	Johnson, K.	Olienyk	Walsh
Ganser	Kieffer	Opedahl	Weber
Gengler	Kingsbury	Patrick	Welder
Gerl	Knudson	Peterson, J.	White
Giffey	Lang	Peterson, R.	Wilkie
Grant	Larson, G.	Raile	Winge
Gronneberg	Larson, L.	Raymond	Mr. Speaker
Gunderson	Laughlin		

Absent and not voting:

Backes	Dick	Henry	Solberg
Bunker	Glaspey	Hilleboe	Stone

So the bill passed and the title was agreed to.

Senate Bill No. 2310. A Bill for an Act to amend and reenact section 52-01-04 of the 1969 Supplement to the North Dakota Century Code, sections 52-01-07, 52-02-15, 52-02-16, and 52-04-08 of the North Dakota Century Code, relating to penalty for disclosure of information or use of list of names obtained from the North Dakota employment security bureau, a short title for chapters 52-01 through 52-07.1, reciprocal arrangements for unemployment compensation, acquisition of real property for the use and benefit of the North Dakota employment security bureau, and succession to predecessors rights, accounts, contributions, benefit experience and ratings under the North Dakota Unemployment Compensation Law.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfsrud
Boustead	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dornacker	Herman	Meyer	Stone
Dotzenrod	Hickle	Miedema	Streibel
Eagles	Hildebrand	Miller, B.	Strinden
Erickson, K.	Hilleboe	Miller, E.	Thorsgard
Erickson, W.	Hoffner	Moore	Tweten
Fleming	Jacobson	Murphy	Ulvedal
Gackle	Jenkins	Mushik	Wagner
Ganser	Johnson, H.	Olienyk	Walsh
Gengler	Johnson, K.	Opedahl	Weber
Gerl	Kieffer	Patrick	Welder
Giffey	Kingsbury	Peterson, J.	White
Glaspey	Knudson	Peterson, R.	Wilkie
Grant	Larson, G.	Raile	Winge
Gronneberg	Larson, L.	Reimers	Mr. Speaker
Gunderson			

Absent and not voting:

Atkinson	Dick	Lang	Raymond
Bunker			

So the bill passed and the title was agreed to.

Senate Bill No. 2324. A Bill for an Act to amend and reenact subsection 3 of section 57-15-14 of the North Dakota Century Code, as contained in section 23 of House Bill No. 1045, as approved by the Forty-second Legislative Assembly, relating to tax levy limitations in school districts, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 79; nays, 17; absent and not voting, 2.

Those voting in the affirmative were:

Austin	Gronneberg	Lang	Peterson, R.
Backes	Gunderson	Larson, G.	Raymond
Berg	Halcrow	Larson, L.	Reimers
Boustead	Haman	Laughlin	Rocheleau
Boyum	Haugland	Lee	Sandness
Brekke	Hausauer, A.	Linderman	Solberg
DeGroot	Henning	Livingston	Stone
DeKrey	Henry	Lundene	Streibel
Dick	Hensrud	McGauvran	Strinden
Dotzenrod	Hentges	McGeehan	Thorsgard
Eagles	Herman	Mertens	Tweten
Erickson, K.	Hickle	Metzger	Ulvedal
Erickson, W.	Hildebrand	Miedema	Wagner
Fleming	Hoffner	Miller, B.	Walsh
Ganser	Jacobson	Miller, E.	Welder
Gengler	Jenkins	Murphy	White
Gerl	Johnson, H.	Mushik	Wilkie
Giffey	Kieffer	Olienyk	Winge
Glaspey	Kingsbury	Opedahl	Mr. Speaker
Grant	Knudson	Patrick	

Those voting in the negative were:

Anderson	Johnson, K.	Raile	Rundle
Dornacker	Meyer	Rice	Shablow
Gackle	Moore	Rivinius	Stoltenow
Hausauer, R.	Peterson, J.	Rolfsrud	Weber
Hilleboe			

Absent and not voting:

Atkinson	Bunker
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So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 2332. A Bill for an Act to amend and reenact section 15-47-26 of the North Dakota Century Code and sections 15-47-27 of the North Dakota Century Code, as contained in section 20 of House Bill No. 1045, as approved by the Forty-second Legislative Assembly, relating to the time of renewal of teachers' contracts and defining the term "teacher".

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Halcrow	Laughlin	Reimers
Austin	Haman	Lee	Rice
Backes	Haugland	Linderman	Rivinius
Berg	Hausauer, A.	Livingston	Rocheleau

Boustead	Hausauer, R.	Lundene	Rolfsrud
Boyum	Henning	McGauvran	Rundle
DeGroot	Henry	McGeehan	Sandness
DeKrey	Hensrud	Mertens	Shablow
Dick	Hentges	Metzger	Solberg
Dornacker	Herman	Meyer	Stoltenow
Dotzenrod	Hickle	Miedema	Stone
Eagles	Hildebrand	Miller, B.	Streibel
Erickson, K.	Hilleboe	Miller, E.	Strinden
Erickson, W.	Hoffner	Moore	Thorsgard
Gackle	Jacobson	Murphy	Tweten
Ganser	Jenkins	Mushik	Ulvedal
Gengler	Johnson, H.	Olienyk	Walsh
Gerl	Johnson, K.	Opedahl	Weber
Giffey	Kieffer	Patrick	Welder
Glaspey	Knudson	Peterson, J.	White
Grant	Lang	Peterson, R.	Wilkie
Gronneberg	Larson, G.	Raile	Winge
Gunderson	Larson, L.	Raymond	Mr. Speaker

Absent and not voting:

Atkinson	Bunker	Kingsbury	Wagner
Brekke	Fleming		

So the bill passed and the title was agreed to.

Senate Bill No. 2342. A Bill for an Act to amend and reenact section 51-07-01 of the North Dakota Century Code, relating to the recovery of the price of articles upon the discontinuance of contract between retailer and wholesaler, manufacturer or distributor.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gronneberg	Lee	Rivinius
Austin	Gunderson	Linderman	Rocheleau
Backes	Halcrow	Livingston	Rolfsrud
Berg	Haman	Lundene	Rundle
Boustead	Haugland	McGauvran	Sandness
Boyum	Hausauer, A.	McGeehan	Shablow
Brekke	Henning	Mertens	Solberg
DeGroot	Henry	Metzger	Stoltenow
DeKrey	Hensrud	Meyer	Stone
Dick	Hentges	Miedema	Streibel
Dornacker	Herman	Miller, B.	Strinden
Dotzenrod	Hickle	Miller, E.	Thorsgard
Eagles	Hildebrand	Moore	Tweten
Erickson, K.	Hilleboe	Murphy	Ulvedal
Erickson, W.	Hoffner	Mushik	Wagner
Fleming	Jacobson	Olienyk	Walsh
Gackle	Jenkins	Opedahl	Weber
Ganser	Johnson, H.	Patrick	Welder
Gengler	Johnson, K.	Peterson, J.	White
Gerl	Kieffer	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker
Grant	Laughlin	Rice	

Absent and not voting:

Atkinson	Hausauer, R.	Larson, G.	Reimers
Bunker	Kingsbury	Larson, L.	

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, March 4, 1971

Mr. Speaker: I have the honor to inform you that the Senate requests the return of:

House Bill No. 1021

Very respectfully,
LEO LEIDHOLM, Secretary

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2381 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. HILLEBOE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF SENATE BILLS

Senate Bill No. 2373. A Bill for an Act to amend and reenact sections 57-23-03 of the North Dakota Century Code, relating to the abatement of an invalid, inequitable or unjust assessment; 57-23-04 of the North Dakota Century Code, relating to abatement or refund of taxes; 57-23-05 of the North Dakota Century Code, relating to applications for abatement and refund of taxes; 57-23-06 of the North Dakota Century Code, relating to hearings on applications for abatement and refund of taxes; 57-23-09 of the North Dakota Century Code, relating to the procedure for refund of taxes, and 57-23-10 of the North Dakota Century Code, relating to appeals from abatement actions.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 44; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Henning	Larson, L.	Rice
Austin	Hensrud	Lee	Rocheleau
Boustead	Hentges	Linderman	Solberg
Boyum	Herman	Metzger	Stone
DeGroot	Hickle	Miedema	Strinden
Dornacker	Hoffner	Moore	Thorsgard
Eagles	Jenkins	Murphy	Tweten
Erickson, W.	Johnson, K.	Mushik	Ulvedal
Gackle	Knudson	Olienyk	Wagner
Gerl	Lang	Peterson, R.	Walsh
Grant	Larson, G.	Raymond	Wilkie
Halcrow			

Those voting in the negative were:

Backes	Gronneberg	Lundene	Reimers
Berg	Gunderson	McGauvran	Rolfsrud
DeKrey	Haman	McGeehan	Rundle
Dick	Haugland	Mertens	Sandness
Dotzenrod	Hausauer, A.	Meyer	Shablow
Erickson, K.	Hausauer, R.	Miller, B.	Stoltenow
Fleming	Henry	Miller, E.	Streibel
Ganser	Jacobson	Opedahl	Weber
Gengler	Johnson, H.	Patrick	Welder
Giffey	Laughlin	Peterson, J.	Winge
Glaspey	Livingston	Raile	Mr. Speaker

Absent and not voting:

Atkinson	Hildebrand	Kieffer	Rivinius
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Brekke	Hilleboe	Kingsbury	White
Bunker			

So the bill lost for want of a constitutional majority.

Senate Bill No. 2379. A Bill for an Act to amend and reenact section 57-32-05 of the North Dakota Century Code, relating to the collection of property taxes from car line, express, and air transportation companies.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Gronneberg	Laughlin	Rice
Austin	Gunderson	Lee	Rivinius
Backes	Halcrow	Linderman	Rocheleau
Berg	Haman	Livingston	Rolfsrud
Boustead	Haugland	Lundene	Sandness
Boyum	Hausauer, A.	McGauvran	Shablow
Brekke	Hausauer, R.	McGeehan	Solberg
DeGroot	Henning	Mertens	Stoltenow
DeKrey	Henry	Metzger	Stone
Dick	Hensrud	Meyer	Streibel
Dornacker	Hentges	Miedema	Strinden
Dotzenrod	Herman	Miller, B.	Thorsgard
Eagles	Hickle	Miller, E.	Tweten
Erickson, K.	Hildebrand	Moore	Ulvedal
Erickson, W.	Hoffner	Murphy	Wagner
Fleming	Jacobson	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Knudson	Peterson, J.	Wilkie
Giffey	Lang	Raile	Winge
Glaspey	Larson, G.	Raymond	Mr. Speaker
Grant	Larson, L.	Reimers	

Absent and not voting:

Anderson	Hilleboe	Kingsbury	Rundle
Bunker	Jenkins	Peterson, R.	

So the bill passed and the title was agreed to.

Senate Bill No. 2404. A Bill for an Act to amend and reenact Section 18-04-02 and 18-04-05, relating to fire department reports and distribution of insurance premiums, and to repeal Section 18-04-06 of the North Dakota Century Code.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Haman	Linderman	Rocheleau
Atkinson	Haugland	Livingston	Rolfsrud
Austin	Hausauer, A.	Lundene	Rundle
Boyum	Hausauer, R.	McGeehan	Sandness
Brekke	Henning	Mertens	Shablow
DeGroot	Henry	Metzger	Solberg
DeKrey	Hensrud	Meyer	Stoltenow
Dick	Hentges	Miedema	Stone
Dornacker	Herman	Miller, B.	Streibel
Dotzenrod	Hickle	Miller, E.	Strinden
Eagles	Hildebrand	Moore	Thorsgard
Erickson, K.	Hoffner	Murphy	Tweten

Fleming	Jacobson	Mushik	Ulvedal
Gackle	Johnson, H.	Olienyk	Wagner
Ganser	Johnson, K.	Opedahl	Walsh
Gengler	Kieffer	Patrick	Weber
Gerl	Knudson	Raile	Welder
Giffey	Lang	Raymond	White
Glaspey	Larson, G.	Reimers	Wilkie
Grant	Larson, L.	Rice	Winge
Gunderson	Laughlin	Rivinius	Mr. Speaker
Halcrow	Lee		

Absent and not voting:

Backes	Bunker	Hilleboe	McGauvran
Berg	Erickson, W.	Jenkins	Peterson, J.
Boustead	Gronneberg	Kingsbury	Peterson, R.

So the bill passed and the title was agreed to.

Senate Bill No. 2446. A Bill for an Act to amend and reenact section 32-19.1-01 the North Dakota Century Code, relating to acreage for use of short term redemption mortgage.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 59; nays, 32; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Olienyk
Atkinson	Gunderson	Larson, L.	Peterson, R.
Austin	Halcrow	Laughlin	Sandness
Backes	Haugland	Lee	Stone
Boyum	Hausauer, R.	Livingston	Streibel
Brekke	Henry	Lundene	Strindlen
DeGroot	Hensrud	McGeehan	Tweten
DeKrey	Hentges	Mertens	Ulvedal
Dick	Herman	Metzger	Wagner
Dotzenrod	Hickle	Meyer	Walsh
Eagles	Hoffner	Miedema	Weber
Erickson, K.	Jacobson	Miller, B.	White
Fleming	Jenkins	Miller, E.	Winge
Gerl	Johnson, H.	Moore	Mr. Speaker
Glaspey	Knudson	Murphy	

Those voting in the negative were:

Dornacker	Hausauer, A.	Opedahl	Rolfstrud
Erickson, W.	Henning	Patrick	Rundle
Gackle	Hildebrand	Raile	Shablow
Ganser	Johnson, K.	Raymond	Solberg
Gengler	Kieffer	Reimers	Stoltenow
Giffey	Larson, G.	Rice	Thorsgard
Grant	Linderman	Rivinius	Welder
Haman	Mushik	Rocheleau	Wilkie

Absent and not voting:

Berg	Bunker	Kingsbury	Peterson, J.
Boustead	Hilleboe	McGauvran	

So the bill passed and the title was agreed to.

Senate Bill No. 2494. A Bill for an Act to amend and reenact section 15-40.1-10 of the North Dakota Century Code, as contained in section 7 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to payments of county equalization funds to schools and school districts.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gunderson	Lee	Rice
Atkinson	Halcrow	Linderman	Rivinius
Austin	Haman	Livingston	Rocheleau
Backes	Haugland	Lundene	Rolfsrud
Boustead	Hausauer, A.	McGauvran	Rundle
Boyum	Hausauer, R.	McGeehan	Sandness
Brekke	Henning	Mertens	Shablow
DeGroot	Henry	Metzger	Solberg
DeKrey	Hensrud	Meyer	Stoltenow
Dick	Hentges	Miedema	Stone
Dornacker	Herman	Miller, B.	Streibel
Dotzenrod	Hickle	Miller, E.	Strinden
Eagles	Hildebrand	Moore	Thorsgard
Erickson, K.	Hoffner	Murphy	Tweten
Erickson, W.	Jacobson	Mushik	Ulvedal
Fleming	Jenkins	Olienyk	Wagner
Gackle	Johnson, H.	Opedahl	Walsh
Ganser	Johnson, K.	Patrick	Weber
Gengler	Kieffer	Peterson, J.	Welder
Gerl	Knudson	Peterson, R.	White
Giffey	Lang	Raile	Wilkie
Glaspey	Larson, G.	Raymond	Winge
Grant	Larson, L.	Reimers	Mr. Speaker
Gronneberg	Laughlin		

Absent and not voting:

Berg	Bunker	Hilleboe	Kingsbury
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So the bill passed and the title was agreed to.

Senate Bill No. 2503. A Bill for an Act to amend and reenact section 15-34.1-05 of the North Dakota Century Code, as contained in section 5 of House Bill No. 1045, as enacted by the Forty-second Legislative Assembly, relating to penalties for violating compulsory school attendance.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 13; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Gunderson	Lee	Rivinius
Austin	Haman	Livingston	Rocheleau
Backes	Haugland	Lundene	Rolfsrud
Boustead	Hausauer, R.	McGauvran	Rundle
Brekke	Henning	McGeehan	Sandness
DeGroot	Hensrud	Mertens	Shablow
DeKrey	Hentges	Meyer	Solberg
Dick	Herman	Miedema	Stone
Dornacker	Hickle	Miller, E.	Streibel
Dotzenrod	Hildebrand	Moore	Strinden
Eagles	Hoffner	Mushik	Thorsgard
Erickson, K.	Jacobson	Olienyk	Tweten
Erickson, W.	Jenkins	Opedahl	Ulvedal
Fleming	Johnson, H.	Patrick	Walsh
Gackle	Kieffer	Peterson, J.	Weber
Ganser	Knudson	Peterson, R.	Welder
Gengler	Lang	Raile	White
Giffey	Larson, G.	Raymond	Wilkie
Glaspey	Larson, L.	Reimers	Winge
Grant	Laughlin	Rice	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Anderson	Hausauer, A.	Linderman	Murphy
Boyum	Henry	Metzger	Stoltenow

Gerl Johnson, K. Miller, B. Wagner
Halcrow

Absent and not voting:

Berg Bunker Hilleboe Kingsbury

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4071. A Concurrent Resolution urging Congress to support a bill introduced in the United States Senate by Senator Milton R. Young to convey certain federal land in Mountrail County to the Mountrail County Park Commission.

Was read the second time.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 2030. A Bill for an Act making an appropriation to the state outdoor recreation agency for funding the planning, acquisition and development of outdoor recreation agencies and activities.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 0; absent and not voting 6.

Those voting in the affirmative were:

Anderson	Grant	Larson, L.	Reimers
Atkinson	Gronneberg	Laughlin	Rice
Austin	Gunderson	Lee	Rivinius
Backes	Halcrow	Linderman	Rocheleau
Berg	Haman	Livingston	Rolfsrud
Boustead	Haugland	Lundene	Rundle
Boyum	Hausauer, A.	McGauvran	Sandness
Brekke	Hausauer, R.	McGeehan	Shablow
DeGroot	Henning	Mertens	Solberg
DeKrey	Henry	Metzger	Stoltenow
Dick	Hentges	Meyer	Stone
Dornacker	Herman	Miedema	Streibel
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Knudson	Peterson, R.	Wilkie
Giffey	Lang	Raile	Winge
Glaspey	Larson, G.	Raymond	Mr. Speaker

Absent and not voting:

Bunker Hilleboe Peterson, J. Strinden
Hensrud Kingsbury

So the bill passed and the title was agreed to.

Senate Bill No. 2437. A Bill for an Act to amend and reenact section 16-18-09 of the North Dakota Century Code, relating to delivery of absent voters' ballots and notification of date when ballot must be returned to be canvassed.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended,

the roll was called and there were ayes, 56; nays, 39; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Larson, L.	Rivinius
Austin	Hausauer, A.	Lee	Rundle
Berg	Hausauer, R.	Lundene	Sandness
Boustead	Henning	Metzger	Stoltenow
Boyum	Hensrud	Miedema	Stone
Brekke	Hentges	Moore	Streibel
DeKrey	Herman	Murphy	Strinden
Dick	Hickle	Olienyk	Thorsgard
Dornacker	Hildebrand	Peterson, J.	Tweten
Eagles	Jenkins	Peterson, R.	Ulvedal
Gackle	Johnson, K.	Raile	Wagner
Ganser	Knudson	Raymond	Welder
Gunderson	Lang	Reimers	White
Halcrow	Larson, G.	Rice	Mr. Speaker

Those voting in the negative were:

Anderson	Glaspey	Linderman	Patrick
Backes	Grant	Livingston	Rocheleau
DeGroot	Gronneberg	McGauvran	Rolfstrud
Dotzenrod	Haman	McGeehan	Shablow
Erickson, K.	Henry	Mertens	Solberg
Erickson, W.	Hoffner	Meyer	Walsh
Fleming	Jacobson	Miller, B.	Weber
Gengler	Johnson, H.	Miller, E.	Wilkie
Gerl	Kieffer	Mushik	Winge
Giffey	Laughlin	Opedahl	

Absent and not voting:

Bunker Hilleboe Kingsbury

So the bill passed and the title was agreed to.

ANNOUNCEMENT ON
CONFERENCE COMMITTEE APPOINTMENT

Speaker Bier announced that Rep. DeGroot replaces Rep. Wilkie on the Conference Committee appointed on House Bill No. 1434.

MOTIONS

Rep. Boustead moved that the House concur in the Senate amendments to House Bill No. 1437, which motion prevailed.

Rep. Boustead moved that the rules be suspended and that House Bill No. 1437 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1437. A Bill for an Act to amend and reenact section 39-04A-03 of the North Dakota Century Code relating to motor vehicle ton fee tags.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Reimers
Atkinson	Halcrow	Lee	Rice
Austin	Haman	Linderman	Rivinius
Backes	Haugland	Livingston	Rocheleau
Boustead	Hausauer, A.	Lundene	Rolfstrud
Boyum	Hausauer, R.	McGauvran	Rundle
Brekke	Henning	McGeehan	Sandness
DeGroot	Henry	Mertens	Stoltenow

DeKrey	Hensrud	Metzger	Stone
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miedema	Strinden
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner
Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienik	Weber
Ganser	Johnson, K.	Opedahl	Weider
Gengler	Kieffer	Patrick	White
Gerl	Knudson	Peterson, J.	Wilkie
Giffey	Lang	Peterson, R.	Winge
Grant	Larson, G.	Raile	Mr. Speaker
Gronmeberg	Larson, L.	Raymond	

Those voting in the negative were:

Shablow

Absent and not voting:

Berg	Glaspey	Kingsbury	Solberg
Bunker	Hilleboe		

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE

Rep. Shablow: "I would like to explain my vote on House Bill No. 1437. I was looking at House Bill No. 1436 when I was voting on House Bill No. 1437. I was the only one voting nay."

MOTIONS

Rep. Boustead moved that the House concur in the Senate amendments to House Bill No. 1478, which motion prevailed.

Rep. Boustead moved that the rules be suspended and that House Bill No. 1478 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1478. A Bill for an Act to amend and reenact section 39-09-01, subsection 1 of section 39-10-11, and subsection 1 of section 39-21-36 of the North Dakota Century Code, relating to the care required in operating a vehicle, to the overtaking of a vehicle on the left, and to the equipment of horns and warning devices.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 4; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gunderson	Lee	Reimers
Atkinson	Halcrow	Linderman	Rice
Austin	Haman	Livingston	Rivinius
Backes	Haugland	Lundene	Rocheleau
Berg	Hausauer, A.	McGauvran	Rolfsrud
Boustead	Hausauer, R.	McGeehan	Sandness
Brekke	Henning	Mertens	Shablow
DeGroot	Henry	Metzger	Stoltenow
DeKrey	Hensrud	Meyer	Stone
Dick	Hentges	Miedema	Streibel
Dornacker	Herman	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Murphy	Ulvedal

Fleming	Johnson, H.	Mushik	Wagner
Gackle	Johnson, K.	Olienyk	Walsh
Gengler	Kieffer	Opedahl	Weber
Gerl	Knudson	Patrick	Welder
Giffey	Lang	Peterson, J.	White
Glaspey	Larson, G.	Peterson, R.	Winge
Grant	Larson, L.	Raile	Mr. Speaker
Gronneberg	Laughlin	Raymond	

Those voting in the negative were:

Boyum	Erickson, W.	Rundie	Wilkie
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Absent and not voting:

Bunker	Hickle	Jenkins	Solberg
Ganser	Hilleboe	Kingsbury	

So the bill passed and the title was agreed to.

MOTIONS

Rep. Boustead moved that the House concur in the Senate amendments to House Bill No. 1553, which motion prevailed.

Rep. Boustead moved that the rules be suspended and that House Bill No. 1553 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1553. A Bill for an Act to amend and reenact subsection 1. of section 39-04-18 of the 1969 Supplement to the North Dakota Century Code, relating to registration requirements of motor vehicles and to prescribe legislative intent.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Laughlin	Reimers
Atkinson	Gronneberg	Lee	Rice
Austin	Gunderson	Linderman	Rivinius
Backes	Haman	Livingston	Rocheleau
Berg	Haugland	Lundene	Rolfstrud
Boustead	Hausauer, A.	McGauvran	Rundie
Boyum	Hausauer, R.	McGeehan	Sandness
Brekke	Henning	Mertens	Shablow
DeGroot	Henry	Metzger	Stoltenow
DeKrey	Hensrud	Meyer	Stone
Dick	Hentges	Miedema	Streibel
Dornacker	Herman	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Murphy	Ulvedal
Erickson, W.	Jenkins	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	Welder
Gengler	Knudson	Peterson, J.	White
Gerl	Lang	Peterson, R.	Wilkie
Giffey	Larson, G.	Raile	Winge
Glaspey	Larson, L.	Raymond	Mr. Speaker

Absent and not voting:

Bunker	Hickle	Kingsbury	Solberg
Halcrow	Hilleboe		

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 4, 1971

Mr. President: I have the honor to transmit herewith the following,
House Concurrent Resolution No. 3089

Which the House has passed and your favorable consideration is
requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 4, 1971

Mr. President: I have the honor to return herewith the following,
Senate Concurrent Resolution No. 4013

Senate Concurrent Resolution No. 4019
Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 4, 1971

Mr. President: I have the honor to return herewith the following,
Senate Bill No. 2260

Senate Bill No. 2431

Senate Bill No. 2432

Senate Bill No. 2433

Senate Bill No. 2492

Senate Bill No. 2498

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 4, 1971

Mr. President: I have the honor to return herewith the following,Senate Bill No. 2019

Senate Bill No. 2139

Senate Bill No. 2391

Senate Bill No. 2448

Senate Bill No. 2449

Senate Bill No. 2452

Senate Bill No. 2459

Senate Bill No. 2496

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 4, 1971

Mr. President: I have the honor to return herewith the following,
Senate Bill No. 2363

Which the House has amended.

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that on the Con-
ference Committee on House Bill No. 1434, Rep. DeGroot will re-
place Rep. Wilkie.

Very respectfully,

ROY GILBREATH, Chief Clerk

POINT OF PERSONAL PRIVILEGE

Rep. Dornacker: "Mr. Speaker: I rise on a point of personal priv-
ilege and request that my remarks be printed in the Journal.

"A recent release from the Tax Department stated that a quarter
million taxpayers were losers by the Legislature not passing the
postage card tax return law.

"I feel the people are entitled to more information. In the first

place, the post card return was only an image — you had to fill out both sides just as you do on the present form. The present form is one sheet with the second sheet as your copy. Very few of you would have mailed the post card unless you put it into a letter or you would have revealed your tax liability to postal people. I don't think the people are as sorry as the Tax Department for failure of their bill. You know what you have now. We killed the bill because it changed the amount you would have to pay by at least 50% of the taxpayers. These bills took away your right to use Federal income tax, hospital bills, joint returns where husband and wife both have to work, dividends where corporation paid state income tax along with pay where you serve in the Armed Forces as a deduction. I think the Legislature did our people a great favor."

MOTION

Rep. Streibel moved that the House accede to the Senate request for the return of House Bills Nos. 1085 and 1021, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 4, 1971

Mr. President: I have the honor to return:
House Bill No. 1085
House Bill No. 1021
Which the Senate has requested.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, March 4, 1971

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on

House Bill No. 1022
House Bill No. 1434

Senators:

Wenstrom
Coughlin
L. Larson

to serve on House Bill No. 1022

Senators:

Forkner
Page
Erdman

to serve on house Bill No. 1434

Very respectfully,

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 4, 1971

Mr. Speaker: I have the honor to return:
House Bill No. 1003
House Bill No. 1008
House Bill No. 1028
House Bill No. 1336
Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1003

On page 2, line 8 delete the figure "35,000.00" and insert in lieu thereof the figure "45,000.00"

On page 2, line 9 delete the figure "40,000.00" and insert in lieu thereof the figure "45,000.00"

On page 2, line 11 delete the figure "100,000.00" and insert in lieu thereof the figure "115,000.00"

On page 2, line 12 delete the figure "90,000.00" and insert in lieu thereof the figure "105,000.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The intent of the amendments is to allow other agencies to use the Law Enforcement Training Center. The increase in fees and services and supplies and materials was offset by increasing the estimated income.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1008

On page 1, line 15 delete the figure "131,775.00" and insert in lieu thereof the figure "134,750.00"

On page 1, line 16 delete the figure "97,671.00" and insert in lieu thereof the figure "94,871.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The intent of the amendments is to provide additional funds in salaries and wages, reduced from fees and services to provide for more meetings of the board if necessary.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1028

On page 1, line 11 delete the figure "367,750.00" and insert in lieu thereof the figure "407,750.00"

On page 1, line 11 delete the figure "317,750.00" and insert in lieu thereof the figure "357,750.00"

On page 1, after line 20 add the following new line:

"20a Horse Barn 40,000.00"

On page 1, line 21 delete the figure "367,750.00" and insert in lieu thereof the figure "407,750.00"

On page 1, line 22 delete the figure "317,750.00" and insert in lieu thereof the figure "357,750.00"

On page 1, after line 23 add the following:

"SECTION 2. INTENT.) It is the intent of the legislature that \$50,000.00 general fund appropriation by the state will be used for premiums. It is the further intent of the legislature that \$40,000.00 of the appropriation shall be used for the construction of a horse barn and the income from non-fair usage of the building is to be used to amortize construction costs of the horse barn."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1336

On page 5, line 32 of the engrossed bill, after the word "person" insert a comma and the following words: ", partnership, association, or corporation"

On page 5, line 33 of the engrossed bill, after the first word "his" insert the words "or its", and after the second word "his" insert the words "or its"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Senate Chamber
Bismarck, March 4, 1971

Mr. Speaker. I have the honor to transmit:

Senate Concurrent Resolution No. 4052

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 4, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2318
Senate Bill No. 2356
Senate Bill No. 2358
Senate Bill No. 2365

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, March 4, 1971

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 2110
Senate Bill No. 2206
Senate Bill No. 2304
Senate Bill No. 2389
Senate Bill No. 2403

Very respectfully,
LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, March 4, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1014
House Bill No. 1047
House Bill No. 1099
House Bill No. 1185
House Bill No. 1192
House Bill No. 1219
House Bill No. 1220
House Bill No. 1289
House Bill No. 1410
House Bill No. 1430

Which the Senate has passed unchanged.

Very respectfully,
LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, March 4, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2025
Senate Bill No. 2199
House Bill No. 1522

On which the Senate has adopted the Conference Committee reports.

Very respectfully,
LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Friday, March 5, 1971, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-FIRST DAY AFTER RECESS
AND FIFTY-SECOND DAY

Bismarck, March 5, 1971

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bier presiding.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:
House Bill No. 1045
House Bill No. 1147
House Bill No. 1359
House Bill No. 1433
House Bill No. 1459
House Bill No. 1479

And the Speaker signed the same in the presence of the House of Representatives.

MOTION

Rep. Wagner moved that the House recess for fifteen minutes for the purpose of a caucus, which motion prevailed.

The House recessed.

The House reconvened, with Speaker Bier presiding.

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the amendments to Senate Bill No. 2036 as recommended by the Committee on Appropriations as printed on page 1117 of the House Journal be adopted, which motion failed.

Rep. K. Johnson moved that the amendments to Senate Bill No. 2183 as recommended by the Committee on Agriculture as printed on page 1118 of the House Journal be adopted.

Rep. K. Johnson moved that the House dispense with the reading of the amendments to Senate Bill No. 2183, which motion prevailed.

The question then was on the motion of Rep. K. Johnson to adopt the amendments to Senate Bill No. 2183, which motion prevailed.

Senate Bill No. 2183 was re-referred to the Committee on Appropriations.

Rep. Boustead moved that the amendments to Senate Bill No. 2218 as recommended by the Committee on Transportation as printed on page 1118 of the House Journal be adopted, which motion prevailed.

Rep. Rundle moved that the amendments to Senate Bill No. 2259 as recommended by the Committee on Political Subdivisions as printed on pages 1118 and 1119 of the House Journal be adopted, which motion prevailed.

Rep. K. Johnson moved that the amendments to Senate Bill No. 2375 as recommended by the Committee on Agriculture as printed on page 1119 of the House Journal be adopted, which motion prevailed.

Rep. Rundle moved that the amendments to Senate Bill No. 2398 as recommended by the Committee on Political Subdivisions as

printed on page 1119 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to Senate Bill No. 2458 as recommended by the Committee on Transportation as printed on pages 1119 and 1120 of the House Journal be adopted.

Rep. Hensrud moved that the House dispense with the reading of the amendments to Senate Bill No. 2458, which motion prevailed.

The question then was on the motion of Rep. Boustead to adopt the amendments to Senate Bill No. 2458, which motion prevailed.

Rep. Dick moved that the amendments to Senate Concurrent Resolution No. 4053 as recommended by the Committee on Natural Resources as printed on page 1121 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Reimers moved that the House reconsider the action by which the amendments to Senate Bill No. 2036 failed to be adopted.

Rep. Jenkins requested a recorded roll call vote on the motion to reconsider the action by which the House failed to adopt the amendments to Senate Bill No. 2036.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 54; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Sandness
Austin	Hausauer, R.	Metzger	Stoltenow
Berg	Henning	Moore	Stone
Boyum	Hensrud	Murphy	Strinden
Brekke	Herman	Peterson, R.	Thorsgard
Bunker	Jenkins	Raile	Tweten
DeKrey	Johnson, K.	Reimers	Wagner
Dick	Kingsbury	Rice	Welder
Ganser	Knudson	Rivinius	White
Gunderson	Lang	Rundle	Mr. Speaker
Halcrow	Larson, G.		

Those voting in the negative were:

Anderson	Grant	Laughlin	Patrick
Backes	Gronneberg	Linderman	Peterson, J.
DeGroot	Haman	Livingston	Raymond
Dornacker	Haugland	Lundene	Rocheleau
Dotzenrod	Henry	McGauvran	Rolfsrud
Eagles	Hertges	McGeehan	Shablow
Erickson, K.	Hickle	Mertens	Solberg
Erickson, W.	Hildebrand	Meyer	Streibel
Fleming	Hilleboe	Miller, B.	Ulvedal
Gackle	Hoffner	Miller, E.	Walsh
Gengler	Jacobson	Mushik	Weber
Gerl	Johnson, H.	Olienyk	Wilkie
Giffey	Kieffer	Opedahl	Winge
Gaspey	Larson, L.		

Absent and not voting:

Boustead	Miedema
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The motion to reconsider failed. Senate Bill No. 2036 will be placed on the calendar without the amendments.

RECOGNITION

Speaker Bier announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Kenneth Gronhovd, and Rep. Gronhovd was thereupon introduced to the House.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture to whom was re-

ferred Senate Bill No. 2234 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Gronneberg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2236 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. McGauvran moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Murphy moved that the House reconsider the action by which Senate Bill No. 2324 was passed, which motion failed on a division vote.

RECOGNITIONS

Rep. Hoffner announced that a former Representative was in the chambers, and requested that the House recognize former Rep. John Leier, and Rep. Leier was thereupon introduced to the House.

Rep. Raile announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Samuel Rudolf, and Rep. Rudolf was thereupon introduced to the House.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-SECOND DAY

Bismarck, March 5, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Gerhart Harms, Bethel Lutheran Church, Bismarck.

Roll was called, and all members were present except Reps. Boustead, Miedema and White.

A quorum was declared by the Speaker.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the fiftieth day after recess and fifty-first day, and finds the same to be correct.

REP. STONE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4052. A Concurrent Resolution urging the United States Department of Agriculture, Soil and Water Conservation Districts, and other appropriate agencies and departments to review the adequacy of current watershed programs and plans to meet the urgent needs of the present and the future.

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

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2281 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2288 has had the same under consideration and recommends that the same be amended as follows:

On line 9 of the bill, after the word "persons" and before the word "shall", insert the following: "under jurisdiction of the state courts"

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2306 has had the same under consideration and recommends that the same be amended as follows:

On page 8 delete lines 8 through 23 and insert in lieu thereof the following:

2. (((the maximum interest rate they shall bear;
3. That they will be of serial maturity;
4. The years of such maturities, but not the amounts for each of such years;
- 5.)) The purpose for which they are proposed to be issued (((;))).
- ((6.)) 3. The assessed valuation of all taxable property in the municipality as defined in section 23-03-01 (((;))).
- ((7.)) 4. The total amount of bonded indebtedness of the municipality (((;))).
- ((8.)) 5. The amount of outstanding bonds of the municipality issued for a similar purpose (((; and))).
- ((9.)) 6. Any other statement of fact deemed advisable by the governing body of voters proposed the same."

On page 12, line 10 delete the following words "If no"

On page 12 delete all of lines 11 through 19

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2481 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 12, after the word "auditor" insert the following: ", upon resolution of the board of county commissioners,"

On page 1, line 12, delete the following: ", not to exceed one mill,"

On page 1, line 14, delete everything after the comma and insert in lieu thereof the following: "but in no case shall the amount of the levy cause the total levy for such township to exceed the maximum levy limitations, including excess levy limitations, provided by law"

On page 1, line 15, delete everything before the period

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Jacobson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2354 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 11 after the semicolon insert the word "and"

On page 2, line 13 following the word "hospital" insert a semicolon and delete the words "or nursing"

On page 2 delete all of lines 14 through 19 inclusive

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2426 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2489 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 15 delete the triple parentheses before the colon

On page 1, line 17 after the word "estate" insert the words "**, consisting of forty acres, or more,**"

On page 1, line 19 insert triple parentheses before the word "except" and place triple parentheses after the word "where" and insert in lieu thereof the following: "**provided that where such real estate, consisting of forty acres or more, is held in a decedent's estate, notice may be given to the executor or administrator, and no further notice need be given to any other person who may have an interest in the real estate. Where**"

On page 1, line 20 after the word "city" insert the words "**or of an Indian reservation,**"

On page 1, line 21 after the word "city" insert the following: "**or to the chief local officer of the federal bureau of Indian affairs, as the case may be,**"

On page 1, line 22 after the word "record" and before the word "title" insert the word "**surface**"

On page 1, line 23 after the word "city" insert the words "**or Indian reservation**"

On page 1, line 24 delete the triple parentheses after the numeral "(2)"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution No. 4039 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Walsh moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution No. 4055 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 10 after the word "appropriate" delete the words "at least fifty" and insert the words "the necessary funds"

On page 2, line 11 delete the words "million dollars"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Henry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution No. 4075 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution No. 4052 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Weber moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2013 has had the same under consideration and recommends that the same be amended as follows:

Page 1, line 13 of the engrossed bill, delete the figure "1,586,510.00" and insert in lieu thereof the figure "1,549,285.00"

Page 1, line 17, delete the figure "1,196,726.00" and insert in lieu thereof the figure "1,177,476.00"

Page 1, line 18, delete the figure "209,976.00" and insert in lieu thereof the figure "203,051.00"

Page 1, line 19, delete the figure "150,300.00" and insert in lieu thereof the figure "142,250.00"

Page 1, line 20, delete the figure "15,508.00" and insert in lieu thereof the figure "12,508.00"

Page 1, line 24, delete the figure "1,586,510.00" and insert in lieu thereof the figure "1,549,285.00"

Page 2, line 1 delete the figure "287,510.00" and insert in lieu thereof the figure "295,510.00"

Page 2, line 2, delete the figure "1,299,000.00" and insert in lieu thereof the figure "1,253,775.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The purpose of the amendment is to transfer the budget needed for farming operations to the state penitentiary and to provide extra money in salaries for cost of meals previously provided for employees.

REP. REIMERS, Chairman

Rep. Miller moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2022 has had the same under consideration and recommends that the same be amended as follows:

Page 1, line 12 of the engrossed bill, delete the figure "744,788.00" and insert in lieu thereof the figure "764,788.00"

Page 1, line 19, delete the figure "45,000.00" and insert in lieu thereof the figure "65,000.00"

Page 1, line 20, delete the figure "744,788.00" and insert in lieu thereof the figure "764,788.00"

Page 1, line 23, delete the figure "384,104.00" and insert in lieu thereof the figure "404,104.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The purpose of the amendment is to allow the division of supervised correspondence study to purchase films from the state film library.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2024 has had the same under consideration and recommends that the same be amended as follows:

Page 1, line 9, delete the words "There is hereby appropriated"

Page 1, delete lines 10 through 14 inclusive and insert in lieu thereof: "There is hereby appropriated the sum of \$1,189,445.00" from the seed department fund, and the sum of \$46,700.00 out of the general fund in the state treasury, or so much thereof as may be necessary for salaries and expenses for the state seed department, as provided for in chapters 4-09, 4-10, and 4-11, North Dakota Century Code, for the biennium beginning July 1, 1971 and ending June 30, 1973, to wit:"

Page 1, after line 20 insert the following:

"Less seed department income	\$1,189,445.00
General Fund appropriation	\$ 46,700.00"

Renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The purpose is to restore general fund appropriation to finance statewide seed testing of administering the state seed law.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2181 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2319 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2408 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the amendments to Senate Bill No. 2021 as recommended by the Committee on Appropriations as printed on page 1127 of the House Journal be adopted.

Rep. Reimers moved that the House dispense with the reading of the amendments to Senate Bill No. 2021, which motion prevailed.

The question then was on the motion of Rep. Reimers to adopt the amendments to Senate Bill No. 2021, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Bill No. 2278 as recommended by the Committee on State and Federal Government as printed on page 1127 of the House Journal be adopted.

Rep. Hilleboe moved that the House dispense with the reading of the amendments to Senate Bill No. 2278, which motion prevailed.

The question then was on the motion of Rep. Hilleboe to adopt the amendments to Senate Bill No. 2278, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Bill No. 2352 as recommended by the Committee on State and Federal Government as printed on page 1128 of the House Journal be adopted.

Rep. Hilleboe moved that the House dispense with the reading of the amendments to Senate Bill No. 2352, which motion prevailed.

The question then was on the motion of Rep. Hilleboe to adopt the amendments to Senate Bill No. 2352, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2007. A Bill for an Act to appropriate money for the expenses of the executive department of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriations shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided herein.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Reimers
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Backes	Haman	Linderman	Rocheleau
Berg	Haugland	Livingston	Rofsrud
Boustead	Hausauer, A.	McGauvran	Rundle
Boyum	Hausauer, R.	McGeehan	Sandness
Brekke	Henning	Mertens	Shablow
Bunker	Henry	Metzger	Solberg
DeKrey	Hensrud	Meyer	Stoltenow
Dick	Hentges	Miller, B.	Stone
Dotzenrod	Herman	Miller, E.	Streibel
Eagles	Hickle	Moore	Thorsgard
Erickson, K.	Hilleboe	Murphy	Ulvedal
Erickson, W.	Hoffner	Mushik	Wagner
Fleming	Jacobson	Olienyk	Walsh
Gackle	Jenkins	Opedahl	Weber
Ganser	Johnson, H.	Patrick	Welder
Gengler	Johnson, K.	Peterson, J.	White
Gerl	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker
Grant			

Those voting in the negative were:

Hildebrand

Absent and not voting:

DeGroot	Kieffer	Lundene	Strinden
Dornacker	Larson, L.	Miedema	Tweten

So the bill passed and the title was agreed to.

Senate Bill No. 2208. A Bill for an Act to amend and reenact section 57-50-02 of the North Dakota Century Code, relating to the form of claim for refund of motor fuel tax.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Raymond
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Atkinson	Gunderson	Larson, G.	Reimers
Austin	Halcrow	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfsrud
Brekke	Henning	Lundene	Rundle
Bunker	Henry	McGauvran	Sandness
DeGroot	Hensrud	McGeehan	Shablow
DeKrey	Hentges	Mertens	Stoltenow
Dick	Herman	Metzger	Stone
Dotzenrod	Hickle	Meyer	Streibel
Eagles	Hildebrand	Miller, B.	Strinden
Erickson, K.	Hilleboe	Miller, E.	Thorsgard
Erickson, W.	Hoffner	Moore	Ulvedal
Fleming	Jacobson	Murphy	Wagner
Gackle	Jenkins	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Weber
Gengler	Johnson, K.	Opedahl	Welder
Gerl	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, R.	Winge
Glaspay	Knudson	Raile	Mr. Speaker
Grant			

Those voting in the negative were:

Boyum White

Absent and not voting:

Dornacker	Larson, L.	Peterson, J.	Twaten
Hausauer, R.	Miedema	Solberg	

So the bill passed and the title was agreed to.

Senate Bill No. 2279. A Bill for an Act to amend and reenact subsection 7 of section 25-03-11 of the North Dakota Century Code, relating to judicial procedures in hospitals upon order of mental health board.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gunderson	Lang	Reimers
Atkinson	Halcrow	Larson, G.	Rice
Austin	Haman	Laughlin	Rivinius
Backes	Haugland	Lee	Rocheleau
Berg	Hausauer, A.	Linderman	Rolfsrud
Boustead	Hausauer, R.	Livingston	Rundle
Boyum	Henning	Lundene	Sandness
Bunker	Henry	McGauvran	Shablow
DeKrey	Hensrud	McGeehan	Stoltenow
Dick	Hentges	Mertens	Stone
Dotzenrod	Herman	Metzger	Streibel
Eagles	Hickle	Meyer	Strinden
Erickson, K.	Hildebrand	Miller, B.	Thorsgard
Erickson, W.	Hilleboe	Miller, E.	Ulvedal
Fleming	Hoffner	Moore	Wagner
Gackle	Jacobson	Mushik	Walsh
Ganser	Jenkins	Olienyk	Weber
Gengler	Johnson, H.	Opedahl	Welder
Giffey	Johnson, K.	Patrick	White
Glaspay	Kieffer	Peterson, R.	Wilkie
Grant	Kingsbury	Raile	Winge
Gronneberg	Knudson	Raymond	Mr. Speaker

Those voting in the negative were:

Gerl Murphy

Absent and not voting:

Brekke	Dornacker	Miedema	Solberg
DeGroot	Larson, L.	Peterson, J.	Tweten

So the bill passed and the title was agreed to.

Senate Bill No. 2282. A Bill for an Act to amend and reenact subsections 3 and 6 of section 54-52-01 and section 54-52-02 of the North Dakota Century Code, relating to definitions and formulation of plans under the state employees' retirement system, and to provide a legislative intent relating to prior service benefits for District Health Unit qualified employees.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Glaspey	Kingsbury	Raymond
Atkinson	Grant	Knudson	Reimers
Austin	Gronneberg	Lang	Rice
Backes	Gunderson	Larson, G.	Rivinius
Berg	Halcrow	Laughlin	Rocheleau
Boustead	Haman	Lee	Rolfsrud
Boyum	Haugland	Linderman	Rundle
Brekke	Hausauer, A.	Livingston	Sandness
Bunker	Hausauer, R.	Lundene	Shablow
DeGroot	Henning	McGauvran	Stoltenow
DeKrey	Henry	McGeehan	Stone
Dick	Hensrud	Mertens	Streibel
Dornacker	Herman	Metzger	Strinden
Dotzenrod	Hickle	Meyer	Ulvedal
Eagles	Hildebrand	Miller, B.	Wagner
Erickson, K.	Hilleboe	Miller, E.	Walsh
Erickson, W.	Hoffner	Murphy	Weber
Fleming	Jacobson	Mushik	White
Ganser	Jenkins	Olienyk	Wilkie
Gengler	Johnson, H.	Opedahl	Winge
Gerl	Johnson, K.	Patrick	Mr. Speaker
Giffey	Kieffer	Peterson, R.	

Those voting in the negative were:

Gackle	Moore	Raile	Welder
Hentges			

Absent and not voting:

Larson, L.	Peterson, J.	Thorsgard	Tweten
Miedema	Solberg		

So the bill passed and the title was agreed to.

Senate Bill No. 2290. A Bill for an Act to amend and reenact section 40-08-07 of the North Dakota Century Code, relating to compensation of aldermen in council cities.

Which has been read.

Rep. B. Miller requested he be excused from voting on Senate Bill No. 2290 because of a personal interest.

Rep. Winge moved that Rep. B. Miller be allowed to vote on Senate Bill No. 2290, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 7; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Giffey	Kieffer	Raymond
Atkinson	Glaspey	Kingsbury	Reimers
Austin	Grant	Knudson	Rice

Backes	Gronneberg	Lang	Rivinius
Berg	Gunderson	Larson, G.	Rocheleau
Boustead	Haman	Laughlin	Rolfsrud
Boyum	Haugland	Lee	Rundle
Brekke	Hausauer, A.	Linderman	Sandness
Bunker	Hausauer, R.	Livingston	Shablow
DeGroot	Henning	Lundene	Stone
DeKrey	Henry	McGauvran	Streibel
Dick	Hensrud	McGeehan	Strinden
Dornacker	Hentges	Mertens	Twetén
Dotzenrod	Herman	Metzger	Ulvedal
Eagles	Hickle	Meyer	Wagner
Erickson, K.	Hildebrand	Miller, E.	Walsh
Erickson, W.	Hilleboe	Mushik	Weber
Fleming	Hoffner	Olienyk	White
Gackle	Jacobson	Opedahl	Wilkie
Ganser	Jenkins	Patrick	Winge
Gengler	Johnson, H.	Peterson, J.	Mr. Speaker
Gerl	Johnson, K.	Peterson, R.	

Those voting in the negative were:

Miller, B.	Murphy	Stoltenow	Welder
Moore	Raile	Thorsgard	

Absent and not voting:

Halerow	Larson, L.	Miedema	Solberg
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So the bill passed and the title was agreed to.

Senate Bill No. 2302. A Bill for an Act to amend and reenact subsection 4 of section 29-29-21 of the North Dakota Century Code relating to the temporary questioning and searching of persons in public places suspected of possessing narcotic and other drugs.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Reimers
Atkinson	Gronneberg	Laughlin	Rice
Austin	Gunderson	Lee	Rocheleau
Backes	Haman	Linderman	Rolfsrud
Berg	Haugland	Livingston	Rundle
Boustead	Hausauer, A.	Lundene	Sandness
Boyum	Hausauer, R.	McGauvran	Shablow
Brekke	Henning	McGeehan	Stoltenow
Bunker	Henry	Mertens	Stone
DeGroot	Hensrud	Meyer	Streibel
DeKrey	Hentges	Miller, B.	Strinden
Dick	Herman	Miller, E.	Thorsgard
Dornacker	Hickle	Moore	Twetén
Dotzenrod	Hildebrand	Murphy	Ulvedal
Eagles	Hilleboe	Mushik	Wagner
Erickson, K.	Hoffner	Olienyk	Walsh
Erickson, W.	Jacobson	Opedahl	Weber
Gackle	Jenkins	Patrick	Welder
Ganser	Johnson, H.	Peterson, J.	White
Gengler	Johnson, K.	Peterson, R.	Wilkie
Gerl	Kieffer	Raile	Winge
Giffey	Kingsbury	Raymond	Mr. Speaker
Glaspéy	Knudson		

Those voting in the negative were:

Fleming	Metzger
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Absent and not voting:

Halcrow	Larson, L.	Rivinius	Solberg
Lang	Miedema		

So the bill passed and the title was agreed to.

Senate Bill No. 2314. A Bill for an Act to amend and reenact subsection 1 of section 40-45-13 of the North Dakota Century Code, relating to payments of police pension benefits to police widows or widowers.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 11; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Reimers
Atkinson	Haman	Laughlin	Rice
Austin	Haugland	Lee	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfsrud
Boustead	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Stone
DeKrey	Herman	Metzger	Streibel
Dick	Hickle	Miller, B.	Strinden
Dornacker	Hildebrand	Miller, E.	Tweten
Dotzenrod	Hilleboe	Moore	Ulvedal
Eagles	Hoffner	Murphy	Wagner
Erickson, W.	Jacobson	Mushik	Walsh
Fleming	Jenkins	Olienyk	Weber
Gackle	Johnson, H.	Opedahl	Welder
Ganser	Johnson, K.	Patrick	White
Gengler	Kingsbury	Peterson, J.	Wilkie
Gerl	Knudson	Peterson, R.	Winge
Giffey	Lang	Raymond	Mr. Speaker
Grant			

Those voting in the negative were:

Backes	Gunderson	Linderman	Stoltenow
Boyum	Hentges	Meyer	Thorsgard
Glaspey	Kieffer	Raile	

Absent and not voting:

Erickson, K.	Larson, L.	Rivinius	Solberg
Halcrow	Miedema		

So the bill passed and the title was agreed to.

Senate Bill No. 2364. A Bill for an Act to provide for the resolution of conflicting interests in the production of oil and gas, subsurface minerals, and coal.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 73; nays, 18; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gronneberg	Knudson	Raymond
Atkinson	Gunderson	Lang	Reimers
Austin	Halcrow	Larson, G.	Rice
Backes	Haman	Laughlin	Rocheleau
Berg	Haugland	Linderman	Rolfsrud
Boustead	Henning	Livingston	Sandness
Bunker	Henry	Lundene	Shablow
DeGroot	Hensrud	McGauvran	Stone
Dick	Herman	Mertens	Streibel

Dornacker	Hickle	Meyer	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hoffner	Moore	Tweten
Fleming	Jacobson	Murphy	Ulvedal
Gackle	Jenkins	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Weber
Gengler	Johnson, K.	Opedahl	White
Giffey	Kieffer	Peterson, J.	Winge
Glaspey	Kingsbury	Peterson, R.	Mr. Speaker
Grant			

Those voting in the negative were:

Brekke	Hausauer, R.	Miller, E.	Stoltenow
DeKrey	Hentges	Patrick	Wagner
Erickson, W.	Hilleboe	Raile	Welder
Gerl	Lee	Rundle	Wilkie
Hausauer, A.	Metzger		

Absent and not voting:

Boyum	Larson, L.	Miedema	Solberg
Erickson, K.	McGeehan	Rivinius	

So the bill passed and the title was agreed to.

Senate Bill No. 2378. A Bill for an Act to amend and reenact sections 38-14-05 and 38-14-07 of the North Dakota Century Code, relating to duties of an operator and bonding of an operator under the Strip Mining Reclamation Act.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Reimers
Atkinson	Gunderson	Larson, G.	Rice
Austin	Halcrow	Laughlin	Rivinius
Backes	Haman	Lee	Rocheleau
Berg	Haugland	Linderman	Rundle
Boustead	Hausauer, A.	Livingston	Sandness
Boyum	Hausauer, R.	Lundene	Shablow
Brekke	Henning	McGauvran	Solberg
Bunker	Henry	McGeehan	Stoltenow
DeGroot	Hensrud	Mertens	Stone
Dick	Hentges	Metzger	Streibel
Dornacker	Herman	Meyer	Strinden
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Moore	Tweten
Erickson, W.	Hilleboe	Mushik	Ulvedal
Fleming	Hoffner	Olienyk	Wagner
Gackle	Jacobson	Opedahl	Walsh
Ganser	Johnson, H.	Patrick	Weber
Gengler	Johnson, K.	Peterson, J.	Welder
Gerl	Kieffer	Peterson, R.	Wilkie
Giffey	Kingsbury	Raile	Winge
Glaspey	Knudson	Raymond	Mr. Speaker
Grant			

Those voting in the negative were:

DeKrey	Miller, E.	Rolfsrud	White
Jenkins	Murphy		

Absent and not voting:

Erickson, K.	Larson, L.	Miedema
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So the bill passed and the title was agreed to.

RECOGNITION

Rep. announced that a former Representative was in the chambers,

and requested that the House recognize former Rep. Helen Clair Ferguson, and Rep. Ferguson was thereupon introduced to the House.

SECOND READING OF A SENATE BILL

Senate Bill No. 2463. A Bill for an Act to amend and reenact section 40-45-02 of the North Dakota Century Code, relating to a tax levy for police pension systems.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 59; nays, 35; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gerl	Lang	Reimers
Atkinson	Grant	Larson, G.	Rice
Austin	Haman	Lee	Rundle
Boustead	Haugland	Livingston	Stone
Brekke	Hausauer, A.	Lundene	Streibel
Bunker	Henry	McGeehan	Strinden
DeGroot	Hensrud	Mertens	Thorsgard
DeKrey	Herman	Metzger	Tweten
Dick	Hickle	Miller, B.	Ulvedal
Dornacker	Hildebrand	Moore	Wagner
Eagles	Jacobson	Mushik	Walsh
Erickson, K.	Jenkins	Opedahl	White
Fleming	Johnson, K.	Peterson, J.	Winge
Gackle	Kieffer	Peterson, R.	Mr. Speaker
Gengler	Knudson	Raymond	

Those voting in the negative were:

Backes	Halcrow	McGauvran	Rolfsrud
Berg	Hausauer, R.	Meyer	Sandness
Boyum	Henning	Miller, E.	Shablow
Dotzenrod	Hentges	Murphy	Solberg
Erickson, W.	Hilleboe	Olienyk	Stoltenow
Ganser	Johnson, H.	Patrick	Weber
Giffey	Kingsbury	Raile	Wedler
Glaspey	Laughlin	Rivinius	Wilkie
Gunderson	Linderman	Rocheleau	

Absent and not voting:

Gronneberg	Hoffner	Larson, L.	Miedema
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So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3088. A Concurrent Resolution urging the State Department of Health to initiate and conduct a program of testing and immunizing for rubella.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a division vote.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4034. A Concurrent Resolution urging the Automobile Dealers Association of North Dakota and the State Motor Vehicle Department to tighten rules and regulations regarding the use of dealers' license plates.

Was read the second time.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

Senate Concurrent Resolution No. 4036. A Concurrent Resolution requesting the Congress of the United States to appropriate funds

for the reclamation and the restoration of lands disturbed by lignite strip mining.

Was read the second time.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

Senate Concurrent Resolution No. 4044. A Concurrent Resolution urging counties and townships to properly mark all "T" intersections.

Was read the second time.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

Senate Concurrent Resolution No. 4047. A Concurrent Resolution urging reasonable freight rates for the transportation of North Dakota's agricultural products.

Was read the second time.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

Senate Concurrent Resolution No. 4056. A Concurrent Resolution directing a study by the State Health Council to determine the feasibility of implementing multiphasic screening for detection of early disease.

Was read the second time.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

Senate Concurrent Resolution No. 4072. A Concurrent Resolution urging the Congress and the Secretary of Transportation to take action to ensure continued rail passenger service along the former Northern Pacific Railroad route and Great Northern route.

Was read the second time.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a division vote.

SECOND READING OF A SENATE BILL

Senate Bill No. 2395. A Bill for an Act to amend and reenact subsection 1 of section 46-02-04 of the North Dakota Century Code, relating to the printing of legislative documents; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 70; nays, 19; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Reimers
Austin	Gunderson	Laughlin	Rivinius
Backes	Haman	Linderman	Rocheleau
Berg	Haugland	Livingston	Rofsrud
Bunker	Hausauer, R.	Lundene	Sandness
DeGroot	Henry	McGauvran	Shablow
DeKrey	Hensrud	McGeehan	Solberg
Dick	Hentges	Mertens	Stoltenow
Dotzenrod	Hickle	Meyer	Stone
Eagles	Hilleboe	Miller, B.	Streibel
Erickson, K.	Hoffner	Miller, E.	Strinden

Fleming	Jacobson	Mushik	Tweten
Gackle	Jenkins	Olienyk	Walsh
Ganser	Johnson, H.	Opedahl	Weber
Gengler	Johnson, K.	Patrick	White
Giffey	Kieffer	Peterson, J.	Wilkie
Glaspay	Kingsbury	Peterson, R.	Mr. Speaker
Grant	Knudson		

Those voting in the negative were:

Atkinson	Hausauer, A.	Metzger	Rice
Boustead	Herman	Moore	Rundle
Boyum	Hildebrand	Murphy	Wagner
Gerl	Lang	Raile	Welder
Halcrow	Lee	Raymond	

Absent and not voting:

Brekke	Henning	Miedema	Ulvedal
Dornacker	Larson, L.	Thorsgard	Winge
Erickson, W.			

So the bill passed and the title was agreed to and the emergency clause was declared carried.

POINT OF PERSONAL PRIVILEGE

Rep. Weber requested his remarks be printed in the Journal regarding a point of personal privilege.

Rep. Weber: "Mr. Speaker:

"When Legislators are confronted with a tough issue it is often too easy to postpone decisions. Yesterday, after this legislature killed both plans for simplifying our income tax laws, a representative of this House graciously stood up and called for a study of our income taxes during the next two years.

"Distortions, inaccuracies and general lack of understanding, often kill good legislation, but seldom have these elements been combined so effectively on one issue.

"A statement read into the House Journal yesterday was full of distortions and will apparently be pointed to in the months ahead by a number of legislators as justification for voting against this legislation.

"A complete discussion of the technical parts of the income tax proposal would be a waste of time at this point, however, I think several comments about the provisions of these bills are in order:

- 1) The right to use federal income tax paid was being abolished under the simplified income tax plan but the rate in all tax brackets was being reduced accordingly.
- 2) There is not now and has never been adequate justification for taxing a man who earns \$10,000.00 to pay over twice as much as a family who has the same \$10,000 income but is able to split that income between husband and wife.
- 3) The domestic dividends exemptions have outlived their usefulness as an incentive for North Dakota economic development. We now have a law in North Dakota to grant a complete five year exemption, upon application, for all property taxes and income taxes for a new business in this state.

"The average North Dakotan wants simple, fair tax laws which do not hide exemptions, deductions, exclusions, and benefits that accrue to only a few privileged citizens.

"I feel I must comment on the call for another study of our income taxes. Just three months ago the Legislative Council received the final report of a study of North Dakota's income taxes conducted by Dr. Libera and the Bureau of Business and Economic Research at the University of North Dakota. This study cost North Dakotans over \$25,000.

"Is the majority of this body willing to waste thousands of dollars of taxpayer's money to conduct another study? A thousand studies will not solve the conscience of those who can't make decisions on tough issues.

"North Dakotans sent us to Bismarck to make decisions, not to postpone them."

MOTIONS

Rep. Hilleboe moved that the House concur in the Senate amendments to House Bill No. 1336, which motion prevailed.

Rep. Hilleboe moved that the rules be suspended and that House Bill No. 1336 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1336. A Bill for an Act for the preservation of public health through the regulation of the business of water well drilling, to create a state board of water well contractors, to provide for the certification of water well contractors, to provide for bonds, and to provide a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays, 7; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Glaspey	Kingsbury	Peterson, J.
Atkinson	Grant	Knudson	Peterson, R.
Austin	Gronneberg	Lang	Raile
Backes	Gunderson	Larson, G.	Raymond
Berg	Halcrow	Laughlin	Reimers
Boustead	Haman	Lee	Rice
Boyum	Haugland	Linderman	Rivinius
Brekke	Hausauer, R.	Livingston	Rundle
Bunker	Henry	Lundene	Sandness
DeGroot	Hensrud	McGauvran	Solberg
DeKrey	Hentges	McGeehan	Stone
Dick	Herman	Mertens	Streibel
Dotzenrod	Hickle	Meyer	Tweten
Eagles	Hilleboe	Miller, B.	Wagner
Erickson, K.	Hoffner	Miller, E.	Walsh
Fleming	Jacobson	Moore	Weber
Gackle	Jenkins	Murphy	White
Ganser	Johnson, H.	Mushik	Wilkie
Gengler	Johnson, K.	Opedahl	Winge
Gerl	Kieffer	Patrick	Mr. Speaker
Giffey			

Those voting in the negative were:

Hausauer, A.	Metzger	Shablow	Welder
Hildebrand	Rocheleau	Stoltenow	

Absent and not voting:

Dornacker	Larson, L.	Rolfsrud	Thorsgard
Erickson, W.	Miedema	Strinden	Ulvedal
Henning	Olienyk		

So the bill passed and the title was agreed to.

MOTIONS

Rep. Bunker moved that the House concur in the Senate amendments to House Bill No. 1158, which motion prevailed.

Rep. Bunker moved that the rules be suspended and that House Bill No. 1158 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1158. A Bill for an Act to amend and reenact section 5-02-07 of the North Dakota Century Code, relating to the sale of items other than alcoholic beverages on licensed premises.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Raymond
Atkinson	Gunderson	Lee	Reimers
Austin	Haman	Linderman	Rice
Backes	Haugland	Livingston	Rivinius
Berg	Hausauer, A.	Lundene	Rocheleau
Boustead	Hausauer, R.	McGauvran	Rundle
Brekke	Henry	McGeehan	Sandness
Boyum	Hensrud	Mertens	Shablow
Bunker	Hentges	Metzger	Soiberg
DeGroot	Herman	Meyer	Stoltenow
DeKrey	Hickle	Miller, B.	Stone
Dotzenrod	Hildebrand	Miller, E.	Streibel
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Wagner
Fleming	Jacobson	Mushik	Walsh
Gackle	Jenkins	Olienyk	Weber
Ganser	Johnson, H.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspay	Lang	Raile	Mr. Speaker
Grant	Larson, G.		

Absent and not voting:

Dick	Halcrow	Larson, L.	Strinden
Dornacker	Henning	Miedema	Thorsgard
Erickson, W.	Johnson, K.	Rolfsrud	Ulveda!

So the bill passed and the title was agreed to.

MOTIONS

Rep. Reimers moved that the House concur in the Senate amendments to House Bill No. 1003, which motion prevailed.

Rep. Reimers moved that the rules be suspended and that House Bill No. 1003 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1003. A Bill for an Act making an appropriation out of the state highway fund in the state treasury for the operation and maintenance of the highway patrol and the law enforcement training center, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 78; nays, 5; absent and not voting, 15.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Raymond
Atkinson	Gunderson	Larson, G.	Reimers
Austin	Haman	Laughlin	Rice
Berg	Haugland	Lee	Rivinius
Boustead	Hausauer, A.	Linderman	Rocheleau

Boyum	Hausauer, R.	Livingston	Sandness
Brekke	Henry	Lundene	Shablow
Bunker	Hensrud	McGauvran	Solberg
DeKrey	Hentges	McGeehan	Stoltenow
Dotzenrod	Herman	Mertens	Stone
Eagles	Hickle	Miller, B.	Streibel
Erickson, K.	Hildebrand	Miller, E.	Strinden
Fleming	Hilleboe	Moore	Tweten
Gackle	Hoffner	Mushik	Wagner
Ganser	Jacobson	Olienyk	Walsh
Gengler	Jenkins	Opedahl	White
Gerl	Johnson, H.	Patrick	Wilkie
Giffey	Kieffer	Peterson, J.	Winge
Glaspay	Kingsbury	Peterson, R.	Mr. Speaker
Grant	Knudson		

Those voting in the negative were:

Metzger	Murphy	Raile	Rundle
Meyer			

Absent and not voting:

Backes	Erickson, W.	Larson, L.	Ulvedal
DeGroot	Halcrow	Miedema	Weber
Dick	Henning	Rolfsrud	Welder
Dornacker	Johnson, K.	Thorsgard	

So the bill passed and the title was agreed to.

MOTIONS

Rep. Reimers moved that the House concur in the Senate amendments to House Bill No. 1008, which motion prevailed.

Rep. Reimers moved that the rules be suspended and that House Bill No. 1008 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1008. A Bill for an Act making an appropriation to the livestock sanitary board to pay the operating and maintenance expenses.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Raymond
Atkinson	Haman	Lee	Reimers
Austin	Haugland	Linderman	Rice
Berg	Hausauer, A.	Livingston	Rivinius
Boustead	Hausauer, R.	Lundene	Rocheleau
Boyum	Henry	McGauvran	Rundle
Brekke	Hensrud	McGeehan	Sandness
Bunker	Hentges	Mertens	Shablow
DeGroot	Herman	Metzger	Solberg
DeKrey	Hickle	Meyer	Stone
Dotzenrod	Hildebrand	Miller, B.	Streibel
Eagles	Hilleboe	Miller, E.	Strinden
Erickson, K.	Hoffner	Moore	Tweten
Fleming	Jacobson	Murphy	Wagner
Gackle	Jenkins	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Welder
Gerl	Kieffer	Opedahl	White
Giffey	Kingsbury	Patrick	Wilkie
Glaspay	Knudson	Peterson, J.	Winge
Grant	Lang	Peterson, R.	Mr. Speaker
Gronneberg	Larson, G.	Raile	

Absent and not voting:

Backes	Gengler	Larson, L.	Thorsgard
Dick	Halcrow	Miedema	Ulvedal
Dornacker	Henning	Rolfsrud	Weber
Erickson, W.	Johnson, K.	Stoltenow	

So the bill passed and the title was agreed to.

MOTIONS

Rep. Reimers moved that the House concur in the Senate amendments to House Bill No. 1028, which motion prevailed.

Rep. Reimers moved that the rules be suspended and that House Bill No. 1028 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1028. A Bill for an Act making an appropriation to the North Dakota state fair association.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 73; nays, 9; absent and not voting, 16.

Those voting in the affirmative were:

Anderson	Haugland	Lee	Reimers
Austin	Hausauer, A.	Linderman	Rice
Berg	Hausauer, R.	Livingston	Rivinius
Boustead	Henry	Lundene	Rocheleau
Boyum	Hensrud	McGauvran	Sandness
Brekke	Hentges	McGeehan	Shablou
Bunker	Herman	Mertens	Solberg
DeGroot	Hickle	Metzger	Stone
DeKrey	Hildebrand	Meyer	Streibel
Dotzenrod	Hilleboe	Miller, B.	Strinden
Eagles	Hoffner	Miller, E.	Tweten
Erickson, K.	Jacobson	Moore	Wagner
Ganser	Jenkins	Olienyk	Walsh
Giffey	Kingsbury	Opedahl	Welder
Glasphey	Knudson	Peterson, J.	White
Grant	Lang	Peterson, R.	Wilkie
Gronneberg	Larson, G.	Raile	Winge
Gunderson	Laughlin	Raymond	Mr. Speaker
Haman			

Those voting in the negative were:

Atkinson	Gerl	Kieffer	Mushik
Fleming	Johnson, H.	Murphy	Rundle
Gackle			

Absent and not voting:

Backes	Gengler	Larson, L.	Stoltenow
Dick	Halcrow	Miedema	Thorsgard
Dornacker	Henning	Patrick	Ulvedal
Erickson, W.	Johnson, K.	Rolfsrud	Weber

So the bill passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

Rep. Kingsbury moved that the remarks of Rep. Hilleboe in regard to the Governor's veto of House Bill No. 1081 be printed in the Journal, which motion prevailed.

Rep. Hilleboe: "Mr. Speaker:

"In the paper today, there was a statement made by Ralph Dewing alleging that a change in the auditing board was political juggling. This auditing board change bill came out of my committee, and I

submit we did long and hard work on it. It was later vetoed by the Governor. We had two sub-committees out with both Republicans and Democrats on the sub-committees, the committee was accused of having put the State Treasurer on the Board for political purposes. The State Treasurer was asked to appear before the Committee. She stated she did not want to be on the auditing board. She did not want to be on the auditing board because it was to be an appeal board. This same committee then put the same State Treasurer, regardless of politics, on the emergency commission, and removed a present member who is a Republican, and the Governor vetoed that.

"Now Mr. Dewing has stated this is political juggling. He did this on his own. My committee consists of Republicans and Democrats. The floor of this House consists of Republicans and Democrats. The vote was 93 ayes, 0 nays, and 5 absent and not voting.

"He later criticized Representative Stone on a question of semantics on the word Auditing. The auditing board may be a misnomer. What Representative Stone undoubtedly meant to say was that the Director of Accounts and Purchases originally approves the voucher and has the voucher submitted to an auditing board of which he is a member, so he has an opportunity to audit his own original approval of the vouchers.

"I submit to you that a State Employee who makes a charge of political juggling or chicanery is very much out of order. He announced this to the paper. He as much as accused this committee and its members by some devious means of replacing him because of party affiliation. This was not the case. The Democrat members of the committee agreed. The Democrat members of this House agreed.

"All of the time Mr. Dewing was consulted by the sub-committee, and he had no major objections. It is stated in the minutes of the sub-committee he did not wish to appear, and he stated it was not necessary.

"I object to a State Employee who uses some format to accuse a standing committee of political juggling. This replacement was suggested strictly on the position. Mr. Dewing is a competent man. His office and staff are competent. We did not replace him because of his political affiliation. We replaced him with an elected official to review vouchers submitted through his office."

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1172 has had the same under consideration and recommends that the House accede to the Senate amendments.

For the Senate:
 Senator Page
 Senator Thane
 Senator Barth

For the House:
 Rep. Murphy
 Rep. Moore
 Rep. Mertens

Rep. Murphy moved that the report be adopted, which motion prevailed.

MOTIONS

Rep. Murphy moved that the House concur in the Senate amendments to House Bill No. 1172, which motion prevailed.

Rep. Murphy moved that the rules be suspended, and House Bill No. 1172 be deemed properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1172. A Bill for an Act to amend and reenact section 16-11-04 of the North Dakota Century Code, relating to the color of election ballots.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raile
Atkinson	Gunderson	Laughlin	Reimers
Austin	Haman	Lee	Rice
Backes	Haugland	Linderman	Rivinius
Berg	Hausauer, A.	Livingston	Rocheleau
Boustead	Hausauer, R.	Lundene	Rolfsrud
Boyum	Henry	McGauvran	Rundle
Brekke	Hensrud	McGeehan	Sandness
Bunker	Hentges	Mertens	Shablow
DeGroot	Herman	Metzger	Solberg
DeKrey	Hickle	Meyer	Stoltenow
Dotzenrod	Hildebrand	Miller, B.	Streibel
Eagles	Hilleboe	Miller, E.	Strinden
Erickson, K.	Hoffner	Moore	Wagner
Fleming	Jacobson	Murphy	Walsh
Gackle	Jenkins	Mushik	Weber
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Kieffer	Opedahl	Wilkie
Gerl	Kingsbury	Patrick	Winge
Giffey	Knudson	Peterson, J.	Mr. Speaker
Grant	Lang	Peterson, R.	

Absent and not voting:

Dick	Halcrow	Miedema	Tweten
Dornacker	Henning	Raymond	Ulvedal
Erickson, W.	Johnson, K.	Stone	White
Glaspey	Larson, L.	Thorsgard	

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, March 5, 1971

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to:

Senate Bill No. 2363

Senators:

Freed
Page
Barth

Very respectfully,
LEO LEIDHOLM, Secretary

APPOINTMENT OF CONFERENCE COMMITTEE

Speaker Bier announced the appointment of the following Conference Committee on Senate Bill No. 2363:

Rep. Moore
Rep. Murphy
Rep. Dotzenrod

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign Senate Bill No. 2318
Senate Bill No. 2356

Senate Bill No. 2358
Senate Bill No. 2365

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGES TO THE SENATE

House Chamber
Bismarck, March 5, 1971

Mr. President: I have the honor to return herewith the following,
Senate Bill No. 2002
Senate Bill No. 2011
Senate Bill No. 2016
Senate Bill No. 2466
Senate Bill No. 2486
Senate Bill No. 2500
Senate Concurrent Resolution No. 4016
Which the House has amended.

ROY GILBREATH Chief Clerk
House Chamber
Bismarck, March 5, 1971

Mr. President: I have the honor to return herewith the following,
Senate Bill No. 2318
Senate Bill No. 2356
Senate Bill No. 2358
Senate Bill No. 2365
Which the Speaker has signed.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 5, 1971

Mr. President: I have the honor to return herewith the following:
Senate Bill No. 2141
Senate Bill No. 2445
Senate Concurrent Resolution No. 4012
Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 5, 1971

Mr. President: I have the honor to return herewith the following,
Senate Bill No. 2252
Senate Bill No. 2301
Senate Bill No. 2351
Senate Bill No. 2368
Senate Bill No. 2418
Senate Bill No. 2434
Senate Bill No. 2435
Senate Bill No. 2439
Senate Bill No. 2456
Senate Bill No. 2477
Senate Concurrent Resolution No. 4082
Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 5, 1971

Mr. President: I have the honor to transmit herewith the following,
House Bill No. 1045
House Bill No. 1147
House Bill No. 1359
House Bill No. 1433
House Bill No. 1459
House Bill No. 1479

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 5, 1971

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

Senate Bill No. 2363

Representatives:
Moore
Murphy
Dotzenrod

Very respectfully,
ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 5, 1971

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 1003
House Bill No. 1008
House Bill No. 1028
House Bill No. 1336

Very respectfully,
ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 5, 1971

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 1158
House Bill No. 1437
House Bill No. 1478
House Bill No. 1553

Very respectfully,
ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, March 5, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1299

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, March 5, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1239

House Bill No. 1532

House Bill No. 1551

House Concurrent Resolution No. 3017

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, March 5, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1029

House Bill No. 1104

House Bill No. 1118

House Bill No. 1311

House Bill No. 1361

House Bill No. 1428
 House Bill No. 1484
 House Bill No. 1549
 House Concurrent Resolution No. 3002
 Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1029

On page 1, line 16, after the word "this" insert the following: "Act to and including June 30, 1973, and also shall be used for the"

PROPOSED AMENDMENTS TO HOUSE BILL No. 1104

Page 8 line 5 of the engrossed bill after "a" delete "written" and insert in lieu thereof "quarterly"

Page 8 line 6 after "port" delete "on the first day of each month"

Page 8 line 9 after "shall" insert ", after the first offense,"

Renumber the pages and lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1118

Page 2 line 9 after "ments" delete "not"

Page 2 line 10 insert beginning triple parentheses before "issued" and insert ending triple parentheses after "or"

Renumber pages and lines accordingly.

Page 2 line 15 delete the beginning triple parentheses before the numeral "7"

Page 2 line 20 delete the ending triple parentheses after the numeral "8." and delete the numeral "7."

Page 2 line 30 delete the triple parentheses before and after the numeral "9." and delete the numeral "8."

Page 2 line 35 delete the triple parentheses before and after the numeral "10." and delete "9."

Renumber pages and lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1311

Page 1 line 17 delete "building" and insert in lieu thereof "service center facility"

Page 1 line 18 after "a" insert "component" and delete "the building" and insert in lieu thereof "such facility"

Page 1 line 20 delete "building" and insert in lieu thereof "facility"

Renumber pages and lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1361

Page 3 line 14 of the engrossed bill after the comma insert the following: "and its accreditation by a recognized accrediting agency." and delete "until"

Page 3 delete lines 15 through 21

Renumber pages and lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1428

On page 1, line 16, after the word "files" and before the period, insert a comma and the following words: "provided that such record or files have been reproduced on microfilm or other similar microphotographic record, which microfilm or other record shall be maintained for not less than twenty years. Nothing herein shall be construed to permit the destruction of ledger sheets showing unpaid balances in favor of depositors or investors nor shall this section be construed to limit the time when actions may be brought to recover such balances"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1484

On page 1, line 1, after the word "to", insert the words "provide that state agencies shall render reasonable assistance to the con-

vention; and that the director of institutions shall provide space for the convention; and to"

On page 1, line 1, delete the word and numeral "section 9" and insert in lieu thereof the words and numerals "sections 9, 10, and 12"

On page 1, line 4, after the word "session" and before the period, insert the following: ", to provide the procedures for submission of propositions, to provide for the organizational meeting and procedures, to provide for the registration of lobbyists; and declaring an emergency"

On page 1, line 16, insert triple parentheses before the word "of", and in the same line, insert triple parentheses after the word "duration"

On page 2, after line 18, add the following new sections:

"SECTION 2. AMENDMENT.) Section 10 of chapter 462 of the 1969 Session Laws of North Dakota is hereby amended and reenacted to read as follows:

Section 10.) The governor shall preside at the organizational meeting of the convention until the president of the convention is selected, and the governor may vote in case of a tie vote in the selection of the president. A majority of the **total number of** delegates shall constitute a quorum, and a majority of the total number of delegates shall be required for approval of any section to be included in a proposed constitution or amendments to the Constitution. The convention shall elect its own officers, and shall be sole judges of the qualifications and election of its own membership. All meetings **and records** of the convention shall be open to the public. **The convention shall keep a journal of its proceedings and shall keep an abstract of the proceedings of its committees, and a record of its debates, and shall provide for the collection, storage, and publication thereof.** The convention may also provide for the collection storage, and publication of any other of its documents and reports. The convention shall employ a qualified historian, archivist, librarian, or a person of similar training, as its chief records clerk. This clerk shall see that the proper journals and records of the convention and its committees are kept. He shall also see to the preservation and collection of all proposals, reports, records, books, correspondence, documents, reference material, and other similar papers of the convention and its committees. The chief records clerk shall see that all of the materials under his care and supervision are deposited with the state library for preservation, cataloging, and safekeeping. The chief records clerk shall also urge all convention delegates and staff, as well as any other state officials, private individuals, or groups that have any type of correspondence or other material pertaining to the convention, to give this material to him for deposit with the state library. Copies of the convention journals and all revisions, alterations, or amendments to the Constitution, agreed to and adopted by the convention, shall also be recorded and filed with the secretary of state. All provisions of chapter 54-05 of the North Dakota Century Code concerning lobbying shall apply to the constitutional convention and its committees.

SECTION 3. AMENDMENT.) Section 12 of chapter 462 of the 1969 Session Laws is hereby amended and reenacted to read as follows:

Section 12.) The convention may submit a new Constitution as one proposal to be voted on by the people, and it may submit proposed parts or alternative parts of a new Constitution. The proposals of the convention shall be submitted to the electors of this state for adoption or rejection at a special election held next following adjournment sine die called by the governor not less than ((ninety)) **sixty** days nor more than one hundred fifty days next succeeding the date of adjournment of the constitutional convention. The returns

of such issue at such special election shall be made, canvassed, and the results thereof declared in the same manner as provided by law for the initiated and referred measures. If a majority of the electors of the state voting thereon at such special election shall vote for the proposed new Constitution, the same shall become effective on the date and in the manner provided in the proposed Constitution, or if no effective date shall be provided in the proposed new Constitution, the same shall become effective as now provided by law with reference to initiated measures. If a majority of the electors of the state voting thereon at such special election shall vote against the proposed new Constitution, the same shall be deemed rejected by the electors, and the existing Constitution of this state, as amended, shall continue to be the Constitution of this state. If proposed parts or alternative parts of the new Constitution are submitted separately, and the people shall vote against any part, such part shall be deemed rejected and shall be of no force and effect, but any proposed part or alternative part which receives a majority of the votes of the qualified electors voting thereon shall become effective on the date and in the manner provided for in such proposed part, or if no effective date is provided, such proposed part shall become effective as now provided by law with reference to initiated measures.

SECTION 4. STATE AGENCIES TO ASSIST CONSTITUTIONAL CONVENTION. Each department, office, agency, and institution of the state of North Dakota shall provide such reasonable aid, information, and assistance to the North Dakota constitutional convention as such convention may request, and shall make such reasonable arrangements for the reimbursement of such direct cost as may result from such aid or assistance as may be mutually agreeable. The director of institutions shall make available without cost to the constitutional convention the chamber of the house of representatives and such other space as the convention shall need.

SECTION 5. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines and number the pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1549

Page 2 line 14 of the engrossed bill delete "exception" and insert in lieu thereof "except"

**PROPOSED AMENDMENTS TO
HOUSE CONCURRENT RESOLUTION No. 3002**

On page 2, in line 5 after the word "Department" add the following: "provided, however, that pilot selection is the responsibility of the agency of ownership"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The intent of the amendment is to assure pilot choice being the responsibility of the department that owns the plane.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 5, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1063

House Bill No. 1113

House Bill No. 1218

House Bill No. 1238

House Bill No. 1445

House Bill No. 1460

House Bill No. 1521

House Concurrent Resolution No. 3001

House Concurrent Resolution 3018
House Concurrent Resolution No. 3026
Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, March 5, 1971

Mr. Speaker: I have the honor to return:
House Bill No. 1045
House Bill No. 1147
House Bill No. 1359
House Bill No. 1433
House Bill No. 1459
House Bill No. 1479
Which the President has signed.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1045
House Bill No. 1147
House Bill No. 1359
House Bill No. 1433
House Bill No. 1459
House Bill No. 1479

Were delivered to the Governor for his approval at the hour of 4:40 o'clock p.m., March 3, 1971.

REP. MIEDEMA, Chairman

Rep. Streibel moved that the House stand recessed, subject to the call of the chair, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-SECOND DAY AFTER RECESS,
FIFTY-THIRD DAY AND FIFTY-FOURTH DAY

Bismarck, March 8, 1971

The House reconvened, pursuant to the call of the chair, with Speaker Bier presiding.

SECOND READING OF SENATE BILLS

Senate Bill No. 2036. A Bill for an Act making an appropriation to defray the expenses of the operation and maintenance of the North Dakota council on arts and humanities.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 54; nays, 41; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gerl	Larson, L.	Peterson, J.
Backes	Giffey	Laughlin	Peterson, R.
Boustead	Glaspey	Linderman	Raymond
Brekke	Grant	Livingston	Rocheleau
Bunker	Gronneberg	Lundene	Rolfsrud
DeGroot	Haman	McGauvran	Shablow
Dornacker	Haugland	McGeehan	Solberg
Dotzenrod	Henry	Mertens	Streibel
Eagles	Hentges	Meyer	Ulvedal
Erickson, K.	Hildebrand	Miller, B.	Walsh
Erickson, W.	Hoffner	Mushik	Weber
Fleming	Jacobson	Opedahl	Wilkie
Gackle	Johnson, H.	Patrick	Winge
Gengler	Kieffer		

Those voting in the negative were:

Atkinson	Henning	Lee	Rundle
Austin	Hensrud	Metzger	Sandness
Berg	Herman	Miedema	Stoltenow
Boyum	Hickle	Moore	Stone
DeKrey	Jenkins	Murphy	Strinden
Dick	Johnson, K.	Olienyk	Thorsgard
Ganser	Kingsbury	Raile	Tweten
Gunderson	Knudson	Riemers	Wagner
Halcrow	Lang	Rice	White
Hausauer, A.	Larson, G.	Rivinius	Mr. Speaker
Hausauer, R.			

Absent and not voting:

Hilleboe	Miller, E.	Welder
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So the bill passed and the title was agreed to.

Senate Bill No. 2218. A Bill for an Act to amend and reenact section 39-16-03 of the North Dakota Century Code, relating to the fee charged for furnishing an abstract of a driver's record

or accident report, and providing that a copy of each abstract requested also be sent to the driver.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 96; nays, 2; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Backes	Haman	Linderman	Rocheleau
Boustead	Haugland	Livingston	Rolfstrud
Boyum	Hausauer, A.	Lundene	Rundle
Brekke	Hausauer, R.	McGauvran	Sandness
Bunker	Henning	McGeehan	Shablow
DeGroot	Henry	Mertens	Solberg
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Tweten
Erickson, W.	Jacobson	Murphy	Ulvedal
Fleming	Jenkins	Mushik	Wagner
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspay	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker

Those voting in the negative were:

Berg Hensrud

So the bill was passed and the title was agreed to.

Senate Bill No. 2234. A Bill for an Act to amend and reenact section 4-30-47 of the 1969 Supplement to the North Dakota Century Code, relating to official butterfat tests, other tests and the fees therefor.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raymond
Atkinson	Gunderson	Larson, L.	Riemers
Austin	Halcrow	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Murphy	Wagner

Fleming	Jenkins	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant			

Absent and not voting:

Rolfsrud

So the bill passed and the title was agreed to.

Senate Bill No. 2259. A Bill for an Act to amend and reenact sections 40-46-02 and 40-46-26 of the North Dakota Century Code, relating to tax levies for city employees' pension funds and to pay city's share of federal social security plans for employees.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 14; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gunderson	Lang	Raymond
Atkinson	Halcrow	Larson, G.	Riemers
Austin	Haman	Larson, L.	Rice
Boustead	Haugland	Lee	Rivinius
Boyum	Hausauer, A.	Linderman	Rocheleau
Brekke	Hausauer, R.	Livingston	Rundle
Bunker	Henning	Lundene	Sandness
DeGroot	Henry	McGeehan	Solberg
Dick	Hensrud	Mertens	Stone
Dornacker	Hentges	Metzger	Streibel
Dotzenrod	Herman	Meyer	Strinden
Eagles	Hickle	Miedema	Thorsgard
Erickson, K.	Hildebrand	Miller, B.	Tweten
Fleming	Hilleboe	Miller, E.	Ulvedal
Ganser	Hoffner	Mushik	Wagner
Gengler	Jacobson	Olienyk	Walsh
Gerl	Jenkins	Opedahl	Welder
Giffey	Johnson, H.	Patrick	White
Glaspey	Johnson, K.	Peterson, J.	Winge
Grant	Kieffer	Peterson, R.	Mr. Speaker
Gronneberg	Knudson		

Those voting in the negative were:

Backes	Kingsbury	Murphy	Stoltenow
DeKrey	Laughlin	Raile	Weber
Erickson, W.	McGauvran	Shablow	Wilkie
Gackle	Moore		

Absent and not voting:

Berg Rolfsrud

So the bill passed and the title was agreed to.

Senate Bill No. 2375. A Bill for an Act to create and enact a nurseries and nursery stock chapter of the North Dakota Century Code, to repeal chapter 4-20 of the North Dakota Century Code, relating to nurseries and nursery stock, and providing a penalty

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 10; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Gunderson	Larson, L.	Raymond
Austin	Halcrow	Linderman	Reimers
Backes	Haman	Livingston	Rice
Boustead	Haugland	Lundene	Rivinius
Boyum	Hausauer, A.	McGauvran	Rocheleau
Brekke	Hausauer, R.	McGeehan	Rolfsrud
Bunker	Henning	Mertens	Rundle
DeGroot	Henry	Metzger	Sandness
DeKrey	Hensrud	Meyer	Stoltenow
Dick	Hentges	Miedema	Stone
Dornacker	Herman	Miller, B.	Streibel
Dotzenrod	Hickle	Miller, E.	Strinden
Eagles	Hildebrand	Moore	Thorsgard
Erickson, K.	Hilleboe	Murphy	Tweten
Erickson, W.	Hoffner	Mushik	Ulvedal
Fleming	Jacobson	Olienyk	Wagner
Ganser	Jenkins	Opedahl	Walsh
Gengler	Johnson, K.	Patrick	Welder
Gerl	Kieffer	Peterson, J.	White
Glaspey	Knudson	Peterson, R.	Wilkie
Grant	Lang	Raile	Mr. Speaker
Gronneberg	Larson, G.		

Those voting in the negative were:

Anderson	Kingsbury	Shablou	Weber
Gackle	Laughlin	Solberg	Winge
Giffey	Lee		

Absent and not voting:

Berg Johnson, H.

So the bill passed and the title was agreed to.

Senate Bill No. 2398. A Bill for an Act to create and enact subsection 15 of section 11-11-14 of the North Dakota Century Code; and to amend and reenact subsection 14 of section 11-11-14 of the North Dakota Century Code, relating to the powers and duties of board of county commissioners regarding garbage collection and operation of sanitary landfills or other places of disposal, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 15; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Gunderson	Linderman	Rolfsrud
Atkinson	Haman	Livingston	Rundle
Austin	Haugland	Lundene	Sandness
Backes	Hausauer, R.	McGauvran	Shablou
Boustead	Henning	McGeehan	Solberg
Boyum	Henry	Mertens	Stoltenow
Brekke	Hensrud	Metzger	Stone
Bunker	Herman	Meyer	Streibel
DeGroot	Hildebrand	Miedema	Strinden
DeKrey	Hilleboe	Miller, B.	Thorsgard
Dotzenrod	Hoffner	Miller, E.	Tweten
Eagles	Jacobson	Mushik	Ulvedal
Erickson, K.	Johnson, H.	Olienyk	Wagner
Erickson, W.	Kieffer	Opedahl	Walsh
Fleming	Kingsbury	Patrick	Weber
Gengler	Knudson	Peterson, J.	Welder
Gerl	Lang	Peterson, R.	White
Giffey	Larson, G.	Raymond	Wilkie
Glaspey	Larson, L.	Reimers	Winge

Grant	Laughlin	Rice	Mr. Speaker
Gronneberg	Lee	Rocheleau	

Those voting in the negative were:

Berg	Ganser	Hickle	Murphy
Dick	Halcrow	Jenkins	Raile
Dornacker	Hausauer, A.	Johnson, K.	Rivinius
Gackle	Hentges	Moore	

So the bill passed and the title was agreed to and the emergency clause was declared carried.

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, March 8, 1971

Mr. Speaker: I have the honor to inform you that the Senate requests the return of:

House Bill No. 1433

Very respectfully,
LEO LEIDHOLM, Secretary

MOTION

Rep. Streibel moved that the Governor be requested to return House Bill No. 1433, which motion prevailed.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-THIRD DAY

Bismarck, March 8, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Rudolph Rieker, United Methodist Church, Sterling.

Roll was called and all members were present.

A quorum was declared by the Speaker.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-first day after recess and Fifty-second day, and finds the same to be correct.

REP. STONE, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

**MESSAGE FROM GOVERNOR
STATE OF NORTH DAKOTA
Executive Office
Bismarck**

March 5, 1971

The Honorable Howard F. Bier
Speaker of the House
North Dakota House of Representatives
Bismarck, North Dakota

Dear Mr. Speaker:

This is to inform you that on March 3, I signed the following:
House Bill No. 1019
House Bill No. 1031
House Bill No. 1107
House Bill No. 1155
House Bill No. 1173
House Bill No. 1204
House Bill No. 1216

House Bill No. 1223
 House Bill No. 1227
 House Bill No. 1245
 On March 4, I signed the following:
 House Bill No. 1041
 House Bill No. 1078
 House Bill No. 1087
 House Bill No. 1178
 House Bill No. 1179
 House Bill No. 1180
 House Bill No. 1198
 House Bill No. 1215
 House Bill No. 1241
 House Bill No. 1243
 House Bill No. 1249
 House Bill No. 1268
 House Bill No. 1300
 House Bill No. 1366
 House Bill No. 1369
 House Bill No. 1472
 House Bill No. 1505
 House Bill No. 1530

Sincerely yours,
 William L. Guy
 Governor

WLG:bc

RECOGNITIONS

Rep. DeKrey announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Albert Seibel, and Rep. Seibel was thereupon introduced to the House.

Rep. B. Miller announced that a former Representative was in the chambers, and requested that the House recognize former Rep. L. C. Loerch, and Rep. Loerch was thereupon introduced to the House.

Speaker Bier announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Art Wentz, and Rep. Wentz was thereupon introduced to the House.

MESSAGE TO THE GOVERNOR

House Chamber
 Bismarck, March 8, 1971

TO: The Honorable Governor William L. Guy:

I have the honor to request the return of:
 House Bill No. 1433.

ROY GILBREATH, Chief Clerk

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2111 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2151 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2153 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. DeGroot moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2155 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Grant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2156 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Brekke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2157 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2178 has had the same under consideration and recommends that the same be amended as follows:

In the engrossed bill, delete everything after the words "A BILL" and insert in lieu thereof the following: "for an Act to amend and reenact sections 15-36-07 and 15-36-11 of the North Dakota Century Code, relating to citizenship requirements for teachers' certificates.

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

SECTION 1. AMENDMENT.) Section 15-36-07 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-36-07. CITIZENSHIP REQUIREMENT BEFORE CERTIFICATION.) A teacher's certificate shall not be issued to any person who is not a citizen of the United States of America or who has not declared his intention to become a citizen of the United States. **((No)) Except for the provisions of section 15-36-11, no person who is not a citizen or has not declared his intention to become a citizen shall be eligible to enter into a contract to teach in any ((common, graded, or high)) public school in this state ((operated with public funds)).**

SECTION 2. AMENDMENT.) Section 15-36-11 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-36-11. CERTIFICATE REQUIRED.) No person who is not the holder of either a valid first or second grade professional certificate shall be employed or permitted to teach in any of the public schools of the state, **except that teachers unable to be certified because they are not citizens of this state or because they have not declared their intention to become a citizen of this state, but are otherwise qualified to teach in North Dakota, may be employed on a temporary basis if they are approved annually by the superintendent of public instruction. The employment of such teachers in accordance with this section shall not cause any foundation aid payments to be withheld from the school districts by whom they are employed.**"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Fleming moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2180 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Rocheleau moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2215 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2225 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Raile moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2307 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 18 of the engrossed bill, delete the word "or"

On page 4, line 30 after the period insert the following language: "This act shall not apply to any facility that has submitted to the state health department preliminary architectural plans for expansion or remodeling during the calendar year 1970 and which plans are followed up by the awarding of a contract for construction by December 31, 1971."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2362 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-FOURTH DAY

Bismarck, March 8, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Rudolph Rieker, United Methodist Church, Sterling.

Roll was called and all members were present except Reps. Gerl and G. Larson.

A quorum was declared by the Speaker.

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the amendments to Senate Bill No. 2013 as recommended by the Committee on Appropriations as printed on page 1150 of the House Journal be adopted.

Rep. Reimers moved that the House dispense with the reading of the amendments to Senate Bill No. 2013, which motion prevailed.

The question then was on the motion of Rep. Reimers to adopt the amendments to Senate Bill No. 2013, which motion prevailed.

Rep. Reimers moved that the amendments to Senate Bill No. 2022 as recommended by the Committee on Appropriations as printed on page 1150 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to Senate Bill No. 2024 as recommended by the Committee on Appropriations as printed on page 1151 of the House Journal be adopted.

Rep. Reimers moved that the House dispense with the reading of the amendments to Senate Bill No. 2024, which motion prevailed.

The question then was on the motion of Rep. Reimers to adopt the amendments to Senate Bill No. 2024, which motion prevailed.

Rep. Rundle moved that the amendments to Senate Bill No. 2288 as recommended by the Committee on Political Subdivisions as printed on page 1148 of the House Journal be adopted, which motion prevailed.

Rep. Rundle moved that the amendments to Senate Bill No. 2306 as recommended by the Committee on Political Subdivisions as printed on page 1148 of the House Journal be adopted.

Rep. Rundle moved that the House dispense with the reading of the amendments to Senate Bill No. 2306, which motion prevailed.

The question then was on the motion of Rep. Rundle to adopt the amendments to Senate Bill No. 2306, which motion prevailed.

Rep. Rundle moved that the amendments to Senate Bill No. 2354 as recommended by the Committee on Political Subdivisions as printed on pages 1148 and 1149 of the House Journal be adopted, which motion prevailed.

Rep. Rundle moved that the amendments to Senate Bill No. 2481 as recommended by the Committee on Political Subdivisions as printed on page 1148 of the House Journal be adopted, which motion prevailed.

Rep. Dick moved that the amendments to Senate Bill No. 2489 as recommended by the Committee on Natural Resources as printed on page 1149 of the House Journal be adopted.

Rep. Dick moved that the House dispense with the reading of the amendments to Senate Bill No. 2489, which motion prevailed.

The question then was on the motion of Rep. Dick to adopt the amendments to Senate Bill No. 2489, which motion prevailed.

Rep. Dick moved that the amendments to Senate Concurrent Resolution No. 4055 as recommended by the Committee on Natural Resources as printed on page 1149 of the House Journal be adopted, which motion prevailed.

MESSAGE FROM THE GOVERNOR

Pursuant to your request of Monday, March 8, 1971, I am returning to you House Bill No. 1433.

Sincerely yours,
WILLIAM L. GUY
Governor

Received by:
C. E. Crandell
Sergeant-At-Arms

MOTION

Rep. Streibel moved that House Bill No. 1433 be returned to the Senate as requested, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: The majority of your Committee on Transportation to whom was referred Senate Bill No. 2280 has had the same under consideration and recommends that the same do pass.

Rep. Hensrud
 Rep. DeGroot
 Rep. Gengler
 Rep. Herman
 Rep. L. Larson
 Rep. Rice
 Rep. Welder
 Rep. Boustead

REP. BOUSTEAD, Chairman

Rep. Herman moved that the report be adopted.

Mr. Speaker: The minority of your Committee on Transportation to whom was referred Senate Bill No. 2280 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Berg
 Rep. Boyum
 Rep. K. Erickson
 Rep. Gackle
 Rep. Giffey
 Rep. Grant
 Rep. McGauvran

REP. BOUSTEAD, Chairman

Rep. Gackle moved that the report of the minority be substituted for that of the majority.

Rep. Kingsbury requested a recorded roll call vote on the motion of Rep. Gackle to substitute the report of the minority on Senate Bill No. 2280 for the report of the majority.

ROLL CALL

The roll was called and there were ayes, 50; nays, 48; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Halcrow	Lee	Patrick
Austin	Haman	Linderman	Peterson, J.
Backes	Haugland	Livingston	Reimers
Berg	Hausauer, R.	McGauvran	Rivinius
Boyum	Henning	Mertens	Rocheleau
Dick	Henry	Meyer	Sandness
Dornacker	Hickle	Miedema	Shablow
Dotzenrod	Hildebrand	Miller, B.	Stoltenow
Erickson, K.	Hoffner	Miller, E.	Streibel
Fleming	Jacobson	Moore	Weber
Gackle	Johnson, K.	Murphy	Welder
Giffey	Kieffer	Opedahl	Winge
Grant	Knudson		

Those voting in the negative were:

Atkinson	Gronneberg	Larson, L.	Rundle
Boustead	Gunderson	Laughlin	Solberg
Brekke	Hausauer, A.	Lundene	Stone
Bunker	Hensrud	McGeehan	Strinden
DeGroot	Hentges	Metzger	Thorsgard
DeKrey	Herman	Mushik	Tweten
Eagles	Hilleboe	Olienyk	Ulvedal
Erickson, W.	Jenkins	Peterson, R.	Wagner
Ganser	Johnson, H.	Raile	Walsh
Gengler	Kingsbury	Raymond	White
Gerl	Lang	Rice	Wilkie
Glaspey	Larson, G.	Rolfstrud	Mr. Speaker

The motion prevailed. Senate Bill No. 2280 was indefinitely postponed.

Rep. Boyum moved that the vote by which the motion that the Report of the Minority of the Committee on Transportation be sub-

stituted for the Report of the Majority prevailed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed on a division vote.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2397 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. KNUDSON, Chairman

Rep. A. Hausauer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2419 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

POINT OF PERSONAL PRIVILEGE

Rep. Boustead: "Mr. Speaker:

"I rise on a point of personal privilege and request that my remarks be printed in the Journal.

"I would like to thank you for your patience on Senate Bill No. 2280.

"My purpose in making this announcement is nothing more than to remind and apprise our county officials and city officials across the State of North Dakota who are every bit as cognizant as this body is of the problems encountered with the handling of the distribution of these tax funds, and I would urge both groups to give this matter much study. House Concurrent Resolution No. 3063 has been referred to the Legislative Council Resolutions Committee, and I am sure the committee, however it is made up, will be seeking advice from them, and we all know there are going to have to be some changes made in this method of distribution simply because the present plan has too many built-in inequities."

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred Senate Concurrent Resolution No. 4054 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. KNUDSON, Chairman

Rep. Eagles moved that the report be adopted.

Rep. Halcrow moved a substitute motion that Senate Concurrent Resolution No. 4054 be placed on the calendar.

Rep. Kingsbury requested a recorded roll call vote on the substitute motion to place Senate Concurrent Resolution No. 4054 on the calendar.

ROLL CALL

The roll was called and there were ayes, 64; nays, 29; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Grant	Laughlin	Peterson, J.
Austin	Gronneberg	Lee	Raile
Berg	Gunderson	Linderman	Rice
Boyum	Halcrow	Livingston	Rivinius
Bunker	Haugland	Lundene	Rolfsrud
DeKrey	Hausauer, A.	McGauvran	Rundle
Dick	Hausauer, R.	McGeehan	Sandness
Dornacker	Henning	Mertens	Shablow
Dotzenrod	Henry	Metzger	Solberg
Erickson, K.	Hickle	Meyer	Stoltenow

Erickson, W.	Hoffner	Miller, E.	Thorsgard
Fleming	Johnson, H.	Moore	Ulvedal
Gackle	Johnson, K.	Murphy	Walsh
Ganser	Kieffer	Olienyk	Weber
Giffey	Kingsbury	Opedahl	Wilkie
Glaspey	Lang	Patrick	Winge

Those voting in the negative were:

Atkinson	Haman	Knudson	Stone
Backes	Hensrud	Larson, G.	Streibel
Boustead	Hentges	Larson, L.	Strinden
Brekke	Hildebrand	Mushik	Tweten
DeGroot	Hilleboe	Peterson, R.	Wagner
Eagles	Jacobson	Raymond	White
Gengler	Jenkins	Reimers	Mr. Speaker
Gerl			

Absent and not voting:

Herman	Miller, B.	Rocheleau	Welder
Miedema			

The motion prevailed, and Senate Concurrent Resolution No. 4054 is placed on the calendar.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2004 has had the same under consideration and recommends that the same be amended as follows:

On page 2, of the engrossed bill, line 6, delete the figure "249,575.00" and insert in lieu thereof the figure "261,575.00"

On page 2, line 10, delete the figure "297,075.00" and insert in lieu thereof the figure "309,075.00"

On page 2, after line 17, add the following lines:

"Less estimated income	50,000.00
Total	332,254.00"

On page 2, line 20, delete the figure "291,881.00" and insert in lieu thereof the figure "300,000.00"

On page 2, line 21, delete the figure "105,400.00" and insert in lieu thereof the figure "133,200.00"

On page 2, line 22, delete the figure "20,800.00" and insert in lieu thereof the figure "22,500.00"

On page 2, line 23, delete the figure "3,800.00" and insert in lieu thereof the figure "6,000.00"

On page 2, line 24, delete the figure "421,881.00" and insert in lieu thereof the figure "461,700.00"

Page 2, line 26, delete the figure "385,173.00" and insert in lieu thereof the figure "424,992.00"

Page 2, line 29, delete the figure "42,636.00" and insert in lieu thereof the figure "47,707.00"

Page 2, line 30, delete the figure "35,195.00" and insert in lieu thereof the figure "41,270.00"

Page 2, line 31, delete the figure "4,000.00" and insert in lieu thereof the figure "6,850.00"

Page 2, after line 31, add the following line:

"Equipment	750.00"
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Page 2, line 33, delete the figure "121,831.00" and insert in lieu thereof the figure "136,577.00"

Page 3, line 6, delete the figure "1,854,151.00" and insert in lieu thereof the figure "1,870,716.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The increase of \$12,000 to the parole office budget is to provide matching funds for hiring two additional parole officers. The estimated income for \$50,000 was added to radio communications to provide federal funds. It is the intent of the Legislative Assembly that the increased obligation provided in this Act shall be used as matching funds for purposes of compliance with the Omnibus Crime Control and Safe Streets Act. It is the further intent of the Legislative Assembly that such funds be used to improve, expand, and strengthen law enforcement, to improve criminal justice, and to develop new methods for the prevention and reduction of crime in the state of North Dakota. The salaries for the department of agriculture were increased to provide for salary increases. Fees and services were increased to provide for travel expenses, and miscellaneous costs. Supplies and materials were increased to provide for office supplies, books, periodicals, etc., and equipment was increased to provide funds to purchase new equipment. The salaries were increased for the soil conservation committee in order to provide a higher salary for an executive secretary to be hired. Supplies and materials were increased to provide for purchasing office furniture and fixtures, and fees and services were increased to provide for additional travel expenses. An equipment line was added to provide for purchasing a dictaphone and adding machine.

REP. REIMERS, Chairman

Rep. Miedema moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2012 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 13, delete the figures "13,421,649.00" and insert in lieu thereof the figures "13,621,649.00"

On page 1, after line 20, insert the following line:

"Salaries and wages, July 1, 1971, payroll 200,000.00"

On page 1, line 24, delete the colon and insert in lieu thereof the following: ", including a ventilating system 98,000.00"

On page 2, delete line 1

On page 2, line 2, delete the figures "11,115,786.00" and insert in lieu thereof the figures "11,315,786.00"

On page 2, line 3, delete the figures "4,408,700.00" and insert in lieu thereof the figures "4,608,700.00"

On page 2, after line 16, insert the following lines:

"Less estimated income	1,595,413.00
General fund transfer and appropriation	—0—

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

"SECTION 2.) The administrator of the state hospital shall file with the legislative council committee on budget detailed information regarding any expenditures made by the state hospital pursuant to the \$200,000.00 appropriated to the hospital for the July 1, 1971, payroll. Such information shall include an analysis of estimated income for the biennium ending June 30, 1971, indicating that such income was insufficient to fund all expenditures for salaries and wages necessary during the biennium then ended."

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The purpose is to allow the state hospital to expend \$200,000 of anticipated income in accounts receivable.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2346 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF A SENATE BILL

Senate Bill No. 2458. A Bill for an Act to amend and reenact Section 39-18-03 of the North Dakota Century Code, relating to license fees for travel trailers.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 2; absent and not voting, 13.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Raymond
Atkinson	Haman	Lee	Reimers
Austin	Haugland	Linderman	Rice
Backes	Hausauer, A.	Livingston	Rolfsrud
Brekke	Hausauer, R.	Lundene	Rundle
Bunker	Henry	McGeehan	Sandness
DeGroot	Hensrud	Mertens	Shablow
DeKrey	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Eagles	Hoffner	Miller, E.	Thorsgard
Erickson, K.	Jacobson	Moore	Tweten
Erickson, W.	Jenkins	Murphy	Ulvedal
Fleming	Johnson, H.	Mushik	Wagner
Gackle	Kieffer	Olienyk	Walsh
Ganser	Kingsbury	Opedahl	Welder
Gengler	Knudson	Patrick	Wilkie
Giffey	Lang	Peterson, J.	Winge
Glaspey	Larson, G.	Peterson, R.	Mr. Speaker
Grant	Larson, L.	Raile	

Those voting in the negative were:

Gerl Johnson, K.

Absent and not voting:

Berg	Halcrow	McGauvran	Solberg
Boustead	Henning	Rivinius	Weber
Boyum	Hilleboe	Rocheleau	White
Gronneberg			

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4053. A Concurrent Resolution requesting local levels of State Government to assume responsibility in controlling the development of flood plains.

Which has been read.

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

So the Senate Concurrent Resolution was declared adopted on a voice vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 2021. A Bill for an Act making an appropriation to the department of public instruction for the purpose of paying

salaries and other expense of the director of surplus property, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Reimers
Atkinson	Haman	Lee	Rice
Austin	Haugland	Linderman	Rivinius
Berg	Hausauer, A.	Livingston	Rocheleau
Boustead	Hausauer, R.	Lundene	Rolfsrud
Boyum	Henning	McGauvran	Shablow
Brekke	Hensrud	McGeehan	Solberg
Bunker	Hentges	Mertens	Stoltenow
DeGroot	Herman	Metzger	Stone
DeKrey	Hickle	Miedema	Streibel
Dick	Hildebrand	Miller, B.	Strinden
Dotzenrod	Hilleboe	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Tweten
Erickson, W.	Jacobson	Murphy	Ulvedal
Fleming	Jenkins	Mushik	Wagner
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Opedahl	Weber
Gengler	Kieffer	Patrick	Welder
Gerl	Knudson	Peterson, J.	White
Giffey	Lang	Peterson, R.	Wilkie
Glasphey	Larson, G.	Raile	Winge
Grant	Larson, L.	Raymond	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Kingsbury	Meyer	Rundle
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Absent and not voting:

Backes	Erickson, K.	Henry	Sandness
Dornacker	Halcrow		

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 2181. A Bill for an Act relating to the escheat of unclaimed accounts of the Postal Savings System held by the United States Treasury Department; providing an appropriation; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Hausauer, A.	Linderman	Rice
Atkinson	Hausauer, R.	Livingston	Rivinius
Austin	Henning	Lundene	Rocheleau
Backes	Henry	McGauvran	Rolfsrud
Berg	Hensrud	McGeehan	Rundle
Boustead	Hentges	Mertens	Shablow
Boyum	Herman	Metzger	Solberg
Brekke	Hickle	Meyer	Stoltenow
Bunker	Hildebrand	Miedema	Stone
DeGroot	Hilleboe	Miller, B.	Streibel
Dick	Hoffner	Miller, E.	Strinden
Dotzenrod	Jacobson	Moore	Thorsgard

Eagles	Jenkins	Murphy	Tweten
Erickson, W.	Johnson, H.	Mushik	Ulvedal
Fleming	Johnson, K.	Olienyk	Wagner
Gackle	Kieffer	Opedahl	Walsh
Ganser	Kingsbury	Patrick	Weber
Gengler	Knudson	Peterson, J.	Welder
Gerl	Lang	Peterson, R.	White
Glaspey	Larson, G.	Raile	Wilkie
Gronneberg	Larson, L.	Raymond	Winge
Gunderson	Laughlin	Reimers	Mr. Speaker
Haugland	Lee		

Those voting in the negative were:
DeKrey

Absent and not voting:

Dornacker	Giffey	Halcrow	Sandness
Erickson, K.	Grant	Haman	

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 2278. A Bill for an Act to accept on behalf of the state of North Dakota the conditions, purposes, and terms of Public Law 89-665 of the Eighty-ninth Congress, an Act to establish a program for the preservation of additional historic properties throughout the nation, and to designate the state historical society to act on behalf of North Dakota, and to provide an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Reimers
Atkinson	Haugland	Lee	Rice
Austin	Hausauer, A.	Linderman	Rivinius
Backes	Hausauer, R.	Livingston	Rocheleau
Berg	Henning	Lundene	Rolfstrud
Boustead	Henry	McGauvran	Rundle
Boyum	Hensrud	McGeehan	Shablow
Brekke	Hentges	Mertens	Solberg
Bunker	Herman	Metzger	Stoltenow
DeGroot	Hickle	Meyer	Stone
DeKrey	Hildebrand	Miedema	Streibel
Dick	Hilleboe	Miller, B.	Strinden
Dotzenrod	Hoffner	Miller, E.	Thorsgard
Eagles	Jacobson	Moore	Tweten
Erickson, K.	Jenkins	Murphy	Ulvedal
Erickson, W.	Johnson, H.	Mushik	Wagner
Fleming	Johnson, K.	Olienyk	Walsh
Gackle	Kieffer	Opedahl	Weber
Ganser	Kingsbury	Patrick	Welder
Gengler	Knudson	Peterson, J.	White
Gerl	Lang	Peterson, R.	Wilkie
Glaspey	Larson, G.	Raile	Winge
Grant	Larson, L.	Raymond	Mr. Speaker
Gronneberg			

Absent and not voting:

Dornacker	Halcrow	Haman	Sandness
Giffey			

So the bill passed and the title was agreed to.

Senate Bill No. 2281. A Bill for an Act to amend and reenact section 61-16-46 of the North Dakota Century Code, relating to

the cost of constructing and maintaining openings for drains constructed by districts through railroads and highways.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 29; nays, 68; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gronneberg	Linderman	Mushik
Backes	Haman	Livingston	Rocheleau
DeGroot	Hildebrand	Lundene	Rolfsrud
Erickson, K.	Hoffner	McGauvran	Shablow
Erickson, W.	Johnson, H.	Mertens	Walsh
Fleming	Knudson	Meyer	Weber
Gerl	Laughlin	Miller, E.	Winge
Grant			

Those voting in the negative were:

Atkinson	Halcrow	Larson, G.	Rice
Austin	Haugland	Larson, L.	Rivinius
Berg	Hausauer, A.	Lee	Rundle
Boustead	Hausauer, R.	McGeehan	Sandness
Boyum	Henning	Metzger	Solberg
Bunker	Henry	Miedema	Stoltenow
DeKrey	Hensrud	Miller, B.	Stone
Dick	Hentges	Moore	Streibel
Dornacker	Herman	Murphy	Strinden
Dotzenrod	Hickle	Olienyk	Thorsgard
Eagles	Hilleboe	Opedahl	Tweten
Gackle	Jacobson	Patrick	Ulvedal
Ganser	Jenkins	Peterson, J.	Wagner
Gengler	Johnson, K.	Peterson, R.	Welder
Giffey	Kieffer	Raile	White
Glaspey	Kingsbury	Raymond	Wilkie
Gunderson	Lang	Reimers	Mr. Speaker

Absent and not voting:

Brekke

So the bill lost.

Senate Bill No. 2319. A Bill for an Act to transfer certain moneys from the accumulated and undivided profits of the Bank of North Dakota to the general fund of this state.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 6; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Backes	Haugland	Linderman	Rocheleau
Berg	Hausauer, A.	Livingston	Rolfsrud
Boustead	Hausauer, R.	Lundene	Sandness
Boyum	Henning	McGauvran	Shablow
Brekke	Henry	McGeehan	Solberg
Bunker	Hensrud	Mertens	Stoltenow
DeGroot	Hentges	Metzger	Stone
DeKrey	Herman	Meyer	Streibel
Dick	Hickle	Miedema	Strinden
Dornacker	Hildebrand	Miller, B.	Thorsgard
Dotzenrod	Hilleboe	Moore	Tweten
Eagles	Hoffner	Murphy	Ulvedal
Erickson, K.	Jacobson	Mushik	Wagner
Gackle	Jenkins	Olienyk	Walsh

Ganser	Johnson, H.	Opedahl	Weber
Gengler	Kieffer	Patrick	Welder
Gerl	Kingsbury	Peterson, J.	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker
Gronneberg	Larson, L.	Reimers	

Those voting in the negative were:

Erickson, W.	Halcrow	Miller, E.	Rundle
Fleming	Johnson, K.		

Absent and not voting:

Atkinson

So the bill passed and the title was agreed to.

MOTIONS

Rep. Hilleboe requested unanimous consent to suspend the rules for the purpose of amending Senate Bill No. 2352. There being no objection, permission was granted by Speaker Bier.

Rep. Hilleboe moved that Senate Bill No. 2352 be amended as follows:

Delete the word "section" and insert in lieu thereof "sections" as it appears in line 30, on page 1128 of the House Journal.

Following "40-22-15" add ", 40-22-17, and 40-22-18" in line 31, on page 1128 of the House Journal.

Which motion prevailed.

Rep. Hilleboe moved that the rules be suspended and Senate Bill No. 2352 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2352. A Bill for an Act relating to the restoration of certain property damaged in flood control and providing for the imposition of special assessments for costs incurred.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 5; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Reimers
Austin	Halcrow	Larson, L.	Rice
Berg	Haman	Laughlin	Rivinius
Boustead	Haugland	Lee	Rocheleau
Boyum	Hausauer, A.	Linderman	Rolfstrud
Brekke	Hausauer, R.	Livingston	Rundle
Bunker	Henning	Lundene	Sandness
DeGroot	Henry	McGauvran	Shablow
DeKrey	Hentges	McGeehan	Solberg
Dick	Herman	Mertens	Stone
Dornacker	Hickle	Metzger	Streibel
Dotzenrod	Hildebrand	Meyer	Thorsgard
Eagles	Hilleboe	Miedema	Tweten
Erickson, K.	Hoffner	Miller, B.	Ulvedal
Erickson, W.	Jacobson	Miller, E.	Wagner
Fleming	Jenkins	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Weber
Gengler	Johnson, K.	Opedahl	Welder
Gerl	Kieffer	Patrick	White
Glaspey	Kingsbury	Peterson, J.	Wilkie
Grant	Knudson	Peterson, R.	Winge
Gronneberg	Lang	Raymond	Mr. Speaker

Those voting in the negative were:

Gackle	Murphy	Raile	Stoltenow
Moore			

Absent and not voting:

Atkinson	Giffey	Hensrud	Strinden
Backes			

So the bill passed and the title was agreed to.

Senate Bill No. 2408. A Bill for an appropriation for the use of the state toxicologist.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 73; nays 19; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Haugland	Linderman	Rivinius
Austin	Hausauer, A.	Livingston	Rolfsrud
Berg	Henning	Lundene	Sandness
Boustead	Henry	McGeehan	Solberg
Bunker	Hentges	Mertens	Stoltenow
DeGroot	Herman	Metzger	Stone
Dick	Hildebrand	Meyer	Streibel
Dornacker	Hilleboe	Miedema	Strinden
Dotzenrod	Hoffner	Miller, B.	Thorsgard
Eagles	Jacobson	Moore	Tweten
Erickson, K.	Jenkins	Mushik	Ulvedal
Erickson, W.	Johnson, H.	Opedahl	Wagner
Gackle	Kingsbury	Patrick	Walsh
Ganser	Knudson	Peterson, J.	Weber
Glaspey	Lang	Peterson, R.	White
Grant	Larson, G.	Raymond	Wilkie
Gronneberg	Larson, L.	Reimers	Winge
Gunderson	Laughlin	Rice	Mr. Speaker
Halcrow			

Those voting in the negative were:

Boyum	Haman	Lee	Raile
DeKrey	Hausauer, R.	McGauvran	Rundle
Fleming	Hickle	Miller, E.	Shablow
Gengler	Johnson, K.	Murphy	Welder
Gerl	Kieffer	Olienyk	

Absent and not voting:

Atkinson	Brekke	Hensrud	Rocheleau
Backes	Giffey		

So the bill passed and the title was agreed to.

Senate Bill No. 2426. A Bill for an Act to amend and reenact section 54-49-01 of the North Dakota Century Code, relating to the name of the Natural Resources Council.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 8; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Rice
Austin	Halcrow	Larson, L.	Rivinius
Berg	Haman	Laughlin	Sandness
Boustead	Haugland	Lee	Shablow
Boyum	Hausauer, A.	Linderman	Solberg
Bunker	Henning	Livingston	Stoltenow
DeGroot	Henry	Lundene	Stone
Dick	Hentges	McGauvran	Streibel
Dornacker	Herman	Mertens	Strinden

Dotzenrod	Hickle	Metzger	Thorsgard
Eagles	Hildebrand	Meyer	Tweten
Erickson, K.	Hilleboe	Miedema	Ulvedal
Erickson, W.	Hoffner	Miller, B.	Wagner
Fleming	Jacobson	Miller, E.	Walsh
Gackle	Jenkins	Moore	Weber
Ganser	Johnson, H.	Mushik	Welder
Gengler	Johnson, K.	Olienyk	White
Gerl	Kieffer	Opedahl	Wilkie
Glaspey	Kingsbury	Patrick	Winge
Grant	Knudson	Peterson, R.	Mr. Speaker
Gronneberg	Lang	Raymond	

Those voting in the negative were:

DeKrey	Murphy	Raile	Rolfsrud
Hausauer, R.	Peterson, J.	Riemers	Rundle

Absent and not voting:

Atkinson	Brekke	Hensrud	Rocheleau
Backes	Giffey	McGeehan	

So the bill passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4039. A Concurrent Resolution directing the Natural Resources Council to study and prepare legislation to create a Department of Natural Resources.

Which has been read.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared lost on a division vote.

Senate Concurrent Resolution No. 4052. A Concurrent Resolution urging the United States Department of Agriculture, Soil and Water Conservation Districts, and other appropriate agencies and departments to review the adequacy of current watershed programs and plans to meet the urgent needs of the present and the future.

Which has been read.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

Senate Concurrent Resolution No. 4075. A Concurrent Resolution urging the Department of the Interior to ensure that the Bureau of Sport Fisheries and Wildlife operate according to its agreements and contracts.

Which has been read.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1208 has had the same under consideration and recommends that the House do concur with the Senate amendments.

For the Senate:

Senator Stroup
Senator Morgan
Senator Just

For the House:

Rep. Hensrud
Rep. Gunderson
Rep. Patrick

Rep. Hensrud moved that the report be adopted, which motion prevailed and the report was adopted.

MOTIONS

Rep. Hensrud moved that the House concur in the Senate amendments to House Bill No. 1208, which motion prevailed.

Rep. Hensrud moved that the rules be suspended and that House Bill No. 1208 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1208. A Bill for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to loans made by the Bank of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Raymond
Austin	Halcrow	Laughlin	Rice
Berg	Haman	Lee	Rivinius
Boustead	Hausauer, A.	Linderman	Rocheleau
Boyum	Hausauer, R.	Livingston	Rolfstrud
Brekke	Henning	Lundene	Rundle
Bunker	Henry	McGauvran	Shablow
DeGroot	Hensrud	McGeehan	Solberg
DeKrey	Hentges	Mertens	Stoltenow
Dick	Herman	Metzger	Stone
Dornacker	Hickle	Meyer	Streibel
Dotzenrod	Hildebrand	Miedema	Strinden
Eagles	Hilleboe	Miller, B.	Thorsgard
Erickson, K.	Hoffner	Miller, E.	Tweten
Erickson, W.	Jacobson	Moore	Wagner
Fleming	Jenkins	Murphy	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Giffey	Kingsbury	Peterson, J.	Wilkie
Glaspey	Knudson	Peterson, R.	Winge
Grant	Lang	Raile	Mr. Speaker
Gronneberg	Larson, G.		

Absent and not voting:

Atkinson	Gerl	Mushik	Sandness
Backes	Haugland	Reimers	Ulvedal

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2025 has had the same under consideration and recommends that the House recede from its amendments.

For the Senate:

Senator Coughlin
 Senator Wenstrom
 Senator Larson

For the House:

Rep. Jenkins
 Rep. Wagner
 Rep. H. Johnson

Rep. Jenkins moved that the report be adopted, which motion prevailed.

Rep. Jenkins moved that the rules be suspended, and Senate Bill No. 2025 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2025. A Bill for an Act making an appropriation for paying salaries and other expenses of the state tax commissioner.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gunderson	Lee	Rice
Austin	Haman	Linderman	Rivinius
Berg	Hausauer, A.	Livingston	Rocheleau
Boustead	Hausauer, R.	Lundene	Rolfsrud
Boyum	Henning	McGauvran	Rundle
Brekke	Henry	McGeehan	Shablow
Bunker	Hensrud	Mertens	Solberg
DeGroot	Hentges	Metzger	Stoltenow
DeKrey	Herman	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dornacker	Hildebrand	Miller, B.	Strinden
Dotzenrod	Hilleboe	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Murphy	Ulvedal
Erickson, W.	Jenkins	Olienyk	Wagner
Fleming	Johnson, K.	Opedahl	Walsh
Gackle	Kieffer	Patrick	Weber
Ganser	Kingsbury	Peterson, J.	Welder
Gengler	Knudson	Peterson, R.	White
Giffey	Lang	Raile	Wilkie
Glaspey	Larson, G.	Raymond	Winge
Grant	Larson, L.	Reimers	Mr. Speaker
Gronneberg	Laughlin		

Absent and not voting:

Atkinson	Gerl	Haugland	Mushik
Backes	Halcrow	Johnson, H.	Sandness

So the bill passed and the title was agreed to.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2199 has had the same under consideration and recommends that the Senate concur with the House amendments and recommends that it be further amended as follows:

Page 1 line 14 after the word "thousand" insert "five hundred"

Page 1 line 16 delete the word "fourteen" and insert in lieu thereof "fifteen"

Page 1 line 19 delete the word "sixteen" and insert in lieu thereof "seventeen"

Renumber the lines accordingly.

For the Senate:

Senator Holand
Senator Ringsak
Senator Barth

For the House:

Rep. Stone
Rep. Dick
Rep. Dotzenrod

Rep. Stone moved that the report be adopted, which motion prevailed on a division vote.

Rep. Stone moved that the rules be suspended, and Senate Bill No. 2199, as amended, be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2199. A Bill for an Act to amend and reenact section 27-08-08 of the North Dakota Century Code, relating to the salaries of judges of county courts of increased jurisdiction.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 53; nays, 38; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Hausauer, A.	Larson, L.	Reimers
Austin	Hausauer, R.	Lee	Sandness
Boustead	Henning	Linderman	Stone
Bunker	Henry	Livingston	Streibel
DeGroot	Hensrud	McGeehan	Strinden
Dick	Herman	Mertens	Thorsgard
Dornacker	Hildebrand	Metzger	Tweten
Dotzenrod	Hoffner	Miedema	Ulvedal
Eagles	Jacobson	Miller, E.	Wagner
Erickson, K.	Jenkins	Opedahl	Walsh
Fleming	Knudson	Peterson, J.	Weber
Gackle	Lang	Peterson, R.	White
Gengler	Larson, G.	Raymond	Winge
Haman			

Those voting in the negative were:

Berg	Gunderson	Meyer	Rocheleau
Boyum	Hentges	Miller, B.	Rolfsrud
Brekke	Hickle	Moore	Rundle
DeKrey	Johnson, H.	Murphy	Shablow
Erickson, W.	Johnson, K.	Olienyk	Solberg
Ganser	Kieffer	Patrick	Stoltenow
Giffey	Kingsbury	Raile	Welder
Glaspey	Laughlin	Rice	Wilkie
Grant	Lundene	Rivinius	Mr. Speaker
Gronneberg	McGauvran		

Absent and not voting:

Atkinson	Gerl	Haugland	Mushik
Backes	Halcrow	Hilleboe	

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

House Chamber
Bismarck, March 8, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2076
Senate Bill No. 2208
Senate Bill No. 2279
Senate Bill No. 2283
Senate Bill No. 2289
Senate Bill No. 2290
Senate Bill No. 2310
Senate Bill No. 2314
Senate Bill No. 2324
Senate Bill No. 2332
Senate Bill No. 2342
Senate Bill No. 2364
Senate Bill No. 2378
Senate Bill No. 2379
Senate Bill No. 2395
Senate Bill No. 2404
Senate Bill No. 2446
Senate Bill No. 2463

Senate Bill No. 2494
 Senate Bill No. 2503
 Senate Concurrent Resolution No. 4034
 Senate Concurrent Resolution No. 4036
 Senate Concurrent Resolution No. 4044
 Senate Concurrent Resolution No. 4047
 Senate Concurrent Resolution No. 4056
 Senate Concurrent Resolution No. 4071
 Senate Concurrent Resolution No. 4072
 Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, March 8, 1971

Mr. President: I have the honor to return:
 Senate Bill No. 2170
 Senate Bill No. 2236
 Senate Bill No. 2508
 Senate Concurrent Resolution No. 4078
 Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, March 8, 1971

Mr. President: I have the honor to transmit:
 House Concurrent Resolution No. 3088

Which the House has passed and your favorable consideration is requested on:

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, March 8, 1971

Mr. President: I have the honor to return:
 Senate Bill No. 2373
 Which the House has failed to pass.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, March 8, 1971

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1172

Very respectfully,
 ROY GILBREATH, Chief Clerk

House Chamber
 Bismarck, March 8, 1971

Mr. President: I have the honor to return:
 House Bill No. 1433
 Which the Senate has requested.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, March 8, 1971

Mr. President: I have the honor to return:
 Senate Bill No. 2007
 Senate Bill No. 2030
 Senate Bill No. 2063
 Senate Bill No. 2211
 Senate Bill No. 2282
 Senate Bill No. 2302
 Senate Bill No. 2437
 Which the House has amended.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, March 8, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1035
House Bill No. 1085
House Bill No. 1193
House Bill No. 1224
House Bill No. 1315
House Bill No. 1392
House Bill No. 1473
House Bill No. 1487
House Concurrent Resolution No. 3022
House Concurrent Resolution No. 3025
House Concurrent Resolution No. 3044
House Concurrent Resolution No. 3047
House Concurrent Resolution No. 3080
Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, March 8, 1971

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4057
Senate Concurrent Resolution No. 4064
Senate Concurrent Resolution No. 4081

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, March 8, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1328
House Bill No. 1355
House Concurrent Resolution No. 3033
House Concurrent Resolution No. 3067
Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, March 8, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1013
House Bill No. 1048
House Bill No. 1161
House Bill No. 1203
House Bill No. 1261
House Bill No. 1313
House Concurrent Resolution No. 3051
House Concurrent Resolution No. 3077
Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1013

On page 1, line 13, delete the figure "1,622,826.00" and insert in lieu thereof the figure "1,647,826.00"

On page 1, line 18 delete the figure "421,276.00" and insert in lieu thereof the figure "431,276.00"

On page 1, line 21, delete the figure "220,550.00" and insert in lieu thereof the figure "235,550.00"

On page 2, line 2 delete the figure "1,622,826.00" and insert in lieu thereof the figure "1,647,826.00"

On page, after line 2 add the following: "No refunds of registration fees shall be made, except where the vehicle has been improperly registered, or where the motor vehicle has been destroyed."

And renumber the lines and pages accordingly.

Statement of the Purpose of the Amendment: The intent of the amendments is to provide \$10,000.00 toward the salary of a field auditor and \$15,000.00 to allow for increases in postage.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1048

On page 1, line 4, after the word "elections" and before the period, insert a comma and the following words: ", and declaring an emergency"

On page 3, after line 21, insert the following new section:

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

Page 2 line 10 after "tax" insert "dollars"

Page 2 line 13 after "tax" insert "dollars"

Page 2 line 15 after "amount" insert "in dollars"

Page 2 line 17 after "tax" insert "dollars"

Renumber lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1161

Page 5 line 30 of the engrossed bill after "consenting" delete "voluntarily" and insert in lieu thereof "voluntarily"

Renumber the pages and lines accordingly.

PROPOSED AMENDMENT TO HOUSE BILL No. 1203

Page 1 line 17 after the word "constructing" insert the words "or purchasing"

In line 5 of page 1 of the engrossed bill, following the word "producing" insert the words "buildings and other"

In line 17 of page 1, following the word "producing" insert the words "buildings and other"

In line 22 of page 1, following the numerals "\$50,000.00" insert the following:

"b. Married student housing	3,000,000.00
c. Dormitory-type buildings to be leased to student groups	1,500,000.00"

In line 1 of page 2, following the numerals "\$100,000.00" insert the following:

"b. Married student housing	1,000,000.00
c. Student dormitories	480,000.00
3. North Dakota state university, Fargo	
a. Student dormitories	1,200,000.00
4. Dickinson state college	
a. Dormitory	1,000,000.00
b. Food service building	500,000.00

The bonds authorized by this Act for the construction of married student housing shall be retired solely from revenues from such buildings."

In line 7 of page 2, following the word "construction" insert the words "and equipment of the buildings and facilities"

And renumber the lines and pages accordingly.

Statement of the Purpose of the Amendment: The intent of the amendments is to authorize construction of the listed self liquidating buildings.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1261

Page 2 line 10 delete "38-05-53" and insert in lieu thereof "38-06-53"
 Renumber the pages and lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1313

Page 1 line 7 after "land" insert the following ", and declaring an emergency"

Page 2 after line 18 insert the following new section

"SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

Renumber pages and lines accordingly.

PROPOSED AMENDMENTS TO
 HOUSE CONCURRENT RESOLUTION No. 3051

In line 4 of the amendment after the word "judicial" insert the words "branches of"

Page 1 line 5 after "the" delete "several"

Page 1 line 20 after "Government" insert ", the staffs of the legislative council, and the departments of the executive and judicial State Government"

Renumber the pages and lines accordingly.

PROPOSED AMENDMENTS TO
 HOUSE CONCURRENT RESOLUTION No 3077

On page 2, delete lines 10 through 30 inclusive and insert in lieu thereof

BE IT FURTHER RESOLVED, that all farming activities, with the exception of vegetable gardening, be phased out and discontinued at the Grafton State School inasmuch as the therapeutic value of the farming operation for the training and rehabilitation of residents at the school is of questionable value and that management officials of the institution have gone on record stating that in their opinion, therapeutic value of the farming operation is of rather minimal value; and

BE IT FURTHER RESOLVED, that the State Department of Health and the Jamestown State Hospital are hereby directed to cooperate with the Director of Institutions in fully utilizing the available farming resources at the Jamestown State Hospital in the establishment of the most efficient nonduplicating farming operations as may be possible at those penal and charitable institutions which are engaged in farming activities; and

BE IT FURTHER RESOLVED, that all penal and charitable institutions be involved in the receipt and consumption of any farm production which may be in surplus at any of the producing institutions; and

BE IT FURTHER RESOLVED, that the Director of Institutions proceed with the implementation of major recommendations contained within the report of the Governor's Agricultural Advisory Council insofar as staff and funding provisions will allow; that the institutions maintaining farming operations provide information about such operations based upon a Cost Accounting System to the State Auditor for inclusion in his annual report of the institutions. Such financial information shall set forth the value of the farm production and the actual cost of the farming operations.

Renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The intent of the amendments is to clarify the relationship between agencies involved in farming.

SENATOR SORLIE, Chairman

Senator Jones moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 8, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2015
Senate Bill No. 2038
Senate Bill No. 2040
Senate Bill No. 2066
Senate Bill No. 2117
Senate Bill No. 2123
Senate Bill No. 2127
Senate Bill No. 2138
Senate Bill No. 2173
Senate Bill No. 2196
Senate Bill No. 2242
Senate Bill No. 2256
Senate Bill No. 2257
Senate Bill No. 2284
Senate Bill No. 2292
Senate Bill No. 2294
Senate Bill No. 2296
Senate Bill No. 2303
Senate Bill No. 2317
Senate Bill No. 2322
Senate Bill No. 2338
Senate Bill No. 2353
Senate Bill No. 2376
Senate Bill No. 2382
Senate Bill No. 2400
Senate Bill No. 2416
Senate Bill No. 2417
Senate Bill No. 2427
Senate Bill No. 2451
Senate Bill No. 2510
Senate Bill No. 2511

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 8, 1971

Mr. Speaker: I have the honor to inform you that the Senate has reconsidered its action in concurring in the House amendment to:

Senate Bill No. 2304

And the President appointed as a Conference Committee to serve with a like committee from the House,

Senators:
Coughlin
Schultz
Swedlund

Very respectfully,
LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 8, 1971

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 2011
Senate Bill No. 2016
Senate Bill No. 2466

Senate Bill No. 2486
Senate Bill No. 2500
Senate Concurrent Resolution No. 4016
Refused to concur in the House amendment to:
Senate Bill No. 2002

And the President has appointed as a conference committee to act with a like committee from the House,

Senators:
Robinson
Jones
L. Larson

Very respectfully,
LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, March 8, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2203
Senate Bill No. 2269

On which the Senate adopted the conference committee report.

LEO LEIDHOLM, Secretary

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Bier announced the appointment of the following Conference Committees:

On Senate Bill No. 2002:

Representatives:
Tweten
Olienyk
Opedahl

On Senate Bill No. 2304:

Representatives:
Hilleboe
Hentges
Patrick

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Tuesday, March 9, 1971, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-FOURTH DAY AFTER RECESS
AND FIFTY-FIFTH DAY

Bismarck, March 9, 1971

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bier presiding.

MESSAGES TO THE SENATE

Bismarck, March 8, 1971

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, on

Senate Bill No. 2002

Representatives:

Tweten
Olienyk
Opedahl

Senate Bill No. 2304

Representatives

Hilleboe
Hentges
Patrick

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 9, 1971

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 1018
House Bill No. 1137
House Bill No. 1156
House Bill No. 1258
House Bill No. 1305

Very respectfully,
ROY GILBREATH, Chief Clerk

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 2015
Senate Bill No. 2038
Senate Bill No. 2040
Senate Bill No. 2066
Senate Bill No. 2117
Senate Bill No. 2123
Senate Bill No. 2127
Senate Bill No. 2138
Senate Bill No. 2173
Senate Bill No. 2196
Senate Bill No. 2242
Senate Bill No. 2256

Senate Bill No. 2257
 Senate Bill No. 2284
 Senate Bill No. 2292
 Senate Bill No. 2294
 Senate Bill No. 2296
 Senate Bill No. 2303
 Senate Bill No. 2317
 Senate Bill No. 2322
 Senate Bill No. 2338
 Senate Bill No. 2353
 Senate Bill No. 2376
 Senate Bill No. 2382
 Senate Bill No. 2400
 Senate Bill No. 2416
 Senate Bill No. 2417
 Senate Bill No. 2427
 Senate Bill No. 2451
 Senate Bill No. 2510
 Senate Bill No. 2511

And the Speaker signed the same in the presence of the House of Representatives.

CONSIDERATION OF AMENDMENTS

Rep. Knudson moved that the amendments to Senate Bill No. 2178 as recommended by the Committee on Education as printed on page 1179 of the House Journal be adopted.

Rep. Knudson moved that the House dispense with the reading of the amendments to Senate Bill No. 2178, which motion prevailed.

The question then was on the motion of Rep. Knudson to adopt the amendments to Senate Bill No. 2178, which motion prevailed.

Rep. Haugland moved that the amendments to Senate Bill No. 2307 as recommended by the Committee on Social Welfare as printed on page 1180 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2100 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 27, of the engrossed bill delete the following word "majority"

On page 2, line 27, after the word "of", insert the following words: "at least sixty percent of"

On page 2, line 29, delete the following words "be auth-"

On page 2, line 30, delete the following words "orized to"

On page 2, line 30, following the word "people" insert the following words: "either on its own motion or when a petition in writing, signed by qualified electors of the county or city equal in number to at least ten percent of the total vote cast in the county or city for the office of governor of the state at the last general election is presented to said governing body"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Kieffer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2316 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 12 after the word and comma "storm," add the following language: "mechanical failure, or"

On page 2, line 13, delete the following language: "**, or any other condition**"

On page 2, line 15, add the following language:

"e. Females holding positions of management shall be exempt from the provisions of this chapter."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Concurrent Resolution No. 4076 has had the same under consideration and recommends that the same do pass.

REP. BUNKER, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4057. A Concurrent Resolution requesting the Congress of the United States to provide additional funds for expanding the Green Thumb Program.

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

Senate Concurrent Resolution No. 4064. A Concurrent Resolution requesting the Office of the Executive Budget to present program budget recommendations on a pilot basis to the Forty-third Legislative Assembly.

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

Senate Concurrent Resolution No. 4081. A Concurrent Resolution relating to the employment practices of the Legislative Assembly, the duties and responsibilities of the Senate and House Employment Committees, establishing the use of a uniform employment application form and relating to the creation of a special interim committee on legislative interns.

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

SECOND READING OF SENATE BILLS

Senate Bill No. 2151. A Bill for an Act to amend and reenact subsection 13 of section 26-08-11 of the North Dakota Century Code, relating to authorized investment of funds of insurance companies.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Halcrow	Laughlin	Reimers
Atkinson	Haman	Lee	Rice
Austin	Haugland	Linderman	Rocheleau
Backes	Hausauer, A.	Livingston	Rolfsrud
Berg	Hausauer, R.	Lundene	Rundle
Boyum	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
Bunker	Hensrud	Mertens	Solberg
DeGroot	Hentges	Metzger	Stoltenow
DeKrey	Herman	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden

Eagles	Hoffner	Miller, E.	Thorsgard
Erickson, K.	Jacobson	Moore	Tweten
Erickson, W.	Jenkins	Murphy	Ulvedal
Fleming	Johnson, H.	Mushik	Wagner
Gackle	Johnson, K.	Olienyk	Walsh
Ganser	Kieffer	Opedahl	Weber
Giffey	Kingsbury	Patrick	Welder
Glaspey	Lang	Peterson, J.	Wilkie
Grant	Larson, G.	Peterson, R.	Winge
Gronneberg	Larson, L.	Raile	Mr. Speaker
Gundersen			

Absent and not voting:

Boustead	Gerl	Knudson	Rivinius
Dornacker	Hilleboe	Raymond	White
Gengler			

So the bill passed and the title was agreed to.

Senate Bill No. 2153. A Bill for an Act to authorize domestic life insurance companies to invest in subsidiaries.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Gundersen	Larson, G.	Reimers
Atkinson	Halcrow	Larson, L.	Rice
Austin	Haman	Laughlin	Rocheleau
Backes	Haugland	Linderman	Rolfstrud
Berg	Hausauer, A.	Livingston	Rundle
Brekke	Hausauer, R.	Lundene	Sandness
Bunker	Henning	McGauvran	Solberg
DeGroot	Henry	McGeehan	Stoltenow
DeKrey	Hensrud	Mertens	Stone
Dick	Hentges	Metzger	Streibel
Dotzenrod	Herman	Meyer	Strinden
Eagles	Hickle	Miedema	Thorsgard
Erickson, K.	Hildebrand	Miller, B.	Tweten
Erickson, W.	Hilleboe	Miller, E.	Ulvedal
Fleming	Hoffner	Moore	Wagner
Gackle	Jacobson	Murphy	Walsh
Ganser	Jenkins	Mushik	Weber
Gerl	Johnson, H.	Olienyk	Welder
Giffey	Kieffer	Opedahl	Wilkie
Glaspey	Kingsbury	Patrick	Winge
Grant	Knudson	Raile	Mr. Speaker
Gronneberg	Lang	Raymond	

Those voting in the negative were:

Shablow

Absent and not voting:

Boustead	Gengler	Peterson, J.	Rivinius
Boyum	Johnson, K.	Peterson, R.	White
Dornacker	Lee		

So the bill passed and the title was agreed to.

Senate Bill No. 2155. A Bill for an Act to amend and reenact section 26-03-12 of the North Dakota Century Code, relating to the transfer of policies of life and health insurance.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Reimers
Atkinson	Gunderson	Larson, L.	Rice
Austin	Halcrow	Laughlin	Rocheleau
Backes	Haman	Linderman	Rolfstrud
Berg	Haugland	Livingston	Rundle
Brekke	Hausauer, A.	Lundene	Sandness
Bunker	Hausauer, R.	McGauvran	Shablow
DeGroot	Henning	McGeehan	Solberg
DeKrey	Henry	Mertens	Stoltenow
Dick	Hensrud	Metzger	Stone
Dornacker	Hentges	Meyer	Streibel
Dotzenrod	Herman	Miedema	Strinden
Eagles	Hickle	Miller, B.	Thorsgard
Erickson, K.	Hildebrand	Miller, E.	Tweten
Erickson, W.	Hilleboe	Moore	Ulvedal
Fleming	Jacobson	Murphy	Wagner
Gackle	Jenkins	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Weber
Gengler	Johnson, K.	Opedahl	Welder
Gerl	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, R.	Winge
Glaspay	Knudson	Raile	Mr. Speaker
Grant	Lang	Raymond	

Absent and not voting:

Boustead	Hoffner	Peterson, J.	White
Boyum	Lee	Rivinius	

So the bill passed and the title was agreed to.

Senate Bill No. 2156. A Bill for an Act to protect shareholders of North Dakota corporations by requiring public announcement and fair, full and effective disclosure to shareholders in regard to take-over bids and to declare an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Raymond
Atkinson	Gunderson	Larson, G.	Reimers
Austin	Halcrow	Larson, L.	Rice
Backes	Haman	Laughlin	Rocheleau
Berg	Haugland	Livingston	Rolfstrud
Boyum	Hausauer, A.	Lundene	Rundle
Brekke	Hausauer, R.	McGauvran	Sandness
Bunker	Henning	McGeehan	Shablow
DeGroot	Henry	Mertens	Solberg
DeKrey	Hensrud	Metzger	Stoltenow
Dick	Hentges	Meyer	Stone
Dornacker	Herman	Miedema	Streibel
Dotzenrod	Hickle	Miller, B.	Strinden
Eagles	Hildebrand	Miller, E.	Thorsgard
Erickson, K.	Hilleboe	Moore	Tweten
Erickson, W.	Hoffner	Murphy	Ulvedal
Fleming	Jacobson	Mushik	Wagner
Gackle	Jenkins	Olienyk	Walsh
Ganser	Johnson, H.	Opedahl	Weber
Gengler	Johnson, K.	Patrick	Welder
Gerl	Kieffer	Peterson, J.	Wilkie
Giffey	Kingsbury	Peterson, R.	Winge
Glaspay	Knudson	Raile	Mr. Speaker
Grant			

Absent and not voting:

Boustead	Linderman	Rivinius	White
Lee			

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 2157. A Bill for an Act to amend and reenact subsection 3 of section 26-03-36 of the North Dakota Century Code, relating to provisions prohibited in a life insurance policy.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raile
Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Rice
Backes	Haman	Laughlin	Rocheleau
Berg	Haugland	Linderman	Rundle
Boyum	Hausauer, A.	Livingston	Sandness
Brekke	Hausauer, R.	Lundene	Shablow
Bunker	Henning	McGauvran	Solberg
DeGroot	Henry	McGeehan	Stoltenow
DeKrey	Hensrud	Mertens	Stone
Dick	Hentges	Metzger	Streibel
Dornacker	Herman	Meyer	Strinden
Dotzenrod	Hickle	Miedema	Thorsgard
Eagles	Hildebrand	Miller, B.	Tweten
Erickson, K.	Hilleboe	Miller, E.	Uvedal
Erickson, W.	Hoffner	Moore	Wagner
Fleming	Jacobson	Mushik	Walsh
Gackle	Jenkins	Olienyk	Weber
Ganser	Johnson, H.	Opedahl	Welder
Gengler	Johnson, K.	Patrick	Wilkie
Gerl	Kieffer	Peterson, J.	Winge
Giffey	Kingsbury	Peterson, R.	Mr. Speaker
Glaspey	Knudson		

Those voting in the negative were:

Halcrow	Murphy	Reimers	Rolfstrud
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Absent and not voting:

Boustead	Lee	Rivinius	White
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So the bill passed and the title was agreed to.

RECOGNITION

Rep. Lundene announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Math Dahl, and Rep. Dahl was thereupon introduced to the House.

MOTIONS

Rep. K. Johnson requested unanimous consent to suspend the rules for the purpose of amending Senate Bill No. 2180. There being no objection, permission was granted by Speaker Bier.

Rep. K. Johnson moved that Senate Bill No. 2180 be amended as follows:

Page 8, line 8 of the engrossed bill, delete "63-01.1-07" and insert in lieu thereof "63-01.1-06"

Which motion prevailed.

Rep. K. Johnson moved that the rules be suspended and that Senate Bill No. 2180, as amended, be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2180. A Bill for an Act to create and enact chapter 63-01.1 of the North Dakota Century Code, relating to the con-

trol and eradication of noxious weeds, the authority and duties of the commissioner of agriculture and the governing bodies of the political subdivisions in regard to noxious weed control, and creating the office of county weed control officer; to repeal subsection 71 of section 40-05-01 and chapters 63-01, 63-02, 63-03, and 63-04 of the North Dakota Century Code, relating to weed eradication and control; and providing penalties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 46; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Glaspey	Laughlin	Patrick
Austin	Grant	Linderman	Rice
Backes	Gronneberg	Livingston	Rocheleau
Brekke	Haugland	McGeehan	Sandness
Dick	Henning	Mertens	Solberg
Dotzenrod	Henry	Metzger	Streibel
Eagles	Hickle	Meyer	Strinden
Erickson, K.	Hildebrand	Miller, B.	Tweten
Erickson, W.	Hoffner	Miller, E.	Walsh
Fleming	Jacobson	Moore	Weber
Gackle	Knudson	Olienyk	Winge
Giffey	Larson, G.	Opedahl	Mr. Speaker

Those voting in the negative were:

Atkinson	Haman	Lang	Raymond
Berg	Hausauer, A.	Larson, L.	Riemers
Boustead	Hausauer, R.	Lee	Rolfsrud
Bunker	Hensrud	Lundene	Rundle
DeGroot	Hentges	McGauvran	Shablow
DeKrey	Herman	Miedema	Stoltenow
Dornacker	Hilleboe	Murphy	Stone
Ganser	Jenkins	Mushik	Ulvedal
Gengler	Johnson, H.	Peterson, J.	Wagner
Gerl	Johnson, K.	Peterson, R.	Welder
Gunderson	Kieffer	Raile	Wilkie
Halcrow	Kingsbury		

Absent and not voting:

Boyum	Rivinius	Thorsgard	White
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So the bill lost for want of a constitutional majority.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 1299

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Rep. White moved that the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF A BILL

The Chief Clerk announced that the Speaker was about to sign: House Bill No. 1299

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 9, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1299

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, March 9, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1299

Which the President has signed.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1299

Was delivered to the Governor for his approval at the hour of 1:55 o'clock p.m., March 9, 1971.

REP. MIEDEMA, Chairman

MOTIONS

Rep. Dornacker moved that Senate Bill No. 2362 be laid over one legislative day, which motion prevailed.

Rep. Solberg moved that the House reconsider the action by which Senate Bill No. 2281 was lost, which motion prevailed on a division vote.

Rep. Solberg moved that Senate Bill No. 2281 be re-referred to the Committee on Agriculture, which motion prevailed.

Rep. Streibel moved the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-FIFTH DAY

Bismarck, March 9, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Fr. James Reardon, Cathedral of the Holy Spirit, Bismarck.

Roll was called, and all members were present except Reps. Backes, Opedahl and White.

A quorum was declared by the Speaker.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-second day after recess, Fifty-third day and Fifty-fourth day and recommends that the same be corrected as follows:

Page 1196, line 10, delete "2664" and insert in lieu thereof "2364"

Page 1194, delete line 34, and insert in lieu thereof "Absent and not voting"

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Walsh moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2005 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2009 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 11, delete the figure "1,163,171.00" and insert in lieu thereof the figure "1,168,171.00"

On page 1, line 18, delete the figure "111,295.00" and insert in lieu thereof the figure "116,295.00"

On page 1, line 24, delete the figure "1,163,171.00" and insert in lieu thereof the figure "1,168,171.00"

On page 2, line 2, delete the figure "863,195.00" and insert in lieu thereof the figure "868,195.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The \$5,000 was added to supplies and materials to provide for the replacement of farm products.

REP. REIMERS, Chairman

Rep. Mertens moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2010 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 14, delete the figures "6,953,433.00" and insert in lieu thereof the figures "7,085,020.00"

On page 1, line 18, delete the figures "5,437,493.00" and insert in lieu thereof the figures "5,405,887.00"

On page 1, after line 18, insert the following line: "Salaries and wages — relief help 29,807.00"

On page 1, line 19, delete the figures "325,540.00" and insert in lieu thereof the figures "290,320.00"

On page 1, line 20, delete the figures "1,084,400.00" and insert in lieu thereof the figures "1,228,456.00"

On page 1, line 21, delete the numerals "96,000.00" and insert in lieu thereof the numerals "95,550.00"

On page 1, after line 21, insert the following line: "Emergency 25,000.00"

On page 1, line 24, delete the figures "6,953,433.00" and insert in lieu thereof the figures "7,085,020.00"

On page 2, line 1, delete the figures "1,651,216.00" and insert in lieu thereof the figures "1,668,454.00"

On page 2, line 2, delete the figures "5,302,217.00" and insert in lieu thereof the figures "5,416,566.00"

On page 2, line 3, insert the following new sections:

"SECTION 2. FARM OPERATIONS.) The director of institutions is directed to discontinue the farm operations at the Grafton state school before January 1, 1972. By such date the director of institutions shall have disposed of all surplus property from the farm operations, which property includes the dairy herd, beef cattle, hogs, and chickens, and farm equipment and other miscellaneous items. The disposal of surplus property shall be accomplished by using such property as food supplies at the institution, or by transfer to other institutional farm operations in the state, or by public sale based upon competitive bid. All proceeds from such disposal shall be deposited in the general fund of the state treasury. The Grafton state school is hereby authorized to rent to private persons farmlands owned by the state for the benefit of the school which were not sold during the discontinuance of the farm operations.

SECTION 3. BUSINESS ADMINISTRATOR.) Included within the Grafton state school appropriation for salaries and wages is an

amount of \$38,293.00 for the salary and fringe benefits necessary to employ a business administrator. No person shall be eligible for such position unless he has extensive work experience in medical or related institutional administration and is recognized as qualified for appointment by persons experienced in the field of hospital administration. Upon employment, the business administrator shall be assigned by the director of institutions to major areas of administrative responsibility within the institution."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The purpose of the amendments are to discontinue the farm operations before January 1, 1972. After the farm operations are discontinued, the only farm-related activity at the school will be vegetable gardening, the processing of milk which will be purchased on a regular basis in bulk quantities for processing at the school, and grounds work, etc., will require the employment of five men previously working on the farm. The Director of Institutions is advised to apply to the Emergency Commission for authority to transfer between various objects within the Grafton state school budget or to use the emergency appropriation of \$25,000.00 in order to adjust the operations of the institution to purchasing food supplies rather than depending on the farm for much of the produce.

REP. REIMERS, Chairman

Rep. Kingsbury moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2014 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 13, delete the figures "2,286,816.00" and insert in lieu thereof the figures "2,340,641.00"

On page 1, line 19, delete the figures "1,401,036.00" and insert in lieu thereof the figures "1,423,646.00"

On page 1, line 20, delete the figures "248,080.00" and insert in lieu thereof the figures "271,645.00"

On page 1, line 21, delete the figures "274,200.00" and insert in lieu thereof the figures "278,850.00"

On page 1, line 23, delete the figures "15,000.00" and insert in lieu thereof the figures "18,000.00"

On page 1, line 24, delete the figures "2,286,816.00" and insert in lieu thereof the figures "2,340,641.00"

On page 2, line 2, delete the numerals "1,644,016.00" and insert in lieu thereof the numerals "1,697,841.00"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The amount of \$16,640 was previously allocated to pay the matron and relief matron's salaries was transferred to Fees and Services to allow for payments to other states for incarceration of female prisoners. Salaries and Wages were increased by \$8,400 to increase salaries and wages because of food supply disallowance. In addition, salaries and wages were increased by \$30,850, Fees and Services by \$6,925, Supplies and Materials by \$8,050, and Equipment by \$3,000 to transfer the responsibility of the State Industrial School farm operations to the State Penitentiary.

REP. REIMERS, Chairman

Rep. Solberg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2023 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 11, delete the figure "288,971.00" and insert in lieu thereof the figure "308,971.00"

On page 1, line 15, delete the figure "151,726.00" and insert in lieu thereof the figure "161,726.00"

On page 1, line 18, delete the figure "10,000.00" and insert in lieu thereof the figure "20,000.00"

On page 1, line 19, delete the figure "288,971.00" and insert in lieu thereof the figure "308,971.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The increase of \$20,000 is to provide for employees group insurance retirement fund.

REP. REIMERS, Chairman

Rep. Henning moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2031 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2413 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2464 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 24, after the period, insert the following new language: "The new assessment shall follow the same district lines as the original assessment district, and the same method of assessment shall be used as was used in the original assessment. If the new assessment causes any prepaid payment to be refunded, the refund plus four and one-half percent interest per annum on the refunded prepaid payment shall be paid to the person or corporation who prepaid the original assessment."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Concurrent Resolution No. 4037 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 4077 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2207 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 24 after the word and comma "part," insert the words "**the reasons for disapproval shall be stated thereon and,**"

On page 2, line 28 place triple parentheses around the word "hundred" and insert in lieu thereof the word "**thousand**"

On page 3, line 1 after the word "and" insert the word "**the**"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the amendments to Senate Bill No. 2004 as recommended by the Committee on Appropriations as printed on pages 1184 and 1185 of the House Journal be adopted.

Rep. Reimers moved that the House dispense with the reading of the amendments to Senate Bill No. 2004, which motion prevailed.

The question then was on the motion of Rep. Reimers to adopt the amendments to Senate Bill No. 2004, which motion prevailed.

Rep. Reimers moved that the amendments to Senate Bill No. 2012 as recommended by the Committee on Appropriations as printed on page 1185 of the House Journal be adopted.

Rep. Reimers moved that the House dispense with the reading of the amendments to Senate Bill No. 2012, which motion prevailed.

The question then was on the motion of Rep. Reimers to adopt the amendments to Senate Bill No. 2012, which motion prevailed.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Committee on Delayed Bills introduced:

House Concurrent Resolution No. 3091. A Concurrent Resolution providing for a study by the Legislative Council of the impact of federal revenue sharing proposals upon programs of the State and its political subdivisions.

Was read the first time and referred to the committee on Legislative Council Resolutions Committee.

SECOND READING OF SENATE BILLS

Senate Bill No. 2013. A Bill for an Act making an appropriation for the maintenance and operation of the state industrial school at Mandan, North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raile
Atkinson	Gronneberg	Larson, L.	Reimers
Austin	Gunderson	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rundle
Boym	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dotzenrod	Hickle	Miedema	Strinden
Eagles	Hildebrand	Miller, B.	Thorsgard

Erickson, K.	Hoffner	Miller, E.	Tweten
Erickson, W.	Jacobson	Moore	Ulvedal
Fleming	Jenkins	Murphy	Wagner
Gackle	Johnson, H.	Mushik	Walsh
Ganser	Johnson, K.	Olienyk	Welder
Gengler	Kieffer	Opedahl	Wilkie
Gerl	Kingsbury	Patrick	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker
Glaspay	Lang		

Absent and not voting:

Dornacker	Hilleboe	Raymond	Weber
Halcrow	Peterson, J.	Rolfsrud	White

So the bill passed and the title was agreed to.

Senate Bill No. 2022. A Bill for an Act making an appropriation for salaries and expenses of the division of supervised correspondence study.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Grant	Laughlin	Reimers
Atkinson	Gronneberg	Lee	Rice
Austin	Gunderson	Linderman	Rivinius
Berg	Haman	Livingston	Rocheleau
Boustead	Haugland	Lundene	Rundle
Boyum	Hausauer, A.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Hensrud	Mertens	Solberg
DeGroot	Hentges	Metzger	Stoltenow
DeKrey	Herman	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dotzenrod-	Hildebrand	Miller, B.	Strinden
Eagles	Hoffner	Miller, E.	Thorsgard
Erickson, K.	Jacobson	Moore	Tweten
Erickson, W.	Jenkins	Murphy	Ulvedal
Fleming	Johnson, H.	Mushik	Wagner
Gackle	Johnson, K.	Olienyk	Walsh
Ganser	Kingsbury	Opedahl	Welder
Gengler	Knudson	Patrick	Wilkie
Gerl	Lang	Peterson, J.	Winge
Giffey	Larson, G.	Peterson, R.	Mr. Speaker
Glaspay	Larson, L.	Raile	

Absent and not voting:

Backes	Hausauer, R.	Kieffer	Weber
Dornacker	Henry	Raymond	White
Halcrow	Hilleboe	Rolfsrud	

So the bill passed and the title was agreed to.

Senate Bill No. 2024. A Bill for an Act making an appropriation for salaries and expenses of the state seed department.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 3; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Grant	Larson, L.	Riemers
Atkinson	Gronneberg	Laughlin	Rice
Austin	Gunderson	Lee	Rivinius
Backes	Haman	Linderman	Rocheleau

Berg	Haugland	Livingston	Rundle
Boustead	Hausauer, A.	Lundene	Sandness
Brekke	Hausauer, R.	McGauvran	Shablow
Bunker	Henning	McGeehan	Solberg
DeGroot	Henry	Mertens	Stoltenow
DeKrey	Hensrud	Meyer	Stone
Dick	Hentges	Miedema	Streibel
Dornacker	Herman	Miller, B.	Strinden
Eagles	Hickle	Miller, E.	Thorsgard
Erickson, K.	Hildebrand	Moore	Tweten
Erickson, W.	Hoffner	Mushik	Ulvedal
Fleming	Jacobson	Olienyk	Wagner
Gackle	Jenkins	Opedahl	Walsh
Ganser	Johnson, H.	Patrick	Weber
Gengler	Kingsbury	Peterson, J.	Wilkie
Gerl	Knudson	Peterson, R.	Winge
Giffey	Lang	Raile	Mr. Speaker
Glaspey	Larson, G.		

Those voting in the negative were:

Metzger	Murphy	Rolfsrud
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Absent and not voting:

Boyum	Hilleboe	Kieffer	Welder
Dotzenrod	Johnson, K.	Raymond	White
Halcrow			

So the bill passed and the title was agreed to.

Senate Bill No. 2288. A Bill for an Act to provide that every county shall have at least one deputy sheriff or office deputy sheriff.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 22; nays, 67; absent and not voting, 9.

Those voting in the affirmative were:

Austin	Gengler	Hildebrand	Mushik
Boustead	Gerl	Knudson	Stone
Brekke	Hausauer, A.	Lang	Tweten
Bunker	Hensrud	Larson, G.	Ulvedal
DeKrey	Hentges	Miller, E.	Walsh
Eagles	Hickle		

Those voting in the negative were:

Anderson	Gronneberg	Livingston	Rice
Atkinson	Gunderson	Lundene	Rivinius
Backes	Haman	McGauvran	Rolfsrud
Berg	Haugland	McGeehan	Rundle
Boyum	Hausauer, R.	Mertens	Sandness
DeGroot	Henning	Metzger	Shablow
Dick	Henry	Meyer	Solberg
Dornacker	Herman	Miedema	Stoltenow
Dotzenrod	Hoffner	Miller, B.	Streibel
Erickson, K.	Jacobson	Moore	Strinden
Erickson, W.	Jenkins	Murphy	Thorsgard
Fleming	Johnson, H.	Olienyk	Wagner
Gackle	Kingsbury	Opedahl	Weber
Ganser	Larson, L.	Patrick	Wilkie
Giffey	Laughlin	Peterson, J.	Winge
Glaspey	Lee	Peterson, R.	Mr. Speaker
Grant	Linderman	Raile	

Absent and not voting:

Halcrow	Kieffer	Reimers	Welder
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Hilleboe Raymond Rocheleau White
 Johnson, K.
 So the bill lost.

MOTION

Rep. Rundle moved that Senate Bill No. 2306 be laid over one Legislative Day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2346. A Bill for an Act authorizing the state board of higher education to sell and transfer certain land and improvements, and appropriating the sale proceeds to the state board of higher education for acquiring other land.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 3; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raile
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Haman	Lee	Rolfstrud
Berg	Haugland	Linderman	Rundle
Boustead	Hausauer, R.	Livingston	Sandness
Boyum	Henning	Lundene	Shablow
Bunker	Henry	McGauvran	Solberg
DeGroot	Hensrud	McGeehan	Stoltenow
DeKrey	Hentges	Mertens	Stone
Dick	Herman	Metzger	Streibel
Dornacker	Hickle	Meyer	Strinden
Dotzenrod	Hildebrand	Miedema	Thorsgard
Eagles	Hoffner	Miller, B.	Tweten
Erickson, K.	Jacobson	Moore	Ulvedal
Erickson, W.	Jenkins	Murphy	Wagner
Fleming	Johnson, H.	Mushik	Walsh
Gackle	Johnson, K.	Olienyk	Weber
Ganser	Kieffer	Opedahl	Wilkie
Gengler	Kingsbury	Patrick	Winge
Gerl	Knudson	Peterson, J.	Mr. Speaker
Giffey	Lang	Peterson, R.	

Those voting in the negative were:

Glaspey	Hausauer, A.	Miller, E.
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Absent and not voting:

Brekke	Hilleboe	Reimers	Welder
Halcrow	Raymond	Rocheleau	White

So the bill passed and the title was agreed to.

Senate Bill No. 2354. A Bill for an Act to amend and reenact section 40-35-02, 40-35-09, and 40-36-13 of the North Dakota Century Code, relating to municipal revenue bonds.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 76; nays, 17; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Grant	Lang	Riemers
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Haman	Laughlin	Rivinius
Backes	Haugland	Lee	Rocheleau
Berg	Hausauer, A.	Linderman	Rolfstrud
Boustead	Hausauer, R.	Livingston	Rundle

Boyum	Henning	Lundene	Solberg
Brekke	Henry	McGeehan	Stoltenow
Bunker	Hensrud	Mertens	Stone
DeGroot	Hildebrand	Metzger	Streibel
DeKrey	Hilleboe	Meyer	Strinden
Dick	Hoffner	Miedema	Tweten
Dornacker	Jacobson	Miller, B.	Ulvedal
Erickson, K.	Jenkins	Miller, E.	Wagner
Erickson, W.	Johnson, H.	Olienyk	Walsh
Fleming	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	Wilkie
Gengler	Kingsbury	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker

Those voting in the negative were:

Eagles	Hentges	McGauvran	Raile
Gackle	Herman	Moore	Sandness
Gerl	Hickle	Murphy	Shablow
Glaspey	Larson, G.	Mushik	Thorsgard
Gunderson			

Absent and not voting:

Dotzenrod	Raymond	Welder	White
Halcrow			

So the bill passed and the title was agreed to.

Senate Bill No. 2481. A Bill for an Act to provide for the levy of taxes by counties for the payment of indebtedness of townships to counties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 8; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Raile
Atkinson	Haman	Larson, L.	Riemers
Austin	Haugland	Laughlin	Rice
Backes	Hausauer, A.	Lee	Rivinius
Boustead	Hausauer, R.	Linderman	Rocheleau
Boyum	Henning	Livingston	Rolfsrud
Brekke	Henry	Lundene	Rundle
Bunker	Hensrud	McGeehan	Sandness
DeGroot	Hentges	Metzger	Solberg
DeKrey	Herman	Meyer	Stoltenow
Dick	Hickle	Miedema	Stone
Dotzenrod	Hildebrand	Miller, B.	Streibel
Eagles	Hilleboe	Miller, E.	Strinden
Erickson, K.	Hoffner	Moore	Thorsgard
Erickson, W.	Jacobson	Murphy	Tweten
Fleming	Jenkins	Mushik	Ulvedal
Gackle	Johnson, H.	Olienyk	Wagner
Ganser	Johnson, K.	Opedahl	Walsh
Gengler	Kieffer	Patrick	Wilkie
Gerl	Kingsbury	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker
Grant	Lang		

Those voting in the negative were:

Berg	Glaspey	McGauvran	Shablow
Dornacker	Gunderson	Mertens	Weber

Absent and not voting:

Halcrow	Raymond	Welder	White
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So the bill passed and the title was agreed to.

Senate Bill No. 2489. A Bill for an Act to amend and reenact section 61-04-05 of the North Dakota Century Code, relating to notice by applicant for a water permit.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 85; nays, 8; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Riemers
Austin	Haman	Laughlin	Rice
Backes	Haugland	Lee	Rivinius
Berg	Hausauer, A.	Linderman	Rocheleau
Boyum	Henning	Livingston	Rolfsruu
Brekke	Henry	Lundene	Sandness
Bunker	Hensrud	McGauvran	Shablow
DeGroot	Hentges	McGeehan	Solberg
Dick	Herman	Mertens	Stoltenow
Dornacker	Hickle	Metzger	Stone
Eagles	Hildebrand	Meyer	Streibel
Erickson, K.	Hilleboe	Miedema	Strinden
Erickson, W.	Hoffner	Miller, B.	Thorsgard
Fleming	Jacobson	Miller, E.	Tweter
Gackle	Jenkins	Moore	Ulvedal
Ganser	Johnson, H.	Mushik	Wagner
Gengler	Johnson, K.	Olienyk	Walsh
Gerl	Kingsbury	Opedahl	Weber
Giffey	Knudson	Patrick	Wilkie
Glaspey	Lang	Peterson, J.	Winge
Grant	Larson, G.	Peterson, R.	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Atkinson	DeKrey	Kieffer	Raile
Boustead	Hausauer, R.	Murphy	Rundle
Absent and not voting:			
Dotzenrod	Raymond	Welder	White
Halcrow			

So the bill passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4054. A Concurrent Resolution requesting the State Board of Higher Education to revert to the former vacation schedules for the University of North Dakota and Ellendale Branch-UND.

Was read the second time.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a division vote.

Senate Concurrent Resolution No. 4055. A Concurrent Resolution urging the United States Congress to appropriate adequate funds to speed the development of the science of magneto-hydro-dynamics (MHD) electrical power generation.

Was read the second time.

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

So the Senate Concurrent Resolution was declared adopted on a voice vote.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4061. A Concurrent Resolution urging Congress and other federal and state agencies and depart-

ments to study the effects of various chemicals on humans, and to consider banning the use of harmful chemicals in the growing and processing of foods.

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

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2203 has had the same under consideration and recommends that the House recede from its amendments.

For the Senate:

Senator Freed
Senator Page
Senator Gronhovd

For the House:

Rep. Austin
Rep. Raile
Rep. Rocheleau

Rep. Austin moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Austin moved that the rules be suspended, and Senate Bill No. 2203 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2203. A Bill for an Act to amend and reenact section 11-15-09 of the North Dakota Century Code, relating to sheriff's allowances when plaintiff bids in property at sale.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 80; nays, 5; absent and not voting, 13.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Rice
Atkinson	Gunderson	Laughlin	Rivinius
Backes	Haman	Lee	Rolfsrud
Berg	Haugland	Livingston	Sandness
Boyum	Hausauer, R.	McGeehan	Shablow
Brekke	Henning	Mertens	Solberg
Bunker	Hensrud	Metzger	Stoltenow
DeGroot	Hentges	Meyer	Stone
Dick	Hickle	Miller, B.	Streibel
Dornacker	Hildebrand	Miller, E.	Strinden
Dotzenrod	Hilleboe	Moore	Thorsgard
Eagles	Hoffner	Murphy	Tweten
Erickson, K.	Jacobson	Mushik	Ulvedal
Erickson, W.	Jenkins	Olienyk	Wagner
Fleming	Johnson, H.	Opedahl	Walsh
Gackle	Johnson, K.	Patrick	Weber
Ganser	Kieffer	Peterson, R.	Welder
Gengler	Knudson	Raile	Wilkie
Giffey	Lang	Raymond	Winge
Grant	Larson, G.	Riemers	Mr. Speaker

Those voting in the negative were:

Glaspey	Lundene	McGauvran	Rundle
Hausauer, A.			

Absent and not voting:

Austin	Halcrow	Kingsbury	Peterson, J.
Boustead	Henry	Linderman	Rocheleau
DeKrey	Herman	Miedema	White
Gerl			

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2269 has had the same under consideration and recommends that the House recede from its amendments and Senate Bill No. 2269 be amended as follows:

On page 2, delete all of lines 10 through 17 and insert in lieu thereof the following: "Any nonsigning working interest owner may withdraw from the unit to which his interest is committed by transferring, without warranty of title, either express or implied, to the unit operator on the behalf of the other working interest owners, all of his working interest in all unit equipment and in all wells used in unit operations. The instrument of transfer shall be delivered to the unit operator. Such transfer shall relieve the withdrawing working interest owner from any liability for unit operations except any incurred pursuant to Sections 38-08-09.1 through 38-08-09.16. The interest so transferred shall be owned by the other working interest owners in proportion to their respective participation in the unit. The unit operator, on the behalf of the other working interest owners, in proportion to their respective interests so acquired, shall pay the transferor for his interest in unit equipment and wells the net salvage value thereof as determined by agreement between the transferor and the unit operator. In the event such net salvage value is not agreed upon within sixty days after such transfer, then either party may request a hearing of the matter before the commission, and, after notice and hearing, the commission shall determine such value."

And renumber the pages and lines accordingly.

For the Senate:

Senator Jacobson

Senator Wilhite

Senator Christensen

For the House:

Rep. Ganser

Rep. Stoltenow

Rep. Glaspey

Rep. Ganser moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Ganser moved that the rules be suspended, and Senate Bill No. 2269, as amended, be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2269. A Bill for an Act to amend and reenact section 38-08-09.7 of the North Dakota Century Code, relating to the liability for expenses in unitized oil and gas fields.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 32; nays, 4; absent and not voting, 12.

Those voting in the affirmative were:

Atkinson	Grant	Larson, G.	Raymond
Austin	Gronneberg	Larson, L.	Reimers
Backes	Gunderson	Laughlin	Rice
Boustead	Haman	Lee	Rivinius
Boyum	Haugland	Livingston	Rocheleau
Brekke	Hausauer, A.	Lundene	Shabiow
Bunker	Hausauer, R.	McGauvran	Stoltenow
DeGroot	Henning	McGeehan	Stone
DeKrey	Hensrud	Metzger	Streibel
Dick	Hentges	Meyer	Strinden
Dornacker	Herman	Miller, B.	Thorsgard

Dotzenrod	Hickle	Miller, E.	Tweten
Erickson, K.	Hildebrand	Moore	Ulvedal
Erickson, W.	Hilleboe	Murphy	Wagner
Fleming	Hoffner	Mushik	Walsh
Gackle	Jacobson	Olienyk	Weber
Ganser	Jenkins	Opedahl	Welder
Gengler	Johnson, H.	Patrick	Wilkie
Gerl	Johnson, K.	Peterson, R.	Winge
Giffey	Knudson	Raile	Mr. Speaker
Glaspey	Lang		

Those voting in the negative were:

Eagles	Kieffer	Rolfsrud	Rundle
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Absent and not voting:

Anderson	Henry	Mertens	Sandness
Berg	Kingsbury	Miedema	Solberg
Halcrow	Linderman	Peterson, J.	White

So the bill passed and the title was agreed to.

MOTIONS

Rep. Hilleboe moved that the House not concur on Senate amendments to House Bill No. 1484, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Hilleboe moved that the House concur in the Senate amendments to House Concurrent Resolution No. 3051, which motion prevailed.

Rep. Hilleboe moved that the rules be suspended and that House Concurrent Resolution No. 3051 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3051. A Concurrent Resolution commending state employees for their cooperation and assistance to the Legislative Assembly.

Which has been read.

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

So the House Concurrent Resolution was declared adopted on a voice vote.

MOTIONS

Rep. Atkinson moved that the House concur in the Senate amendments to House Bill No. 1161, which motion prevailed.

Rep. Atkinson moved that the rules be suspended and that House Bill No. 1161 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1161. A Bill for an Act to create chapter 14-15 of the North Dakota Century Code, relating to adoptions and constituting the Revised Uniform Adoption Act, and to repeal chapter 14-11 of the North Dakota Century Code.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Atkinson	Grant	Knudson	Riemers
Austin	Gronneberg	Lang	Rice
Boustead	Gunderson	Larson, G.	Rivinius

Boyum	Haman	Larson, L.	Rocheleau
Brekke	Haugland	Lee	Rolfsrud
Bunker	Hausauer, A.	Livingston	Rundle
DeGroot	Hausauer, R.	Lundene	Stoltenow
DeKrey	Henning	McGauvran	Stone
Dick	Henry	McGeehan	Streibel
Dornacker	Hensrud	Metzger	Strinden
Dotzenrod	Hentges	Meyer	Thorsgard
Eagles	Herman	Miller, B.	Tweten
Erickson, K.	Hickle	Miller, E.	Ulvedal
Erickson, W.	Hildebrand	Moore	Wagner
Fleming	Hilleboe	Murphy	Walsh
Gackle	Hoffner	Mushik	Weber
Ganser	Jacobson	Olienyk	Welder
Gengler	Jenkins	Opedahl	Wilkie
Gerl	Johnson, H.	Patrick	Winge
Giffey	Johnson, K.	Raile	Mr. Speaker
Glaspey	Kieffer	Raymond	

Absent and not voting:

Anderson	Kingsbury	Miedema	Shablow
Backes	Laughlin	Peterson, J.	Solberg
Berg	Linderman	Peterson, R.	White
Halcrow	Mertens	Sandness	

So the bill passed and the title was agreed to.

MOTIONS

Rep. Knudson moved that the House concur in the Senate amendments to House Bill No. 1311, which motion prevailed.

Rep. Knudson moved that the rules be suspended and that House Bill No. 1311 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1311. A Bill for an Act to authorize the state board of higher education to approve construction of a sugar beet research and service center on or off the campus of North Dakota state university, and repealing chapter 198 of the 1969 Session Laws of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Atkinson	Grant	Knudson	Reimers
Austin	Gronneberg	Lang	Rice
Boustead	Gunderson	Larson, G.	Rivinius
Boyum	Halcrow	Larson, L.	Rocheleau
Brekke	Haman	Lee	Rolfsrud
Bunker	Haugland	Livingston	Rundle
DeGroot	Hausauer, A.	Lundene	Stoltenow
DeKrey	Henning	McGauvran	Stone
Dick	Henry	McGeehan	Streibel
Dornacker	Hensrud	Metzger	Strinden
Dotzenrod	Hentges	Meyer	Thorsgard
Eagles	Herman	Miller, B.	Tweten
Erickson, K.	Hickle	Miller, E.	Ulvedal
Erickson, W.	Hildebrand	Moore	Wagner
Fleming	Hilleboe	Murphy	Walsh
Gackle	Hoffner	Mushik	Weber
Ganser	Jacobson	Olienyk	Welder
Gengler	Jenkins	Opedahl	Wilkie
Gerl	Johnson, H.	Patrick	Winge

Giffey	Johnson, K.	Raile	Mr. Speaker
Glaspey	Kieffer	Raymond	

Absent and not voting:

Anderson	Kingsbury	Miedema	Shablow
Backes	Laughlin	Peterson, J.	Solberg
Berg	Linderman	Peterson, R.	White
Hausauer, R.	Mertens	Sandness	

So the bill passed and the title was agreed to.

MOTIONS

Rep. Knudson moved that the House concur in the Senate amendments to House Bill No. 1313, which motion prevailed.

Rep. Knudson moved that the rules be suspended and that House Bill No. 1313 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1313. A Bill for an Act directing the state board of higher education to sell and transfer certain land and improvements thereon owned by the state of North Dakota for the use and benefit of the North Dakota state university of agriculture and applied science, and appropriating the proceeds of such sale to the state board of higher education for the purpose of acquiring other land, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Atkinson	Grant	Knudson	Reimers
Austin	Gronneberg	Lang	Rice
Boustead	Gunderson	Larson, G.	Rocheleau
Boyum	Halcrow	Larson, L.	Rolfsrud
Brekke	Haman	Lee	Rundle
Bunker	Haugland	Livingston	Sandness
DeGroot	Hausauer, A.	Lundene	Stoltenow
DeKrey	Henning	McGauvran	Stone
Dick	Henry	McGeehan	Streibel
Dornacker	Hensrud	Metzger	Strinden
Dotzenrod	Hentges	Meyer	Thorsgard
Eagles	Herman	Miller, B.	Tweten
Erickson, K.	Hickle	Miller, E.	Ulvedal
Erickson, W.	Hildebrand	Moore	Wagner
Fleming	Hilleboe	Murphy	Walsh
Gackle	Hoffner	Mushik	Weber
Ganser	Jacobson	Olienyk	Welder
Gengler	Jenkins	Opedahl	Wilkie
Gerl	Johnson, H.	Patrick	Winge
Giffey	Johnson, K.	Raile	Mr. Speaker
Glaspey	Kieffer		

Absent and not voting:

Anderson	Kingsbury	Miedema	Rivinius
Backes	Laughlin	Peterson, J.	Shablow
Berg	Linderman	Peterson, R.	Solberg
Hausauer, R.	Mertens	Raymond	White

So the bill passed and the title was agreed to and the emergency clause was declared carried.

MOTIONS

Rep. Knudson moved that the House concur in the Senate amendments to House Bill No. 1361, which motion prevailed.

Rep. Knudson moved that the rules be suspended and that House Bill No. 1361 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1361. A Bill for an Act to create and enact section 15-50-12 of the North Dakota Century Code, relating to the regulation of trade and correspondence schools and to amend and reenact sections 15-50-01, 15-50-02, 15-50-03, 15-50-04, 15-50-08, 15-50-09, 15-50-10 and 15-50-11.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 80; nays, 1; absent and not voting, 17.

Those voting in the affirmative were:

Atkinson	Grant	Larson, G.	Rice
Austin	Gronneberg	Larson, L.	Rivinius
Boustead	Gunderson	Lee	Rocheleau
Boyum	Halcrow	Livingston	Rolfsrud
Brekke	Haman	Lundene	Rundle
Bunker	Haugland	McGauvran	Sandness
DeGroot	Henning	McGeehan	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Raile	Wilkie
Gerl	Knudson	Raymond	Winge
Glaspey	Lang	Reimers	Mr. Speaker

Those voting in the negative were:

Hausauer, A.

Absent and not voting:

Anderson	Henry	Linderman	Peterson, R.
Backes	Hensrud	Mertens	Shablow
Berg	Kingsbury	Miedema	Solberg
Giffey	Laughlin	Peterson, J.	White

So the bill passed and the title was agreed to.

MOTIONS

Rep. Bunker moved that the House concur in the Senate amendments to House Bill No 1428, which motion prevailed.

Rep. Bunker moved that the rules be suspended and that House Bill No. 1428 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1428. A Bill for an Act to amend and reenact section 7-04-23 of the North Dakota Century Code, relating to the destruction of records of savings and loan associations.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 84; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Rice
Atkinson	Gunderson	Larson, L.	Rivinius
Austin	Halcrow	Lee	Rocheleau
Backes	Haman	Livingston	Rolfstrud
Boustead	Haugland	Lundene	Rundle
Boyum	Hausauer, A.	McGauvran	Sandness
Brekke	Henning	McGeehan	Solberg
Bunker	Hensrud	Mertens	Stoltenow
DeGroot	Hentges	Metzger	Stone
DeKrey	Herman	Meyer	Streibel
Dick	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Twetén
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Raile	Wilkie
Gerl	Knudson	Raymond	Winge
Glaspey	Lang	Reimers	Mr. Speaker

Absent and not voting:

Berg	Hausauer, R.	Linderman	Peterson, R.
Dornacker	Henry	Miedema	Shablow
Giffey	Kingsbury	Peterson, J.	White
Gronneberg	Laughlin		

So the bill passed and the title was agreed to.

MOTIONS

Rep. Reimers moved that the House concur in the Senate amendments to House Bill No. 1013, which motion prevailed.

Rep. Reimers moved that the rules be suspended and that House Bill No. 1013 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1013. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the department of the register of motor vehicles.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 70; nays, 14; absent and not voting, 14.

Those voting in the affirmative were:

Anderson	Gerl	Larson, G.	Rivinius
Atkinson	Glaspey	Larson, L.	Rolfstrud
Austin	Grant	Laughlin	Sandness
Backes	Gunderson	Livingston	Solberg
Boyum	Halcrow	Lundene	Stoltenow
Brekke	Haman	McGeehan	Stone
Bunker	Haugland	Meyer	Streibel
DeGroot	Henning	Miller, B.	Strinden
DeKrey	Hensrud	Miller, E.	Thorsgard
Dick	Herman	Moore	Twetén
Dornacker	Hickle	Mushik	Ulvedal
Dotzenrod	Hilleboe	Olienyk	Wagner
Eagles	Hoffner	Opedahl	Walsh
Erickson, K.	Jacobson	Raile	Weber
Erickson, W.	Jenkins	Raymond	Welder
Fleming	Johnson, H.	Reimers	Winge

Ganser	Knudson	Rocheleau	Mr. Speaker
Gengler	Lang		
Those voting in the negative were:			
Boustead	Johnson, K.	Metzger	Rice
Gackle	Kieffer	Murphy	Rundle
Hausauer, A.	Lee	Patrick	Wilkie
Hentges	McGauvran		
Absent and not voting:			
Berg	Henry	Mertens	Peterson, R.
Giffey	Hildebrand	Miedema	Shablow
Gronneberg	Kingsbury	Peterson, J.	White
Hausauer, R.	Linderman		

So the bill passed and the title was agreed to.

MOTIONS

Rep. Reimers moved that the House concur in the Senate amendments to House Bill No. 1029, which motion prevailed.

Rep. Reimers moved that the rules be suspended and that House Bill No. 1029 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1029. A Bill for an Act making an appropriation to meet the extraordinary expenses of law enforcement arising by reason of the location of Indian reservations.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 2; absent and not voting, 14.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Rice
Atkinson	Gronneberg	Larson, L.	Rivinius
Austin	Gunderson	Lee	Rocheleau
Backes	Haman	Linderman	Rolfstrud
Boustead	Haugland	Livingston	Rundle
Boyum	Hausauer, A.	Lundene	Sandness
Bunker	Hausauer, R.	McGauvran	Solberg
DeGroot	Henning	McGeehan	Stoltenow
DeKrey	Hensrud	Metzger	Streibel
Dick	Hentges	Meyer	Strinden
Dornacker	Herman	Miller, B.	Thorsgard
Dotzenrod	Hickle	Miller, E.	Tweten
Eagles	Hilleboe	Moore	Ulvedal
Erickson, K.	Hoffner	Mushik	Wagner
Erickson, W.	Jacobson	Olienyk	Walsh
Fleming	Jenkins	Opedahl	Weber
Gackle	Johnson, H.	Patrick	Welder
Ganser	Johnson, K.	Raile	Wilkie
Gengler	Kieffer	Raymond	Winge
Gerl	Knudson	Reimers	Mr. Speaker
Glaspey	Lang		

Those voting in the negative were:

Murphy	Stone
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Absent and not voting:

Berg	Henry	Mertens	Peterson, R.
Brekke	Hildebrand	Miedema	Shablow
Giffey	Kingsbury	Peterson, J.	White
Halcrow	Laughlin		

So the bill passed and the title was agreed to.

MOTIONS

Rep. Reimers moved that the House concur in the Senate amendments to House Concurrent Resolution No. 3002, which motion prevailed.

Rep. Reimers moved that the rules be suspended and that House Concurrent Resolution No. 3002 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3002. A concurrent resolution directing the State Highway Department, the Aeronautics Commission, and the Game and Fish Department to establish an Aircraft Pool.

Was read the second time.

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

So the House Concurrent Resolution was declared adopted on a voice vote.

MOTIONS

Rep. Reimers moved that the House concur in the Senate amendments to House Concurrent Resolution No. 3077, which motion prevailed.

Rep. Reimers moved that the rules be suspended and that House Concurrent Resolution No. 3077 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3077. A Concurrent Resolution regarding the discontinuance of certain farming operations at the charitable and penal institutions, providing for greater cooperation in the farming operations between the various institutions, and calling for improved financial reporting.

Was read the second time.

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

So the House Concurrent Resolution was declared adopted on a voice vote.

MOTIONS

Rep. Knudson moved that the House concur in the Senate amendments to House Bill No. 1048, which motion prevailed.

Rep. Knudson moved that the rules be suspended and that House Bill No. 1048 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1048. A Bill for an Act to amend and reenact sections 57-16-03 and 57-16-06 of the North Dakota Century Code, relating to the requirements for notice and the form of ballots for excess mill levy elections, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Gunderson	Lee	Rice
Atkinson	Halcrow	Linderman	Rivinius
Austin	Haman	Livingston	Rocheleaur
Backes	Haugland	Lundene	Rolfsrud
Boustead	Hausauer, A.	McGauvran	Rundle
Boyum	Hausauer, R.	McGeehan	Sandness
Brekke	Henning	Metzger	Solberg

Bunker	Hensrud	Meyer	Stoltenow
DeKrey	Hentges	Miedema	Stone
Dornacker	Herman	Miller, B.	Streibel
Dotzenrod	Hickle	Miller, E.	Strinden
Eagles	Hoffner	Moore	Thorsgard
Erickson, K.	Jacobson	Murphy	Tweten
Erickson, W.	Jenkins	Mushik	Ulvedal
Fleming	Johnson, H.	Olienyk	Wagner
Gackle	Johnson, K.	Opedahl	Walsh
Ganser	Kieffer	Patrick	Weber
Gengler	Knudson	Peterson, R.	Welder
Gerl	Lang	Raile	Wilkie
Gaspey	Larson, G.	Raymond	Winge
Grant	Larson, L.	Reimers	Mr. Speaker
Gronneberg	Laughlin		

Absent and not voting:

Berg	Giffey	Hilleboe	Peterson, J.
DeGroot	Henry	Kingsbury	Shablow
Dick	Hildebrand	Mertens	White

So the bill passed and the title was agreed to and the emergency clause was declared carried.

APPOINTMENT OF CONFERENCE COMMITTEE

Speaker Bier announced the appointment of the following Conference Committee, on:

House Bill No. 1484

Representatives:

Lee

Hentges

W. Erickson

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, March 9, 1971

Mr. Speaker: I have the honor to inform you that the Senate requests the return of:
House Bill No. 1035

Very respectfully,
LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 9, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2008

Senate Bill No. 2060

Senate Bill No. 2176

Senate Bill No. 2221

Senate Bill No. 2239

Senate Bill No. 2241

Senate Bill No. 2271

Senate Bill No. 2272

Senate Bill No. 2297

Senate Bill No. 2313

Senate Bill No. 2315

Senate Bill No. 2326

Senate Bill No. 2327

Senate Bill No. 2328

Senate Bill No. 2330

Senate Bill No. 2335

Senate Bill No. 2344

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 9, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1205
House Bill No. 1260
House Bill No. 1276
House Bill No. 1374
House Bill No. 1518
House Bill No. 1531
House Concurrent Resolution No. 3042
House Concurrent Resolution No. 3055
House Concurrent Resolution No. 3069
House Concurrent Resolution No. 3073
House Concurrent Resolution No. 3081
House Concurrent Resolution No. 3087
House Concurrent Resolution No. 3089

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 9, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1103
House Bill No. 1389
House Bill No. 1390
House Bill No. 1431
House Bill No. 1529
House Bill No. 1541

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 9, 1971

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4061

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 9, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1548

PROPOSED AMENDMENTS TO HOUSE BILL No. 1548

Page 1 line 14 after "54-34" delete "54-42"
Page 2 line 12 after the comma delete "merit system"
Page 2 line 13 delete the first "council"
Page 2 line 17 after the period delete "notwithstanding the pro-"
Page 2 delete all of lines 18 through 35
Page 3 delete all of lines 1 through 5
Page 3 line 6 delete "examiners for nursing home administrators."
Re-number the pages and lines accordingly.
Which the Senate has amended.

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 9, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2015
Senate Bill No. 2038
Senate Bill No. 2040

Senate Bill No. 2066
Senate Bill No. 2117
Senate Bill No. 2123
Senate Bill No. 2127
Senate Bill No. 2138
Senate Bill No. 2173
Senate Bill No. 2196
Senate Bill No. 2242
Senate Bill No. 2256
Senate Bill No. 2257
Senate Bill No. 2284
Senate Bill No. 2292
Senate Bill No. 2294
Senate Bill No. 2296
Senate Bill No. 2303
Senate Bill No. 2317
Senate Bill No. 2322
Senate Bill No. 2338
Senate Bill No. 2353
Senate Bill No. 2376
Senate Bill No. 2382
Senate Bill No. 2400
Senate Bill No. 2416
Senate Bill No. 2417
Senate Bill No. 2427
Senate Bill No. 2451
Senate Bill No. 2510
Senate Bill No. 2511

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 9, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2154

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber
Bismarck, March 9, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2025

Senate Bill No. 2199

On which the House has adopted the conference committee report.

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 9, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1172

House Bill No. 1208

On which the House has adopted the conference committee report.

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 9, 1971

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

Senate Bill No. 2203
Senate Bill No. 2269

Very respectfully,
ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, March 9, 1971

Mr. Speaker: I have the honor to return:
House Bill No. 1172
House Bill No. 1208

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 9, 1971

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to:

Senate Bill No. 2030
Senate Bill No. 2211
Senate Bill No. 2302
Senate Bill No. 2437

Refused to concur in the Senate amendment to:
Senate Bill No. 2007
Senate Bill No. 2063

And the President has appointed as a conference committee to act with a like committee from the House,

Senators:
Coughlin
Jones
L. Larson

To serve on Senate Bill No. 2007

Senators:
Goldberg
Hernett
Van Horn

To serve on Senate Bill No. 2063

Very respectfully,
LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Wednesday, March 10, 1971, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-FIFTH DAY AFTER RECESS
AND FIFTY-SIXTH DAY

Bismarck, March 10, 1971

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bier presiding.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 2008
Senate Bill No. 2060
Senate Bill No. 2176
Senate Bill No. 2221
Senate Bill No. 2239
Senate Bill No. 2241
Senate Bill No. 2271
Senate Bill No. 2272
Senate Bill No. 2297
Senate Bill No. 2313
Senate Bill No. 2315
Senate Bill No. 2326
Senate Bill No. 2327
Senate Bill No. 2328
Senate Bill No. 2330
Senate Bill No. 2335
Senate Bill No. 2344

And the Speaker signed the same in the presence of the House of Representatives.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1055
House Bill No. 1105
House Bill No. 1114
House Bill No. 1122
House Bill No. 1149
House Bill No. 1166
House Bill No. 1213
House Bill No. 1221
House Bill No. 1222
House Bill No. 1233
House Bill No. 1236
House Bill No. 1244
House Bill No. 1253
House Bill No. 1265
House Bill No. 1272
House Bill No. 1281
House Bill No. 1287
House Bill No. 1290
House Bill No. 1312
House Bill No. 1316

House Bill No. 1348
 House Bill No. 1357
 House Bill No. 1380
 House Bill No. 1450

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Representative DeKrey moved that the report be adopted, which motion prevailed, and the report was adopted.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Bier announced the appointment of the following conference committees:

On Senate Bill No. 2007:

Rep. Olienyk
 Rep. J. Peterson
 Rep. B. Miller

On Senate Bill No. 2063:

Rep. Bunker
 Rep. White
 Rep. DeGroot

CONSIDERATION OF AMENDMENTS

Rep. Haugland moved that the amendments to Senate Bill No. 2100 as recommended by the Committee on Social Welfare as printed on page 1204 of the House Journal be adopted, which motion prevailed.

Rep. Bunker moved that the amendments to Senate Bill No. 2316 as recommended by the Committee on Industry, Business and Labor as printed on pages 1204 and 1205 of the House Journal be adopted, which motion prevailed.

MESSAGE FROM GOVERNOR STATE OF NORTH DAKOTA EXECUTIVE OFFICE Bismarck

March 10, 1971

The Honorable Howard F. Bier
 Speaker of the House
 North Dakota House of Representatives
 Bismarck, North Dakota 58501

Dear Mr. Speaker:

This is to inform you that on March 8, I signed the following House Bills:

House Bill No. 1045
 House Bill No. 1147
 House Bill No. 1359
 House Bill No. 1459
 House Bill No. 1479

Sincerely yours,
 WILLIAM L. GUY
 Governor

WLG:jp

MESSAGE FROM THE SENATE

Senate Chamber
 Bismarck, March 10, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2466

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign Senate Bill No. 2466

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 10, 1971

Mr. President: I have the honor to return herewith the following, Senate Bill No. 2466
Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2061 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2128 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KNUDSON, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2333 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Hildebrand moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2370 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2387 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2436 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Raile moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2504 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. KNUDSON, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Atkinson moved that the Committee Report on Senate Bill No. 2285 be laid over one legislative day, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2347 has had the same under consideration and recommends that the same do pass.

REP. K. KNUDSON, Chairman

Rep. Rice moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2461 has had the same under consideration and recommends that the same do pass.

REP. K. KNUDSON, Chairman

Rep. Fleming moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 4057 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. William Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Concurrent Resolution No. 4001 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. KNUDSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 4064 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2045 has had the same under consideration and recommends that the same be amended as follows:

On page 2 of the engrossed bill, delete all of lines 26, 27, 28, 29, 30, 31, 32, and 33

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2185 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2472 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Shallow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2507 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF A SENATE BILL

Senate Bill No. 2178. A Bill for an Act to amend and reenact

sections 15-36-07 and 15-36-11 of the North Dakota Century Code, relating to citizenship requirements for teachers' certificates.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 85; nays, 6; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rivinius
Atkinson	Halcrow	Lee	Rocheleau
Austin	Haugland	Linderman	Roflsrud
Boyum	Hausauer, R.	Livingston	Rundle
Brekke	Henning	Lundene	Sandness
Bunker	Henry	McGauvran	Shablow
DeGroot	Hensrud	McGeehan	Solberg
DeKrey	Hentges	Mertens	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hilleboe	Miller, B.	Thorsgard
Erickson, K.	Hoffner	Moore	Tweten
Erickson, W.	Jacobson	Murphy	Ulvedal
Fleming	Jenkins	Mushik	Wagner
Gackle	Johnson, H.	Olienyk	Walsh
Ganser	Johnson, K.	Peterson, J.	Weber
Gengler	Kieffer	Peterson, R.	Welder
Gerl	Knudson	Raile	White
Giffey	Lang	Raymond	Wilkie
Glaspey	Larson, G.	Reimers	Winge
Grant	Larson, L.	Rice	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Berg	Kingsbury	Patrick	Stoltenow
Hausauer, A.	Metzger		

Absent and not voting:

Backes	Eagles	Hildebrand	Opedahl
Boustead	Haman	Miller, E.	

So the bill passed and the title was agreed to.

MOTION

Rep. Gunderson moved that the House reconsider the action by which Senate Bill No. 2180 was lost, which motion prevailed.

Rep. Gunderson moved that Senate Bill No. 2180 be re-referred to the Committee on Agriculture, which motion prevailed.

Rep. Mertens moved that the remarks of Rep. Dotzenrod in regard to Senate Bill No. 2180 be printed in the Journal, which motion prevailed.

Rep. Dotzenrod: "Mr. Speaker:

"Yesterday we had a discussion of the merits of Senate Bill No. 2180. Today, I would like to add a few comments on why this bill is needed.

"We sit here in the Assembly in the latter half of the 20th Century and can look back on hardly more than a hundred years since our land was virgin sod — a very brief period of history. This land, this earth that sustains our civilization and on which we are but temporary custodians and beneficiaries, is the product of the vast ages in time. We have a duty and obligation during our brief tenancy to pass on to future generations the life sustaining crust of this earth in at least as good condition as we found it. But, what is happening in North Dakota? At the present time we have surrendered 500,000 acres of the land to leafy spurge alone. We are continuing to surrender 5,000 acres a year to these weeds. This

must be stopped or we will fail ourselves and fail those who follow us.

"This bill, the work of many dedicated and forward-looking men and organizations, can set up the machinery for a unified effort through control and cooperation, working with all interested departments and services, to reverse this trend. We are in a war on weeds, and we should face this war as we should face any war, with decisive action. War is not the place for the timid and timorous souls that resist change, and see dragons in every shadow.

"Our present weed laws are a hodge-podge of amendments and unworkable statutes. This bill can work because it provides the mechanics to make it work.

"I am reminded of an article I read recently about a writer visiting the late President Eisenhower at his Gettysburg Farm. The writer said, 'Mr. Eisenhower, would you tell me why after all your achievements you chose to settle down on this farm?' Mr. Eisenhower replied, 'It's true I have had many honors in my lifetime. Having served as Supreme Commander of the Allied Forces we won one of the most decisive wars in history; then being honored to serve as President of this great country. But, you know, all through my life I had always wanted the satisfaction of some day owning a piece of land, and when I die to know that I have left it in better shape than I found it!'

"Mr. Speaker, and members of this Assembly, this bill can be a step in that direction. This is the kind of motivation we need for the farmers of North Dakota from the members of this Assembly.

"There is not a farm organization in the state which has opposed this bill.

"If we fail to pass this bill, we will have let down ourselves, the farm organizations of this state, and worst of all, the generations of the future."

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-SIXTH DAY

Bismarck, March 10, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Harley Refsal, First Lutheran Church, Mandan.

Roll was called and all members were present except Reps. Boustead, Haman, Henry, Hildebrand, Lee and E. Miller.

A quorum was declared by the Speaker.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-fourth day after recess and Fifty-fifth day, and finds the same to be correct.

REP. STONE, Chairman

Rep. Lee moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the amendments to Senate Bill No. 2009 as recommended by the Committee on Appropriations as printed on page 1211 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to Senate Bill No. 2010 as recommended by the Committee on Appropriations as printed on pages 1211 and 1212 of the House Journal, be adopted.

Rep. Reimers moved that the House dispense with the reading of the amendments to Senate Bill No. 2010, which motion prevailed.

The question then was on the motion of Rep. Reimers to adopt the amendments to Senate Bill No. 2010, which motion prevailed.

Rep. Reimers moved that the amendments to Senate Bill No. 2014 as recommended by the Committee on Appropriations as printed on page 1212 of the House Journal be adopted.

Rep. Reimers moved that the House dispense with the reading of the amendments to Senate Bill No. 2014, which motion prevailed.

The question then was on the motion of Rep. Reimers to adopt the amendments to Senate Bill No. 2014, which motion prevailed.

Rep. Reimers moved that the amendments to Senate Bill No. 2023 as recommended by the Committee on Appropriations as printed on pages 1212 and 1213 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to Senate Bill No. 2207 as recommended by the Committee on Finance and Taxation as printed on page 1214 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Bill No. 2464 as recommended by the Committee on State and Federal Government as printed on page 1213 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2027 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 4, after the word "association" insert the following words: "and certain activities at the University of North Dakota"

On page 1, line 13, delete the figure "46,479.00" and insert in lieu thereof the figure "23,000.00"

On page 1, line 16, delete the word "biennium" and insert in lieu thereof the word "period" and delete the word "1973" and insert in lieu thereof "1972"

On page 1, line 17, delete the figure "7,069.00" and insert in lieu thereof the figure "3,500.00"

On page 1, line 18, delete the figure "13,310.00" and insert in lieu thereof the figure "6,500.00"

On page 1, line 19, delete the figure "17,000.00" and insert in lieu thereof the figure "8,500.00"

On page 1, line 20, delete the figure "9,100.00" and insert in lieu thereof the figure "4,500.00"

On page 1, line 21, delete the figure "46,479.00" and insert in lieu thereof the figure "23,000.00"

On page 1, after line 21, insert the following section:

"SECTION 2. APPROPRIATION). There is hereby appropriated the sum of \$9,000.00 to pay costs and expenses of the North Dakota Commissioners on Uniform State Laws, a portion of the cost of publishing the North Dakota Law Review, and the cost of legal research and seminars at the University of North Dakota Law School for the period beginning July 1, 1972 and ending June 30, 1973, to wit"

Fees and Services	\$1,800.00
Supplies and Materials	5,000.00
Grants	2,200.00
Total	<u>9,000.00</u>

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The purpose is to discontinue the present methods of financing

certain public service activities involved and changing to another method of financing without jeopardizing the existence of the worthwhile projects involved.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2029 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Rolfsrud moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2033 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 11, delete the figure "2,172,653.00" and insert in lieu thereof the figure "2,339,653.00"

On page 1, line 15, delete the figure "1,225,523.00" and insert in lieu thereof the figure "1,285,523.00"

On page 1, line 16, delete the figure "749,380.00" and insert in lieu thereof the figure "856,380.00"

On page 1, line 20, delete the figure "2,172,653.00" and insert in lieu thereof the figure "2,339,653.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

\$60,000 was added to the salary line for three new positions — systems analyst, senior programmer, and computer operator. \$107,000 was added to fees and services for computer rental at the Bank of North Dakota. Due to the Bank of North Dakota and the Highway Department additional appropriation for data processing services, the same funds must be reflected in this budget in order for Central Data Processing to provide these services.

REP. REIMERS, Chairman

Rep. Miedema moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2034 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2183 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. REIMERS, Chairman

Rep. Miedema moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2343 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. J. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2006 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 1 of the engrossed bill, delete the words "FORTY-FIRST AND FORTY-SECOND LEGISLATIVE" and insert in lieu

thereof the words "FORTY-SECOND AND FORTY-THIRD LEGISLATIVE"

On page 2, line 3, delete the numerals "211,600.00" and insert in lieu thereof the numerals "225,623.00"

On page 2, line 4, delete the numerals "605,200.00" and insert in lieu thereof the numerals "1,006,513.00"

On page 2, line 5, delete the numerals "150,000.00" and insert in lieu thereof the numerals "164,261.00"

On page 2, line 6, delete the numerals "5,000.00" and insert in lieu thereof the numerals "6,335.00"

On page 2, line 7, delete the numerals "971,800.00" and insert in lieu thereof the numerals "1,402,732.00"

On page 2, line 11, delete the numerals "31,700.00" and insert in lieu thereof the numerals "35,865.00"

On page 2, line 13, delete the numerals "41,200.00" and insert in lieu thereof the numerals "45,365.00"

On page 2, line 22, delete the numerals "233,610.00" and insert in lieu thereof the numerals "243,610.00"

On page 2, line 25, delete the numerals "618,668.00" and insert in lieu thereof the numerals "628,668.00"

On page 2, line 26, delete the numerals "1,679,468.00" and insert in lieu thereof the numerals "2,124,565.00"

On page 3, line 1, delete the words "forty-first and", and insert after the word "forty-second" the words "and forty-third"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF SENATE BILLS

Senate Bill No. 2307. A Bill for an Act requiring a certificate of need for construction or expansion of hospitals and related medical facilities including services, defining the procedure for certification of need and the requirements thereof, providing for a public hearing, prohibiting licensing, and authorizing injunctions.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 84; nays, 6; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gronneberg	Linderman	Rocheleau
Austin	Halcrow	Livingston	Rolfsrud
Backes	Haugland	Lundene	Rundle
Berg	Hausauer, A.	McGauvran	Sandness
Boustead	Hausauer, R.	McGeehan	Shablow
Boyum	Henning	Metzger	Solberg
Brekke	Henry	Meyer	Stoltenow
Bunker	Hensrud	Miedema	Stone
DeGroot	Hentges	Miller, B.	Streibel
DeKrey	Herman	Moore	Strinden
Dick	Hickle	Mushik	Thorsgard
Dotzenrod	Hoffner	Olienyk	Tweten
Eagles	Jacobson	Opedahl	Ulvedal
Erickson, K.	Johnson, H.	Patrick	Wagner
Gackle	Kieffer	Peterson, J.	Walsh
Ganser	Kingsbury	Peterson, R.	Weber
Gengler	Knudson	Raile	Welder

Gerl	Lang	Raymond	White
Giffey	Larson, G.	Reimers	Wilkie
Glaspey	Larson, L.	Rice	Winge
Grant	Laughlin	Rivinius	Mr. Speaker

Those voting in the negative were:

Dornacker	Gunderson	Mertens	Murphy
Erickson, W.	Johnson, K.		

Absent and not voting:

Atkinson	Haman	Hilleboe	Lee
Fleming	Hildebrand	Jenkins	Miller, E.

So the bill passed and the title was agreed to.

Senate Bill No. 2362. A Bill for an Act to provide for the dissolution of city housing authorities and to amend and reenact subsection 2 of section 23-11-01 and section 23-11-30 of the North Dakota Century Code relating to the definition of a city and the reports of housing authorities.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 75; nays, 17; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Knudson	Peterson, R.
Atkinson	Gronneberg	Lang	Rivinius
Austin	Gunderson	Larson, L.	Rocheleau
Backes	Halerow	Laughlin	Rolfsrud
Berg	Haugland	Lee	Sandness
Boustead	Hausauer, A.	Linderman	Shablow
Bunker	Hausauer, R.	Livingston	Solberg
DeGroot	Henning	Lundene	Stoltenow
DeKrey	Henry	McGauvran	Stone
Dotzenrod	Hensrud	McGeehan	Streibel
Eagles	Hentges	Mertens	Strinden
Erickson, K.	Herman	Meyer	Thorsgard
Erickson, W.	Hickle	Miller, B.	Tweten
Fleming	Hilleboe	Moore	Wagner
Gackle	Hoffner	Murphy	Walsh
Gengler	Jacobson	Mushik	Wilkie
Gerl	Johnson, H.	Olienyk	Winge
Giffey	Kieffer	Opedahl	Mr. Speaker
Glaspey	Kingsbury	Patrick	

Those voting in the negative were:

Dick	Metzger	Raymond	Ulvedal
Dornacker	Miedema	Reimers	Weber
Ganser	Peterson, J.	Rice	Welder
Johnson, K.	Raile	Rundle	White
Larson, G.			

Absent and not voting:

Boyum	Haman	Jenkins	Miller, E.
Brekke	Hildebrand		

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4076. A Concurrent Resolution commending the American Oil Company Mandan Refinery for its contribution to the economy of the State and urging the continuation of North Dakota crude oil purchasing practices.

Was read the second time.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared lost on a voice vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 2004. A Bill for an Act to appropriate money for the expenses of departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Reimers
Austin	Gronneberg	Laughlin	Rice
Backes	Gunderson	Lee	Rivinius
Berg	Halcrow	Linderman	Rocheleau
Boyum	Hausauer, A.	Livingston	Rolfstrud
Brekke	Hausauer, R.	Lundene	Rundle
Boustead	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hilleboe	Moore	Twetén
Eagles	Hoffner	Murphy	Ulvedal
Erickson, K.	Jacobson	Mushik	Wagner
Erickson, W.	Jenkins	Olienik	Walsh
Fleming	Johnson, H.	Opedahl	Weber
Gackle	Johnson, K.	Patrick	Welder
Ganser	Kieffer	Peterson, J.	White
Gengler	Kingsbury	Peterson, R.	Wilkie
Gerl	Knudson	Raile	Winge
Giffey	Lang	Raymond	Mr. Speaker

Those voting in the negative were:

Glaspey

Absent and not voting:

Atkinson	Hildebrand	Miller, B.	Sandness
Haman	Larson, L.	Miller, E.	Thorsgard
Haugland			

So the bill passed and the title was agreed to.

Senate Bill No. 2005. A Bill for an Act to appropriate money for the expenses of the judicial branch of government.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Grant	Lee	Rivinius
Austin	Gronneberg	Linderman	Rocheleau
Backes	Gunderson	Livingston	Rolfstrud
Berg	Halcrow	Lundene	Rundle
Boustead	Haugland	McGauvran	Sandness
Boyum	Hausauer, A.	McGeehan	Shablow
Brekke	Hausauer, R.	Mertens	Solberg
Bunker	Henning	Metzger	Stoltenow
DeGroot	Henry	Meyer	Stone
DeKrey	Hensrud	Miedema	Streibel

Dick	Hentges	Miller, B.	Strinden
Dornacker	Herman	Moore	Thorsgard
Dotzenrod	Hickle	Murphy	Tweten
Eagles	Hilleboe	Mushik	Ulvedal
Erickson, K.	Hoffner	Olienyk	Wagner
Erickson, W.	Jacobson	Opedahl	Walsh
Fleming	Johnson, K.	Patrick	Weber
Gackle	Kieffer	Peterson, J.	Welder
Ganser	Kingsbury	Peterson, R.	White
Gengler	Knudson	Raile	Wilkie
Gerl	Lang	Raymond	Winge
Giffey	Larson, G.	Reimers	Mr. Speaker
Glaspey	Larson, L.	Rice	

Absent and not voting:

Atkinson	Hildebrand	Johnson, H.	Miller, E.
Haman	Jenkins	Laughlin	

So the bill passed and the title was agreed to.

Senate Bill No. 2012. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items and special projects for the state hospital at Jamestown, North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Halcrow	Linderman	Rivinius
Austin	Haugland	Livingston	Rocheleau
Backes	Hausauer, A.	Lundene	Rolfstrud
Berg	Hausauer, R.	McGauvran	Rundie
Boustead	Henning	McGeehan	Sandness
Boyum	Henry	Mertens	Shablow
Bunker	Hensrud	Metzger	Solberg
DeGroot	Hentges	Meyer	Stoltenow
DeKrey	Herman	Miedema	Stone
Dick	Hickle	Miller, B.	Streibel
Dornacker	Hoffner	Moore	Strinden
Dotzenrod	Jacobson	Murphy	Thorsgard
Eagles	Jenkins	Mushik	Tweten
Erickson, K.	Johnson, H.	Olienyk	Ulvedal
Erickson, W.	Johnson, K.	Opedahl	Wagner
Fleming	Kieffer	Patrick	Walsh
Gackle	Kingsbury	Peterson, J.	Weber
Ganser	Knudson	Peterson, R.	Welder
Gerl	Lang	Raile	White
Giffey	Larson, G.	Raymond	Wilkie
Glaspey	Larson, L.	Reimers	Winge
Grant	Lee	Rice	Mr. Speaker
Gronneberg			

Absent and not voting:

Atkinson	Gunderson	Hildebrand	Laughlin
Brekke	Haman	Hilleboe	Miller, E.
Gengler			

So the bill passed and the title was agreed to.

Senate Bill No. 2031. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the department of public instruction.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Glaspay	Lang	Rice
Austin	Grant	Larson, G.	Rivinius
Backes	Gronneberg	Larson, L.	Rocheleau
Berg	Gunderson	Laughlin	Rolfsrud
Boustead	Halcrow	Lee	Rundle
Boyum	Haugland	Livingston	Sandness
Brekke	Hausauer, A.	Lundene	Shablow
Bunker	Hausauer, R.	McGauvran	Solberg
DeGroot	Henning	McGeehan	Stoltenow
DeKrey	Henry	Mertens	Stone
Dick	Hensrud	Metzger	Streibel
Dornacker	Hentges	Meyer	Strinden
Dotzenrod	Herman	Miedema	Thorsgard
Eagles	Hickle	Miller, B.	Tweten
Erickson, K.	Hoffner	Mushik	Ulvedal
Erickson, W.	Jacobson	Olienyk	Wagner
Fleming	Jenkins	Opedahl	Walsh
Gackle	Johnson, H.	Patrick	Welder
Ganser	Johnson, K.	Peterson, R.	White
Gengler	Kieffer	Raile	Wilkie
Gerl	Kingsbury	Raymond	Winge
Giffey	Knudson	Reimers	Mr. Speaker

Those voting in the negative were:

Moore Murphy

Absent and not voting:

Atkinson	Hildebrand	Linderman	Peterson, J.
Haman	Hilleboe	Miller, E.	Weber

So the bill passed and the title was agreed to.

Senate Bill No. 2306. A Bill for an Act to amend and reenact subsection 7 of section 21-03-06 and sections 21-03-07, 21-03-09, 21-03-15, 21-03-18, 21-03-19, and 21-03-28 of the North Dakota Century Code, relating to municipal bonds, and modifying procedures with respect thereto.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Grant	Laughlin	Rivinius
Austin	Gronneberg	Lee	Rocheleau
Backes	Gunderson	Linderman	Rolfsrud
Berg	Halcrow	Livingston	Rundle
Boustead	Haugland	Lundene	Sandness
Boyum	Hausauer, A.	McGauvran	Shablow
Brekke	Hausauer, R.	McGeehan	Solberg
Bunker	Henning	Mertens	Stoltenow
DeGroot	Henry	Metzger	Stone
DeKrey	Hensrud	Meyer	Streibel
Dick	Hentges	Miedema	Strinden
Dornacker	Herman	Miller, B.	Thorsgard
Dotzenrod	Hickle	Moore	Tweten
Eagles	Hoffner	Murphy	Ulvedal
Erickson, K.	Jacobson	Mushik	Wagner
Erickson, W.	Jenkins	Opedahl	Walsh
Fleming	Johnson, H.	Patrick	Weber
Gackle	Johnson, K.	Peterson, R.	Welder

Ganser	Knudson	Raile	White
Gengler	Lang	Raymond	Wilkie
Gerl	Larson, G.	Reimers	Winge
Giffey	Larson, L.	Rice	Mr. Speaker
Glaspey			

Those voting in the negative were:

Kieffer

Absent and not voting:

Atkinson	Hildebrand	Kingsbury	Olienyk
Haman	Hilleboe	Miller, E.	Peterson, J.

So the bill passed and the title was agreed to.

Senate Bill No. 2413. A Bill for an Act to amend and reenact subsection 1 of section 57-38-66 of the North Dakota Century Code, relating to the tax on individuals, estates and trusts for the privilege of doing business in this state; to provide an effective date; and to declare an emergency.

Which has been read.

Rep. A. Hausauer requested he be excused from voting because of personal interest.

Rep. Strinden moved that Rep. A. Hausauer be allowed to vote, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Laughlin	Rice
Austin	Gronneberg	Lee	Rivinius
Backes	Gunderson	Linderman	Rocheleau
Berg	Halcrow	Livingston	Rolfstrud
Boustead	Haugland	Lundene	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hentges	Meyer	Stoltenow
DeKrey	Herman	Miedema	Streibel
Dick	Hickle	Miller, B.	Strinden
Dornacker	Hoffner	Moore	Thorsgard
Dotzenrod	Jacobson	Murphy	Tweten
Eagles	Jenkins	Mushik	Ulvedal
Erickson, K.	Johnson, H.	Olienyk	Wagner
Erickson, W.	Johnson, K.	Opedahl	Walsh
Fleming	Kieffer	Patrick	Weber
Gackle	Kingsbury	Peterson, J.	Welder
Ganser	Knudson	Peterson, R.	White
Gengler	Lang	Raile	Wilkie
Gerl	Larson, G.	Raymond	Winge
Giffey	Larson, L.	Reimers	Mr. Speaker
Glaspey			

Those voting in the negative were:

Hausauer, A. Hensrud Metzger

Absent and not voting:

Atkinson	Hildebrand	Miller, E.	Stone
Haman	Hilleboe		

So the bill passed and the title was agreed to and the emergency clause was declared carried.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4037. A Concurrent Resolution relating to the intent of the Legislative Assembly in the allocation of monies appropriated for salaries of employees of the State.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution. The roll was called and there were ayes, 89; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Austin	Gunderson	Laughlin	Rice
Backes	Halcrow	Lee	Rocheleau
Berg	Haugland	Linderman	Rolfstrud
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hoffner	Miller, B.	Thorsgard
Eagles	Jacobson	Murphy	Tweten
Erickson, K.	Jenkins	Mushik	Ulvedal
Erickson, W.	Johnson, H.	Olienyk	Walsh
Fleming	Johnson, K.	Opedahl	Weber
Gackle	Kieffer	Patrick	Welder
Ganser	Kingsbury	Peterson, J.	White
Gengler	Knudson	Peterson, R.	Wilkie
Gerl	Lang	Raile	Winge
Glaspey	Larson, G.	Raymond	Mr. Speaker
Grant			

Those voting in the negative were:

Moore Wagner

Absent and not voting:

Atkinson	Haman	Hilleboe	Rivinius
Giffey	Hildebrand	Miller, E.	

So the Senate Concurrent Resolution was declared adopted.

MOTION

Rep. Murphy moved that Senate Concurrent Resolution No. 4077 be re-referred to the Committee on State and Federal Government, which motion prevailed.

REPORTS OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1068 has had the same under consideration and recommends that the Senate recede from its amendments.

For the House:

Rep. Hentges
Rep. Hensrud
Rep. Backes

For the Senate:

Senator Doherty
Senator Anderson
Senator Rait

Rep. Hentges moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2154 has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate:

Senator Unruh
Senator Anderson
Senator Erdman

For the House:

Rep. K. Johnson
Rep. Boustead
Rep. Weber

Rep. K. Johnson moved that the report be adopted, which motion prevailed.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Committee on Delayed Bills introduced:

House Concurrent Resolution No. 3092. A Concurrent Resolution declaring the intent of the Legislative Assembly to comply with the requirements of the Omnibus Crime Control and Safe Streets Act.

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

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4002. A Concurrent Resolution directing the Public Welfare Board to implement administrative recommendations of the welfare study to improve the administration of public welfare in North Dakota.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Concurrent Resolution No. 4043. A Concurrent Resolution urging counties and cities which have college campuses within their jurisdictions to deputize campus policemen.

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

MOTION

Rep. Reimers moved that the House not concur on Senate amendments to House Bill No. 1203, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, March 10, 1971

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 2282

Very respectfully,
LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 10, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1211
House Bill No. 1217
House Bill No. 1416
House Bill No. 1448
House Bill No. 1476
House Bill No. 1544

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 10, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1027
House Bill No. 1119
House Bill No. 1288
House Bill No. 1291
House Bill No. 1333
House Bill No. 1397

House Bill No. 1418
 House Bill No. 1498
 House Bill No. 1525
 House Concurrent Resolution No. 3035
 Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber
 Bismarck, March 10, 1971

Mr. Speaker: I have the honor to return:
 House Bill No. 1135
 Which the Senate failed to pass.

LEO LEIDHOLM, Secretary

Senate Chamber
 Bismarck, March 10, 1971

Mr. Speaker: I have the honor to return:
 House Bill No. 1132
 House Bill No. 1433
 House Bill No. 1514
 House Concurrent Resolution No. 3066
 Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1132

Page 2 line 12 of the engrossed bill delete "ten" and insert in lieu thereof "fifteen"

Page 2 line 27 delete "ten" and insert in lieu thereof "fifteen"

Page 3 line 17 insert triple parentheses before and after "ten" and insert in lieu thereof "fifteen"

Re-number pages and lines accordingly.

PROPOSED AMENDMENT TO HOUSE BILL No. 1433

On page 1, line 10, delete the number "32-28" and insert in lieu thereof the number "28-32"

PROPOSED AMENDMENTS TO
 ENGROSSED HOUSE BILL No. 1514

On page 1, line 2, after the numeral "3", insert the following:
 "5,"

On page 3, line 27, after the numeral "3", insert the following:
 "5,"

On page 4, after line 2, insert the following new subsection:

- "5. It shall be unlawful for any person to drive or operate any snowmobile in the following ways which are declared to be unsafe and a public nuisance:
- a. At a rate of speed greater than reasonable or proper under all the surrounding circumstances.
 - b. In a careless, reckless, or negligent manner so as to endanger the person or property of another or to cause injury or damage to such person or property.
 - c. While under the influence of intoxicating liquor or narcotics or habit-forming drugs.
 - d. Without a lighted head lamp and tail lamp when required for safety.
 - e. In any tree nursery or planting in a manner which damages or destroys growing stock.
 - f. Without a manufacturer-installed or equivalent muffler in good working order and connected to the snowmobile exhaust system.
 - g. Upon any private land where the private land is posted by the owner or tenant prohibiting trespassing. The name

and address of the person posting the land and the date of posting shall appear on each sign in legible characters. The posted signs shall be readable from the outside of the land and shall be placed conspicuously at a distance of not more than eighty rods apart, provided further that as to land entirely enclosed by a fence or other enclosure, posting of such signs at or on all gates through such fence or enclosure, shall be construed to be a posting of all such enclosed lands."

Page 2 line 2 of the engrossed bill insert triple parentheses around "Security" and insert in lieu thereof "**Securely**"

Page 2 line 24 insert beginning triple parentheses before "On"

Page 2 line 27 insert ending triple parentheses after the period

Page 3 line 31 insert beginning triple parentheses before "upon"

Page 3 line 32 delete triple parentheses before "street" and after "or" and insert ending triple parentheses after "highway"

Renumber pages and lines accordingly.

PROPOSED AMENDMENTS TO
HOUSE CONCURRENT RESOLUTION No. 3066

Page 1 line 2 after "of" delete "Health, Education, and Welfare" and insert in lieu thereof "Housing and Urban Development"

Page 1 line 21 after "of" delete "Health,"

Page 1 line 22 delete "Education, and Welfare" and insert in lieu thereof "Housing and Urban Development"

Page 2 line 2 after "of" delete "Health, Education, and"

Page 2 line 3 delete "Welfare" and insert in lieu thereof "Housing and Urban Development"

Renumber pages and lines accordingly.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 10, 1971

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution 4002

Senate Concurrent Resolution No. 4043

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber
Bismarck, March 10, 1971

Mr. President: I have the honor to return herewith the following,

Senate Bill No. 2008

Senate Bill No. 2060

Senate Bill No. 2176

Senate Bill No. 2221

Senate Bill No. 2239

Senate Bill No. 2241

Senate Bill No. 2271

Senate Bill No. 2272

Senate Bill No. 2297

Senate Bill No. 2313

Senate Bill No. 2315

Senate Bill No. 2326

Senate Bill No. 2327

Senate Bill No. 2328

Senate Bill No. 2330

Senate Bill No. 2335

Senate Bill No. 2344

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 10, 1971

Mr. President: I have the honor to return herewith the following,
Senate Bill No. 2021
Senate Bill No. 2181
Senate Bill No. 2218
Senate Bill No. 2259
Senate Bill No. 2278
Senate Bill No. 2352
Senate Bill No. 2375
Senate Bill No. 2398
Senate Bill No. 2458
Senate Concurrent Resolution No. 4053
Which the House has amended.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 10, 1971

Mr. President: I have the honor to return herewith the following,
Senate Bill No. 2036
Senate Bill No. 2234
Senate Bill No. 2319
Senate Bill No. 2408
Senate Bill No. 2426
Senate Concurrent Resolution No. 4052
Senate Concurrent Resolution No. 4075
Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 10, 1971

Mr. President: I have the honor to return herewith the following,
Senate Bill No. 2111
Senate Bill No. 2215
Senate Bill No. 2225
Senate Bill No. 2280
Senate Bill No. 2397
Senate Bill No. 2419
Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 10, 1971

Mr. President: I have the honor to return herewith the following,
Senate Concurrent Resolution No. 4039
Which the House has failed to pass.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 9, 1971

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 1013
House Bill No. 1029
House Bill No. 1048
House Bill No. 1161
House Bill No. 1311
House Bill No. 1313
House Bill No. 1361
House Bill No. 1428
House Concurrent Resolution No. 3002
House Concurrent Resolution No. 3077
House Concurrent Resolution No. 3051

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 10, 1971

Mr. President: I have the honor to return herewith the following:
Senate Bill No. 2154

On which the House has adopted the conference committee report.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 10, 1971

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 1484

And the Speaker has appointed as a conference committee to act with a like committee from the Senate:

Representatives:

Lee

Hentges

W. Erickson

Very respectfully,

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 10, 1971

Mr. President: I have the honor to transmit herewith the following:
House Bill No. 1068

On which the House has adopted the conference committee report.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Thursday, March 11, 1971, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-SIXTH DAY AFTER RECESS
AND FIFTY-SEVENTH DAY

Bismarck, March 11, 1971

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bier presiding.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 1055
House Bill No. 1105
House Bill No. 1114
House Bill No. 1122
House Bill No. 1149
House Bill No. 1166
House Bill No. 1213
House Bill No. 1221
House Bill No. 1222
House Bill No. 1233
House Bill No. 1236
House Bill No. 1244
House Bill No. 1253
House Bill No. 1265
House Bill No. 1272
House Bill No. 1281
House Bill No. 1287
House Bill No. 1290
House Bill No. 1312
House Bill No. 1316
House Bill No. 1348
House Bill No. 1357
House Bill No. 1380
House Bill No. 1450

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 11, 1971

Mr. President: I have the honor to transmit herewith the following,

House Bill No. 1055
House Bill No. 1105
House Bill No. 1114
House Bill No. 1122
House Bill No. 1149
House Bill No. 1166
House Bill No. 1213
House Bill No. 1221
House Bill No. 1222
House Bill No. 1233
House Bill No. 1236
House Bill No. 1244

House Bill No. 1253
 House Bill No. 1265
 House Bill No. 1272
 House Bill No. 1281
 House Bill No. 1287
 House Bill No. 1290
 House Bill No. 1312
 House Bill No. 1316
 House Bill No. 1348
 House Bill No. 1357
 House Bill No. 1380
 House Bill No. 1450

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, March 11, 1971

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on:

House Bill No. 1484

Senators:

Longmire
 Jacobson
 Christensen

Very respectfully,
 LEO LEIDHOLM, Secretary

REPORTS OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1156
 House Bill No. 1305

And find the same correctly engrossed and enrolled.

REP. MIEDEMA, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1061
 House Bill No. 1066
 House Bill No. 1115
 House Bill No. 1131
 House Bill No. 1189
 House Bill No. 1207
 House Bill No. 1209
 House Bill No. 1250
 House Bill No. 1258
 House Bill No. 1280
 House Bill No. 1358
 House Bill No. 1461
 House Bill No. 1462
 House Bill No. 1463
 House Bill No. 1465
 House Bill No. 1468
 House Bill No. 1482
 House Bill No. 1491
 House Bill No. 1496
 House Bill No. 1509
 House Bill No. 1510
 House Bill No. 1515

House Bill No. 1527

House Bill No. 1528

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Knudson requested permission for the Education Committee to be excused from the Assembly to attend a brief meeting in the Blue Room, which request was granted.

CONSIDERATION OF AMENDMENTS

Rep. Dornacker moved that the amendments to Senate Bill No. 2045 as recommended by the Committee on Finance and Taxation as printed on page 1236 of the House Journal be adopted, which motion prevailed.

RECOGNITION

Rep. H. Johnson: "Mr. Speaker:

"I am really proud today. The Potato Queen from North Dakota is here, and she is from Walsh County and from Fairdale, North Dakota, and we are proud of this young lady. At this time I would yield to Rep. Berg for a few comments.

Rep. Berg: "Mr. Speaker, and Members of the Assembly:

"First, I would like to introduce to you the sponsors of our North Dakota State Potato Queen, Mr. and Mrs. Lawrence Windingland.

"Mr. Speaker and Members of the Assembly, a few days ago we were honored with the Dairy Princess, and dieticians today tell us there are two perfect foods — milk and potatoes. Today we have with us the North Dakota State Potato Queen, to show us what the potato diet can do for all of us."

MOTIONS

Rep. H. Johnson moved that a committee of two be appointed to escort the State Potato Queen, Miss Angela Skytland to the rostrum, which motion prevailed.

Speaker Bier appointed Reps. Kingsbury and Lundene.

Miss Angela Skytland, North Dakota State Potato Queen, was escorted to the rostrum.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2091 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2160 has had the same under consideration and recommends that the same be amended as follows:

Delete lines 16 through 35 inclusive, of page 6 of the engrossed bill and insert in lieu thereof the following:

1. **Region number one shall consist of the counties of Divide, McKenzie, and Williams.**
2. **Region number two shall consist of the counties of Burke, Bottineau, Mountrail, McHenry, Pierce, Renville, and Ward.**
3. **Region number three shall consist of the counties of Benson, Cavalier, Eddy, Ramsey, Rolette, and Towner.**
4. **Region number four shall consist of the counties of Grand Forks, Nelson, Pembina, and Walsh.**
5. **Region number five shall consist of the counties of Cass, Richland, Sargent, Ransom, Steele, and Traill.**

6. **Region number six shall consist of the counties of Barnes, Dickey, Foster, Griggs, LaMoure, Logan, McIntosh, Stutsman, and Wells.**
7. **Region number seven shall consist of the counties of Burleigh, Emmons, Grant, Kidder, McLean, Mercer, Morton, Oliver, Sheridan, and Sioux.**
8. **Region number eight shall consist of the counties of Adams, Billings, Bowman, Dunn, Golden Valley, Hettinger, Slope, and Stark."**

In line 2 of page 7, delete the word **"Two"** and insert in lieu thereof the following: **"Each county within the region shall be represented on the committee by two members. No later than sixty days prior to each general election, four"**

In line 3 of page 7, following the word **"committee"**, insert the words **"and certified to the county auditor"**

In line 4 of page 7, delete the following: **"the county superintendent of such county. Nomina-**

In line 5 of page 7, delete the following: **"tions shall be submitted to"**

In line 6 of page 7, after the comma insert the following: **"the county superintendent of such county,"**

In line 9 of page 7, delete the following: **"From the two nominations, one member shall"**

Delete lines 10 through 12, inclusive, of page 7, and insert in lieu thereof the following: **"Nominations may also be filed by petition containing the signatures of an amount of electors of the county equal to at least five percent of the number of county electors that voted for the office of governor at the last preceding general election at which a governor was elected. Such petition shall be filed with the county auditor, at least sixty days before the general election, and the county auditor shall make a determination as to the validity of the petition. If he shall find the same to be valid, he shall cause the name of the person nominated to be placed on the same ballot as the names of the persons nominated by the special committee. At the general election to be held in 1972, two members shall be elected from among the persons nominated to represent each county by its electors, one for a term of four years and one for a term of two years. The determination as to which member will hold a two-year term and which member will hold a four-year term shall be performed by lot by the chairman of the board of county commissioners in the presence of the members. Thereafter, one member shall be elected from among the persons nominated at each general election by the electors of the county to fill each expiring term."**

In line 16 of page 7, following the word **"member"** insert the words **"or members"**; delete the word **"The"** and insert in lieu thereof the following: **"Except as herein provided,"**

In line 18 of page 7, delete the word **"July"** and insert in lieu thereof the word **"January"**

In line 19 of page 7, delete the words **"in the"**

Delete line 20 of page 7 and insert in lieu thereof the following: **"by appointment by the special committee referred to in this section. Each"**

In line 15 of page 13, delete the numerals **"1972"** and insert in lieu thereof the numerals **"1973"**

In line 32 of page 13, place triple parentheses before the word **"including"** and after the comma where it last appears

In line 35 of page 17, delete the triple parentheses before and after the word **"may"** and delete the word **"shall"**

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Fleming moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2180 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 20, of the engrossed bill, after the word "him" insert the word "in"

On page 5, line 26, delete the word "person" and insert in lieu thereof the word "personal"

On page 7, line 1, delete the words "a majority" and insert the words in lieu thereof "sixty percent"

On Page 7, line 23, delete the words "a majority" and insert the words in lieu thereof "sixty percent"

And renumber the pages and lines accordingly.

And when so amended recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2281 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Raile moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2192 has had the same under consideration and recommends that the same be amended as follows:

Delete lines 12 through 24 of page 1 of the engrossed bill

Delete lines 1 through 14 of page 2, and insert in lieu thereof the following:

"40-38-01. PUBLIC LIBRARY AND READING ROOM — ESTABLISHMENT — ELECTION.) The governing body of any municipality or county upon petition of not less than fifty-one percent of the voters of such municipality or county as determined by the total number of votes cast at the last general election ((shall have power to)) **or upon a majority vote of the electors thereof shall establish and maintain public library service within its geographic limits by means of a public library and reading room or other public library service, either singly or in cooperation with the state library commission, or with one or more municipalities or counties, or by participation in an approved state plan for rendering public library service under the Library Services and Construction Act, ((Public Law 597, 84th Congress, 2d Session)) 20 U.S.C.A., sections 351-358, and act(s) amendatory thereof. Such question shall be submitted to the electors upon resolution of the governing body or upon the petition of not less than twenty-five percent of that number of electors of the municipality or county that voted at the last general election, filed with the governing body not less than sixty days before the next regular election. Library service may be discontinued within any municipality or county by any of the methods by which library services may be established, except that once established, such service shall not be discontinued until after it has been in operation for at least five years from the date of establishment."**

In line 20 of page 2, delete the triple parentheses before the word "municip-

In line 21 of page 2, delete the triple parentheses following the word "ality" and delete the words "city, township,"

In line 24 of page 2, delete the triple parentheses before and after the word "municipal" and delete the words "city, township."

In line 25 of page 2, delete the triple parentheses before and after the word "four" and delete the word "five"

In line 26 of page 2, delete the triple parentheses before and after the word "municipality" and delete the word "city"

In line 28 of page 2, delete the words "**or township**"; and delete the words "**If a library service of a school**"

Delete lines 29 through 35 of page 2, inclusive

Delete lines 1 through 6 of page 3, inclusive

In line 7 of page 3, delete the word "**operation.**"; delete the triple parentheses before and after the word "municipality"; and delete the word "**city,**"

In line 8 of page 3, delete the word "**township,**"

In line 9 of page 3, delete the triple parentheses before and after the words "or municipality" and delete the comma following

In line 10 of page 3, delete the words "**city, or township**"

In line 13 of page 3, delete the triple parentheses before and after the word "municipality" and delete the words "**city, school district, or township**"

In line 18 of page 3, delete the triple parentheses before and after the word "municipality" and delete the words "**city, school district, or township**"

In line 20 of page 3, delete the triple parentheses before the word "municipal-"

In line 21 of page 3, delete the triple parentheses following the word "ity" and delete the words "**city, school district, or township**"

In line 23 of page 3, delete the triple parentheses before the word "phrase"

In line 29 of page 3, delete the triple parentheses after the word "municipality" and insert in lieu thereof the following: "**, and if an election on the question is held, the**"; and delete the words "**city, school**"

In line 30 of page 3, delete the words "**district, or township**" and insert in lieu thereof the word "**municipality**"

In line 6, page 4, delete "**a majority**" and insert "**sixty-percent**"

In line 14 of page 4, delete the words "**or of a**" and insert in lieu thereof the words "**which embraces a municipality which has established**" and insert triple parentheses before the word "city"

In line 15 of page 4, insert triple parentheses after the letters "ing" and before the word "or"

In line 16 of page 4, insert triple parentheses after the comma and delete the triple parentheses before and after the word "or"

In line 17 of page 4, delete the words "**or the board of**"

In line 18 of page 4, delete the words "**township supervisors**"

In line 19 of page 4, place triple parentheses before the word "representing" and after the word "sexes"; insert the words "**municipality or**" following the word "the"; and delete the comma following the word "county"

In line 20 of page 4, delete the words "**school district, township,**" and place triple parentheses before the word "or" and after the word "city"

In line 21 of page 4, delete the triple parentheses before the word "One"

In line 26 of page 4, delete the triple parentheses following the period

In line 5 of page 5, delete the underscored comma and word "**the**"

In line 6 of page 5, delete the words "**board of township supervisors,**"

In line 13 of page 5, delete the words "city, school"

In line 14 of page 5, delete the words "district, county, or township" and insert in lieu thereof the words "municipality or county"

In line 17 of page 5, delete the words "city, school district, county, or township" and insert in lieu thereof the words "municipality or county"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Giffey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2194 has had the same under consideration and recommends that the same be amended as follows:

In line 18 of page 1, of the engrossed bill, following the word "Upon", insert the following: "the approval of the electors of the municipality or county thereof, and with the"

In line 20 of page 1, delete the words "city, school district, township," and insert in lieu thereof the word "municipality"

In line 22 of page 1, delete the word "cities,"

Delete lines 23 and 24 of page 1 and insert in lieu thereof the following: "municipalities or counties."

Delete lines 1 and 2 of page 2 and insert in lieu thereof the following: "The merger or consolidation shall become effective only if approved by each individual municipality or county considering the question."

In line 3 of page 2, delete the words "that may be executed by the"

In line 4 of page 2, delete the words "governing boards"

In line 5 of page 2, delete the words "cities, school districts," and insert in lieu thereof the word "municipalities"

In line 6 of page 2, delete the word "townships,"

In line 14 of page 2, delete the words "cities, school districts, town-"

In line 15 of page 2, delete the word "ships," and insert in lieu thereof the word "municipalities"

In line 22 of page 2, following the word "furnishing", insert the word "the"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Giffey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2204 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following: "for an Act to amend and reenact section 15-59-07 of the North Dakota Century Code, relating to the education of students with physical handicaps and learning disabilities.

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

SECTION 1. AMENDMENT.) Section 15-59-07 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-59-07. **EDUCATION OF (((PHYSICALLY HANDICAPPED))) STUDENTS WITH PHYSICAL HANDICAPS AND LEARNING DISABILITIES — CONTRACT.)** If any school district in this state has any **educable** elementary or high school student who (((because of

his physical handicap))) **in the opinion of a qualified psychologist, a medical doctor, and the district superintendent** is unable to attend the public schools in the district **because of a physical handicap or because of a learning disability**, such school district shall contract with any accredited private nonsectarian nonprofit corporation within or without the state which has proper facilities for the education of such student, if there are no public schools in the state with the necessary facilities which will accept such student. (((Prior to the time any))) **No school district ((enters))) shall enter** into a contract with any private nonsectarian nonprofit corporation for the education of any (((physically handicapped))) student **having a physical handicap or learning disability, unless** the curriculum provided by such school and the contract (((shall be))) **has been approved in advance** by the superintendent of public instruction. The contract shall provide that such school district agrees to pay to the private nonsectarian nonprofit corporation as part of the cost of educating such student an amount for the school year equal to three times the (((county))) **state average per-pupil elementary or high school cost**, depending on whether the enrollment would be in a grade or high school department, (((in the county in which the contracting district is located))) **provided that such payment shall not exceed the actual per-pupil cost incurred by such private, nonsectarian nonprofit corporation.** The district of the student's residence shall be reimbursed from funds appropriated by the legislative assembly for the foundation aid program, in an amount equal to sixty percent of the payment made to such private, nonsectarian nonprofit corporation. If the attendance of such student at such school is (((operated))) for less than a school year, then the contract shall provide for such lesser amount prorated on a monthly basis. (((For the purpose of this section, any student contracted for to attend a school as herein provided shall be considered as enrolled in the contracting district and the district shall be entitled to the per-pupil payment out of the county equalization fund the same as other regularly enrolled students in the district))) **The reimbursement herein provided to the contracting district from the foundation aid program shall be in lieu of any other foundation aid to which the district might otherwise be entitled.**

As used in this section, the term "learning disability" shall mean a disorder in one or more of the basic psychological processes involved in understanding or in using spoken or written languages, and which may be manifested in disorders of listening, thinking, talking, reading, writing, spelling, or arithmetic. The term "learning disability" shall include, but not be limited to, such conditions as perceptual handicaps, brain injury, minimal brain dysfunction, dyslexia, and developmental aphasia; but shall not include learning problems due primarily to visual hearing or motor handicaps, mental retardation, emotional disturbance, or environmental disadvantage."

And renumber the lines, sections, and pages accordingly.

And be re-referred to the Committee on Appropriations.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The Majority of your Committee on Finance and Taxation to whom was referred Senate Bill No. 2309 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Boustead

Rep. Boyum

Rep. DeKrey

Rep. Dornacker

Rep. K. Johnson

Rep. Laughlin
Rep. Ulvedal
Rep. Wilkie

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Finance and Taxation to whom was referred Senate Bill No. 2309 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 14 delete the words "**parochial or**"

On page 1, line 15 after the word "**nonprofit**" insert the words "**elementary and secondary**"

And renumber the lines accordingly.

Rep. Backes
Rep. Gackle
Rep. L. Larson
Rep. Shablow
Rep. Weber
Rep. Winge

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Backes moved that the report of the minority be substituted for that of the majority, which motion prevailed on a division vote.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2325 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Giffey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2415 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Concurrent Resolution No. 4002 has had the same under consideration and recommends that the same do pass.

And be re-referred to the committee on appropriations.

REP. HAUGLAND, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed and the report was adopted.

Senate Concurrent Resolution No. 4002 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution No. 4061 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 4077 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Patrick moved that the report be adopted.

Rep. Henry moved a substitute motion that Senate Concurrent Resolution No. 4077 be placed on the calendar, which motion prevailed on a division vote.

POINT OF PERSONAL PRIVILEGE

Rep. Wilkie: "Mr. Speaker:

"I rise on a point of personal privilege in regard to Senate Bill No. 2309. I would like to read Section 152 of the Constitution of the State of North Dakota.

"Section 152. All colleges, universities, and other educational institutions, for the support of which lands have been granted to this state, or which are supported by a public tax, shall remain under the absolute and exclusive control of the state. No money raised for the support of the public schools of the state shall be appropriated to or used for the support of any sectarian school.'"

MOTIONS

Rep. Rundle moved that the House not concur on Senate amendments to House Bill No. 1132, and that a Conference Committee be appointed to meet with a like committee from the Senate.

Rep. Anderson moved a substitute motion that the House do concur on Senate amendments to House Bill No. 1132, which motion prevailed on a division vote.

Rep. Anderson moved that the rules be suspended and that House Bill No. 1132 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1132. A Bill for an Act to amend and reenact sections 24-08-01 and 24-08-03 of the North Dakota Century Code, relating to the building, repair, and rebuilding of county bridges.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 79; nays, 18; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Grant	Lang	Rice
Austin	Gronneberg	Larson, G.	Rivinius
Backes	Gunderson	Larson, L.	Rocheleau
Berg	Halcrow	Laughlin	Rolfsrud
Boyum	Haman	Lee	Sandness
DeGroot	Haugland	Linderman	Shablow
DeKrey	Hausauer, R.	Livingston	Solberg
Dick	Henning	Lundene	Stoltenow
Dornacker	Henry	McGauvran	Stone
Dotzenrod	Hensrud	McGeehan	Streibel
Eagles	Hentges	Mertens	Strinden
Erickson, K.	Herman	Miller, B.	Thorsgard
Erickson, W.	Hildebrand	Miller, E.	Tweten
Fleming	Hilleboe	Murphy	Ulvedal
Gackle	Hoffner	Mushik	Walsh
Ganser	Jacobson	Olienyk	Weber
Gengler	Johnson, H.	Opedahl	Wilkie
Gerl	Kieffer	Patrick	Winge
Giffey	Kingsbury	Peterson, R.	Mr. Speaker
Glaspey	Knudson	Raymond	

Those voting in the negative were:

Atkinson	Jenkins	Moore	Rundle
Boustead	Johnson, K.	Peterson, J.	Wagner
Brekke	Metzger	Raile	Welder
Bunker	Meyer	Reimers	White
Hausauer, A.	Miedema		

Absent and not voting:

Hickle

So the bill passed and the title was agreed to.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 4081 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted.

Rep. Streibel moved a substitute motion that Senate Concurrent Resolution No. 4081 be indefinitely postponed, which motion prevailed. Senate Concurrent Resolution No. 4081 was indefinitely postponed.

POINT OF PERSONAL PRIVILEGE

Rep. Dornacker: "Mr. Speaker:

"We in this Legislative Body have the privilege of serving with five queens.

"We have Queen Corliss Mushik who serves on the Social Welfare Committee very ably. While she might appear sometimes a little shy, she really is a dedicated and charming person.

"We have Queen Fern Lee, who too is a member of Social Welfare. Very little gets by Fern and her eagle eye, not even her husband, Norman. She too, is a dedicated Legislator and an asset to our assembly.

"We have Queen Grace Stone. Grace came here last session a little timid, but it did not take her long to rise on issues dear to her heart. Grace is also an able Legislator, a fine lady. We all appreciate her.

"We have Queen Aloha. This queen is also an able Legislator. While she lost the Battle of Abortion, she won the War of Humanities.

"We now come to our Senior Queen, Representative Haugland. She has been a guiding force and one of much influence in the Legislative Body for many sessions.

"Today in our final meeting of the Committee on Social Welfare, we presented Miss Haugland, our chairman, with a plaque with our names inscribed as a means of showing our appreciation. I would like to have printed in the Journal our remarks at this presentation so you, like us, can have a part in honoring Miss Haugland, our Senior Queen of the 42nd Legislative Assembly.

"Miss Brynhild Haugland

Chairman of Social Welfare Committee:

"I have served many years along with you in the North Dakota Legislature. I have always had great respect and admiration for you. I have enjoyed your friendship, and have profited from your advice and judgment.

"The few times we have not pushed the same button have been on minor issues.

"In presenting this plaque to you, our Chairman, it provides me with much pleasure. I would like to say these words from myself and our committee.

"We present this plaque in appreciation of your guidance and friendship. We likewise present this to you as a great woman, who not only cares for all of us, but likewise the people of our State. Especially for those who are the unfortunate and need a friend. May this token of friendship always remind you of us all!"

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, March 11, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2512

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-SEVENTH DAY

Bismarck, March 11, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Student Pastor Randy Shields, Zion Lutheran Church, Bismarck.

Roll was called and all members were present except Rep. Hickle. A quorum was declared by the Speaker.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the fifty-fifth day after recess and fifty-sixth day, and finds the same to be correct.

REP. STONE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Reimers moved that the House dispense with the reading of the amendments to Senate Bills Nos. 2006, 2027 and 2033, which motion prevailed.

Rep. Reimers moved that the amendments to Senate Bill No. 2006 as recommended by the Committee on Appropriations as printed on pages 1240 and 1241 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that consideration of the amendments to Senate Bill No. 2027 be laid over one legislative day, which motion prevailed.

Rep. Reimers moved that Senate Bill No. 2009 be placed on the calendar, immediately following Senate Bill No. 2014, which motion prevailed.

Rep. Reimers moved that the amendments to Senate Bill No. 2033 as recommended by the Committee on Appropriations as printed on page 1240 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2462 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2480 has had the same under consideration and recommends that the same be returned to the House without recommendation.

And be re-referred to the Committee on Appropriations.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted.

Rep. Hensrud moved a substitute motion that Senate Bill No. 2480 be indefinitely postponed, which motion failed on a division vote.

The question then was on the motion that Senate Bill No. 2480 be re-referred to the Committee on Appropriations, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2384 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2285 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. KNUDSON, Chairman

Rep. Jacobson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Concurrent Resolution No. 3092 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Concurrent Resolution No. 4043 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The Majority of your Committee on Education to whom was referred Senate Bill No. 2130 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 27, of the engrossed bill, after the word "**pupils**" insert the following: "**whose parents both reside and work on federally owned property**"

On page 2, line 32, after the word "available" and before the semi-colon, insert the following: "**, but in no event shall such a district levy more than fifty-nine and one-half mills**"

On page 3, line 2, after the word "**pupils**" insert the following: "**whose parents both reside and work on federally owned property**"

And renumber the pages and lines accordingly.

Rep. R. Peterson

Rep. Eagles

Rep. Fleming

Rep. Hildebrand

Rep. Jacobson

Rep. G. Larson

Rep. E. Miller

Rep. Mushik

Rep. Raymond

Rep. Rice

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Rice moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Education to whom was referred Senate Bill No. 2130 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Giffey

Rep. Haman

Rep. A. Hausauer
Rep. Stoltenow

REP. KNUDSON, Chairman

Rep. Giffey moved that the report of the Minority be substituted for that of the Majority, which motion prevailed on a division vote. Senate Bill No. 2130 was indefinitely postponed.

Rep. K. Johnson moved that the vote by which Senate Bill No. 2130 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: The Majority of your Committee on Education to whom was referred Senate Bill No. 2093 has had the same under consideration and recommends that the same as amended as follows:

On page 1, line 23, of the engrossed bill, delete the word "**forty-five**" and insert in lieu thereof "**fifty**"

On page 1, line 24, delete the word "**fifty-five**" and insert in lieu thereof "**sixty**"

And renumber the lines accordingly.

And be re-referred to the Committee on Appropriations.

Rep. Knudson
Rep. R. Peterson
Rep. Eagles
Rep. A. Hausauer
Rep. G. Larson
Rep. Raymond
Rep. Rice
Rep. Stoltenow
Rep. Hildebrand

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. A. Hausauer moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Education to whom was referred Senate Bill No. 2093 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 23 of the engrossed bill, delete the word "**forty-five**" and insert in lieu thereof "**fifty-five**"

On page 1, line 24, delete the word "**fifty-five**" and insert in lieu thereof "**sixty-five**"

And then be re-referred to the Committee on Appropriations.

Rep. Haman
Rep. Jacobson
Rep. Fleming
Rep. Mushik
Rep. Giffey
Rep. E. Miller

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Giffey moved that the report of the Minority be substituted for that of the Majority.

Rep. Giffey requested a recorded roll call vote on the motion of Rep. Giffey to substitute the Report of the Minority for the Report of the Majority on Senate Bill No. 2093.

ROLL CALL

The question being on the motion of Rep. Giffey, the roll was called and there were ayes, 40; nays, 50; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Grant	Laughlin	Mushik
Backes	Gronneberg	Linderman	Opedahl
DeGroot	Haman	Livingston	Patrick
Dotzenrod	Henry	Lundene	Rivinius

Erickson, K.	Hildebrand	McGauvran	Rolfstrud
Erickson, W.	Hoffner	McGeehan	Solberg
Fleming	Jacobson	Mertens	Walsh
Gengler	Johnson, H.	Meyer	Weber
Gerl	Johnson, K.	Miller, B.	Wilkie
Giffey	Kieffer	Miller, E.	Winge

Those voting in the negative were:

Atkinson	Haugland	Lee	Sandness
Austin	Hausauer, A.	Metzger	Stoltenow
Boustead	Hausauer, R.	Miedema	Stone
Boyum	Henning	Moore	Streibel
Brekke	Hensrud	Murphy	Strinden
Bunker	Hentges	Olienyk	Thorsgard
DeKrey	Herman	Peterson, J.	Tweten
Dick	Hilleboe	Peterson, R.	Ulvedal
Dornacker	Jenkins	Raile	Wagner
Eagles	Kingsbury	Raymond	Welder
Gackle	Knudson	Reimers	White
Ganser	Larson, G.	Rice	Mr. Speaker
Gunderson	Larson, L.		

Absent and not voting:

Berg	Halcrow	Lang	Rundle
Glaspay	Hickle	Rocheleau	Shablow

The motion failed.

The question then was on the motion to adopt the Report of the Majority Committee on Senate Bill No. 2093, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2264 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2262 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed and the report was adopted.

MOTIONS

Rep. Haugland moved that the House concur in the Senate amendments to House Bill No. 1436, which motion prevailed.

Rep. Haugland moved that the rules be suspended and that House Bill No. 1436 be deemed properly engrossed and placed on final passage, as amended, which motion was then withdrawn.

Rep. Haugland moved that House Bill No. 1436 be laid over one legislative day, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2276 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 19, after the period, insert the following new section:

“SECTION 3. PLANNING AND DESIGN.) The director of institutions in the selection of an architect to plan and design the food service building shall select an architect who will, in consultation with the director of institutions, employ for assistance in designing and planning such facility a consulting firm which specializes in work related to the construction and equipping of food service facilities. The University of North Dakota is urged to make its food

service personnel available to assist the director of institutions in selecting a food service consultant and for such other services as the university of North Dakota may reasonably be called upon to provide in this project."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. REIMERS, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2367 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 10, delete the figure "40,787,561.00" and insert in lieu thereof the figure "42,100,000.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The purpose of the amendment is to bring the appropriation to a seven to one payback ratio.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2381 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, delete everything after "A BILL" and insert in lieu thereof the following:

"for an Act to create and enact subsection 10 of 12-60-07 of the North Dakota Century Code, relating to the powers and duties of the bureau of criminal identification and apprehension.

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

SECTION 1.) Subsection 10 of section 12-60-07 of the 1969 Supplement to the North Dakota Century Code is hereby created and enacted to read as follows:

10. To detect and apprehend persons illegally possessing or disposing of drugs.

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2505 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2217 has had the same under consideration and recommends that the same do pass.

And when so amended recommends the same do pass.

REP. REIMERS, Chairman

Rep. Olienyk moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2348 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 11, delete the figure "320,204.00" and insert in lieu thereof the figure "346,930.00"

On page 1, line 18, delete the figure "37,257.00" and insert in lieu thereof the figure "63,983.00"

Page 1, line 21, delete the figure "320,204.00" and insert in lieu thereof the figure "346,930.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The purpose for the \$26,726 increase is to pay rent and telephone which is necessary because of the change to special fund financing.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2460 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. K. KNUDSON, Chairman

Senate Bill No. 2460 was re-referred to the Committee on Appropriations.

Rep. Hildebrand moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF SENATE BILLS

Senate Bill No. 2512. A Bill for an Act to authorize the state board of higher education to sell and convey certain land presently under the custody and control of the Ellendale branch of the university of North Dakota to the city of Ellendale or to a nonprofit industrial development corporation in such city.

Which was read the first time and referred to the Committee on Appropriations.

MOTIONS

Rep. Streibel moved that the House accede to the request of the Senate for the return of House Bill No. 1035, which motion prevailed.

Rep. Streibel moved that the House request the return of House Concurrent Resolution No. 3009, from the Senate, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2061. A Bill for an Act to amend and reenact section 15-59.1-01 of the North Dakota Century Code, relating to the mandatory formation of county boards of special education.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 78; nays, 9; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Giffey	Larson, L.	Rice
Atkinson	Grant	Laughlin	Rivinius
Austin	Gronneberg	Lee	Rocheleau
Backes	Gunderson	Linderman	Rolfsrud
Berg	Haman	Livingston	Sandness
Boustead	Haugland	Lundene	Shablow
Boyum	Henning	McGauvran	Solberg
Brekke	Henry	McGeehan	Stone
Bunker	Hensrud	Mertens	Streibel
DeGroot	Hentges	Metzger	Strinden
DeKrey	Herman	Miller, B.	Thorsgard
Dick	Hildebrand	Mushik	Tweten
Dotzenrod	Jacobson	Olienyk	Ulvedal
Eagles	Jenkins	Opedahl	Wagner

Erickson, W.	Johnson, K.	Patrick	Weber
Fleming	Kieffer	Peterson, J.	Welder
Gackle	Kingsbury	Peterson, R.	Wilkie
Ganser	Knudson	Raymond	Winge
Gengler	Lang	Reimers	Mr. Speaker
Gerl	Larson, G.		

Those voting in the negative were:

Glaspay	Moore	Raile	Stoltenow
Hausauer, A.	Murphy	Rundle	White
Meyer			

Absent and not voting:

Dornacker	Hausauer, R.	Hoffner	Miller, E.
Erickson, K.	Hickle	Johnson, H.	Walsh
Halcrow	Hilleboe	Miedema	

So the bill passed and the title was agreed to.

Senate Bill No. 2100. A Bill for an Act to authorize a levy by counties and cities for programs and activities for older persons, to provide elections for authorizing or removing the levy, and to require contracts with the governing bodies of such counties and cities.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was acled and there were ayes, 85; nays, 8; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Haman	Lee	Rocheleau
Berg	Haugland	Livingston	Rolfsrud
Boustead	Hausauer, A.	Lundene	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hensrud	Metzger	Stone
DeKrey	Hentges	Meyer	Streibel
Dick	Herman	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Ulvedal
Erickson, K.	Hoffner	Mushik	Wagner
Erickson, W.	Jacobson	Olienyk	Walsh
Fleming	Johnson, H.	Opedahl	Weber
Gackle	Johnson, K.	Patrick	Welder
Ganser	Kieffer	Peterson, J.	Wilkie
Gengler	Knudson	Peterson, R.	Winge
Gerl	Lang	Raile	Mr. Speaker
Giffey			

Those voting in the negative were:

Glaspay	Kingsbury	Murphy	Stoltenow
Jenkins	Moore	Reimers	White

Absent and not voting:

Dornacker	Hickle	Linderman	Twetén
Halcrow			

So the bill passed and the title was agreed to.

MOTIONS

Rep. Herman moved that the House reconsider the action by which the amendments to Senate Bill No. 2316 were adopted, which motion prevailed.

Rep. Herman moved that Senate Bill No. 2316 be amended as follows:

On page 1, line 1, after the word "to", insert the following: "create and enact subsection 5 of section 34-06-06 and to"

On page 1, line 3, after the word "to", insert the words "females holding management positions, and to"

On page 2, line 12, after the word "storm," insert the following: "**mechanical failure, or**"

On page 2, line 13, delete the following language: "**, or any other condition**"

On page 2, following line 14, insert the following new section:

"SECTION 2.) Subsection 5 of section 34-06-06 of the North Dakota Century Code is hereby created and enacted to read as follows:

5. Females holding positions of management."

And renumber the lines and pages accordingly.

Rep. Gerl objected to amendments to Senate Bill No. 2316.

Rep. Gengler moved a substitute motion that Senate Bill No. 2316 be indefinitely postponed.

The Speaker ruled that the substitute motion was out of order, inasmuch as Rep. Gerl's objection to Rep. Herman's motion to amend on the floor precluded such amendment being offered.

Rep. Strinden moved that Senate Bill No. 2316 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Rep. Herman: "Mr. Speaker:

"I rise on a point of personal privilege.

"I propose that no more sincere effort has been possible on this legislation to resolve the differences that might exist between employees and employer. The effort was sincere, even to the point of presenting amendments to both sides before presenting them to the committee. This move today comes as a complete surprise — and I might add it comes with some degree of disappointment."

SECOND READING OF SENATE BILLS

Senate Bill No. 2333. A Bill for an Act to amend and reenact section 15-47-38 of the North Dakota Century Code, providing for procedure for fair dismissal of teachers.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 74; nays, 14; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Rice
Austin	Haman	Laughlin	Rocheleau
Backes	Haugland	Linderman	Rolfsrud
Boustead	Hausauer, A.	Livingston	Sandness
Brekke	Henning	Lundene	Solberg
Bunker	Henry	McGeehan	Stoltenow
DeGroot	Hensrud	Mertens	Stone
Dornacker	Hentges	Metzger	Streibel
Dotzenrod	Herman	Miller, B.	Strinden
Eagles	Hildebrand	Miller, E.	Thorsgard
Erickson, K.	Hilleboe	Moore	Tweten
Fleming	Jacobson	Mushik	Ulvedal
Gackle	Jenkins	Olienyk	Wagner
Gengler	Johnson, H.	Opedahl	Walsh
Gerl	Kieffer	Patrick	Weber
Giffey	Kingsbury	Peterson, R.	Wilkie
Glaspey	Knudson	Raymond	Winge

Grant	Lang	Reimers	Mr. Speaker
Gronneberg	Larson, G.		

Those voting in the negative were:

Berg	McGauvran	Raile	Shablow
DeKrey	Meyer	Rivinius	Welder
Dick	Miedema	Rundle	White
Lee	Murphy		

Absent and not voting:

Atkinson	Ganser	Hickle	Johnson, K.
Boyum	Halcrow	Hoffner	Peterson, J.
Erickson, W.	Hausauer, R.		

So the bill passed and the title was agreed to.

Senate Bill No. 2347. A Bill for an Act to create and enact section 15-39-14.1 of the North Dakota Century Code, relating to optional assessments for nonpublic schools and nonpublic school teachers; and to amend and reenact subsection 1 of section 15-39-01, and sections 15-39-10, 15-39-14, 15-39-15, 15-39-16, 15-39-17, 15-39-18, 15-39-20, 15-39-21, 15-39-22, 15-39-27, 15-39-28, 15-39-30, 15-39-35, 15-39-37.1, and 15-39-40, relating to definitions, membership, assessments, retention of assessments from salaries, statements of assessments to county superintendents of schools, transmission of moneys to state treasurer, preservation of assessment reports, eligibility, retirement annuities, and application and discontinuance of annuities pertaining to the teachers' insurance and retirement fund.

Which has been read.

Rep. Streibel moved that the House dispense with the reading of the title to Senate Bill No. 2347, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 6; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Grant	Lundene	Rocheleau
Austin	Gronneberg	McGauvran	Rolfsrud
Backes	Haman	McGeehan	Rundle
Berg	Haugland	Mertens	Sandness
Boustead	Hausauer, A.	Metzger	Shablow
Brekke	Henning	Meyer	Solberg
Bunker	Henry	Miedema	Stone
DeGroot	Hentges	Miller, B.	Streibel
DeKrey	Herman	Miller, E.	Strinden
Dick	Hildebrand	Murphy	Thorsgard
Dornacker	Hilleboe	Mushik	Tweten
Dotzenrod	Jacobson	Olienyk	Ulvedal
Eagles	Jenkins	Opedahl	Wagner
Erickson, K.	Johnson, H.	Patrick	Walsh
Fleming	Johnson, K.	Peterson, R.	Weber
Gackle	Kieffer	Raile	Welder
Ganser	Lang	Raymond	White
Gengler	Larson, G.	Reimers	Wilkie
Gerl	Lee	Rice	Winge
Giffey	Livingston	Rivinius	Mr. Speaker
Glaspey			

Those voting in the negative were:

Gunderson	Knudson	Moore	Stoltenow
Hensrud	Laughlin		

Absent and not voting:

Atkinson	Halcrow	Hoffner	Linderman
Boyum	Hausauer, R.	Kingsbury	Peterson, J.
Erickson, W.	Hickle	Larson, L.	

So the bill passed and the title was agreed to.

Senate Bill No. 2370. A Bill for an Act to amend and reenact sections 29-06-08 and to repeal section 29-06-16 of the North Dakota Century Code relating to arrests.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Riemers
Austin	Gunderson	Laughlin	Rivinius
Backes	Haman	Lee	Rolfstrud
Berg	Haugland	Linderman	Rundle
Boustead	Hausauer, A.	Livingston	Sandness
Brekke	Hausauer, R.	Lundene	Shallow
Bunker	Henning	McGauvran	Solberg
DeGroot	Henry	Mertens	Stoltenow
DeKrey	Hensrud	Metzger	Stone
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, K.	Jacobson	Moore	Ulvedal
Erickson, W.	Jenkins	Murphy	Wagner
Fleming	Johnson, H.	Mushik	Walsh
Gackle	Johnson, K.	Olienyk	Weber
Ganser	Kieffer	Opedahl	Welder
Gerl	Kingsbury	Patrick	White
Giffey	Knudson	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker

Those voting in the negative were:

Rocheleau

Absent and not voting:

Atkinson	Halcrow	Hoffner	Peterson, J.
Boyum	Hickie	McGeehan	Rice
Gengler			

So the bill passed and the title was agreed to.

Senate Bill No. 2387. A Bill for an Act to amend and reenact subsection 2 of section 39-08-01 of the North Dakota Century Code, relating to second or subsequent convictions for driving while under the influence of intoxicating liquor.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 77; nays, 9; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Gunderson	Lang	Raymond
Austin	Haman	Larson, G.	Reimers
Berg	Haugland	Larson, L.	Rivinius
Boustead	Hausauer, A.	Laughlin	Shallow
Brekke	Hausauer, R.	Lee	Solberg
Bunker	Henning	Linderman	Stoltenow
DeGroot	Henry	Livingston	Stone
DeKrey	Hensrud	Lundene	Streibel
Dick	Hentges	McGauvran	Strinden
Dornacker	Herman	Mertens	Thorsgard
Dotzenrod	Hildebrand	Meyer	Tweten
Eagles	Hilleboe	Miedema	Ulvedal
Erickson, K.	Jacobson	Miller, B.	Wagner
Erickson, W.	Jenkins	Miller, E.	Walsh

Gackle	Johnson, H.	Moore	Weber
Ganser	Johnson, K.	Mushik	White
Gengler	Kieffer	Olienyk	Wilkie
Giffey	Kingsbury	Opedahl	Winge
Grant	Knudson	Patrick	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Fleming	Metzger	Raile	Rundle
Gerl	Murphy	Rocheleau	Welder
Glaspey			

Absent and not voting:

Atkinson	Halcrow	McGeehan	Rice
Backes	Hickle	Peterson, J.	Rolfstrud
Boyum	Hoffner	Peterson, R.	Sandness

So the bill passed and the title was agreed to.

Senate Bill No. 2461. A Bill for an Act to amend and reenact subsection 1 of section 15-39-01 of the North Dakota Century Code, relating to definitions under the teachers' insurance and retirement fund.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Gunderson	Lee	Rice
Austin	Haman	Linderman	Rivinius
Backes	Haugland	Livingston	Rocheleau
Boustead	Hausauer, A.	Lundene	Rolfstrud
Brekke	Hausauer, R.	McGauvran	Sandness
Bunker	Henning	McGeehan	Shablow
DeGroot	Henry	Mertens	Solberg
DeKrey	Hensrud	Metzger	Stoltenow
Dick	Hentges	Meyer	Stone
Dornacker	Herman	Miedema	Streibel
Dotzenrod	Hildebrand	Miller, B.	Strinden
Erickson, K.	Hilleboe	Miller, E.	Thorsgard
Erickson, W.	Jacobson	Moore	Tweten
Fleming	Jenkins	Murphy	Ulvedal
Gackle	Johnson, H.	Mushik	Wagner
Ganser	Johnson, K.	Olienyk	Walsh
Gengler	Kieffer	Opedahl	Weber
Gerl	Kingsbury	Patrick	Welder
Giffey	Knudson	Peterson, R.	White
Glaspey	Larson, G.	Raile	Wilkie
Grant	Larson, L.	Raymond	Winge
Gronneberg	Laughlin	Reimers	Mr. Speaker

Those voting in the negative were:

Rundle

Absent and not voting:

Atkinson	Eagles	Hickle	Lang
Berg	Halcrow	Hoffner	Peterson, J.
Boyum			

So the bill passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4057. A Concurrent Resolution requesting the Congress of the United States to provide additional funds for expanding the Green Thumb Program.

Was read the second time.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

Senate Concurrent Resolution No. 4064. A Concurrent Resolution requesting the Office of the Executive Budget to present program budget recommendations on a pilot basis to the Forty-third Legislative Assembly.

Was read the second time.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

MESSAGES TO THE SENATE

House Chambers
Bismarck, March 11, 1971

Mr. President: I have the honor to return:
House Bill No. 1035
Which the Senate has requested.

ROY GILBREATH, Chief Clerk

House Chambers
Bismarck, March 11, 1971

Mr. President: I have the honor to inform you that the House requests the return of:

House Concurrent Resolution No. 3009

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, March 11, 1971

Mr. Speaker: I have the honor to return:
House Concurrent Resolution No. 3009
Which the House requested.

LEO LEIDHOLM, Secretary

MOTION

Rep. Streibel moved that House Concurrent Resolution No. 3009 be withdrawn, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2010. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items and special projects for the Grafton state school at Grafton, North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 5; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Haman	Lundene	Rice
Austin	Haugland	McGauvran	Rocheleau
Berg	Hausauer, R.	McGeehan	Rolfsrud
Brekke	Henning	Mertens	Rundle
Bunker	Henry	Metzger	Sandness
DeGroot	Hensrud	Meyer	Shablow
DeKrey	Hentges	Miedema	Solberg
Dick	Herman	Miller, B.	Stoltenow
Dornacker	Hildebrand	Miller, E.	Stone
Dotzenrod	Hilleboe	Moore	Streibel
Eagles	Hoffner	Murphy	Thorsgard
Erickson, K.	Jenkins	Mushik	Tweten
Fleming	Johnson, H.	Olienyk	Ulvedal

Gackle	Kingsbury	Opedahl	Wagner
Ganser	Knudson	Patrick	Walsh
Gengler	Larson, G.	Peterson, J.	Weber
Gerl	Larson, L.	Peterson, R.	Welder
Glaspey	Laughlin	Raile	White
Grant	Lee	Raymond	Winge
Gronneberg	Linderman	Reimers	Mr. Speaker
Gunderson	Livingston		

Those voting in the negative were:

Boustead	Kieffer	Lang	Wilkie
Erickson, W.			

Absent and not voting:

Atkinson	Giffey	Hickle	Rivinius
Backes	Halcrow	Jacobson	Strinden
Boyum	Hausauer, A.	Johnson, K.	

So the bill passed and the title was agreed to.

Senate Bill No. 2014. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous, and special projects, of the state penitentiary and state farm.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Anderson	Haman	Linderman	Rice
Austin	Haugland	Livingston	Rocheleau
Berg	Hausauer, R.	Lundene	Rolfstrud
Boustead	Henning	McGauvran	Rundle
Bunker	Henry	McGeehan	Sandness
DeGroot	Hensrud	Mertens	Shablow
DeKrey	Hentges	Metzger	Solberg
Dick	Herman	Meyer	Stoltenow
Dornacker	Hildebrand	Miedema	Stone
Dotzenrod	Hilleboe	Miller, B.	Streibel
Eagles	Hoffner	Miller, E.	Thorsgard
Erickson, K.	Jenkins	Moore	Tweten
Erickson, W.	Johnson, H.	Murphy	Ulvedal
Fleming	Johnson, K.	Mushik	Wagner
Gackle	Kingsbury	Olienyk	Walsh
Ganser	Knudson	Opedahl	Weber
Gengler	Lang	Patrick	Welder
Gerl	Larson, G.	Peterson, J.	White
Glaspey	Larson, L.	Peterson, R.	Wilkie
Grant	Laughlin	Raile	Winge
Gronneberg	Lee	Reimers	Mr. Speaker
Gunderson			

Absent and not voting:

Atkinson	Giffey	Hickle	Raymond
Backes	Halcrow	Jacobson	Rivinius
Boyum	Hausauer, A.	Kieffer	Strinden
Brekke			

So the bill passed and the title was agreed to.

Senate Bill No. 2009. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment of the school for the deaf at Devils Lake, North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended,

the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Haugland	Livingston	Rivinius
Austin	Hausauer, A.	Lundene	Rocheleau
Berg	Hausauer, R.	McGauvran	Rolfsrud
Boustead	Henning	McGeehan	Rundle
Brekke	Henry	Mertens	Sandness
Bunker	Hensrud	Metzger	Shablow
DeGroot	Hentges	Meyer	Solberg
DeKrey	Herman	Miedema	Stoltenow
Dick	Hildebrand	Miller, B.	Stone
Dotzenrod	Hilleboe	Miller, E.	Streibel
Eagles	Hoffner	Moore	Strinden
Erickson, K.	Jenkins	Murphy	Thorsgard
Erickson, W.	Johnson, H.	Mushik	Tweten
Fleming	Johnson, K.	Olienyk	Ulvedal
Gackle	Kieffer	Opedahl	Wagner
Ganser	Kingsbury	Patrick	Walsh
Gengler	Knudson	Peterson, J.	Weber
Glaspey	Lang	Peterson, R.	Welder
Grant	Larson, G.	Raile	Wilkie
Gronneberg	Larson, L.	Reimers	Winge
Gunderson	Laughlin	Rice	Mr. Speaker
Haman	Linderman		

Absent and not voting:

Atkinson	Dornacker	Halcrow	Lee
Backes	Gerl	Hickle	Raymond
Boyum	Giffey	Jacobson	White

So the bill passed and the title was agreed to.

Senate Bill No. 2023. A Bill for an Act making an appropriation for the operation of the North Dakota state employees' retirement system.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 84; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Anderson	Haugland	Linderman	Rice
Austin	Hausauer, A.	Livingston	Rivinius
Backes	Hausauer, R.	Lundene	Rocheleau
Berg	Henning	McGauvran	Rolfsrud
Brekke	Henry	McGeehan	Rundle
Bunker	Hensrud	Mertens	Sandness
DeGroot	Hentges	Metzger	Shablow
DeKrey	Herman	Meyer	Stoltenow
Dick	Hildebrand	Miedema	Stone
Dotzenrod	Hilleboe	Miller, B.	Streibel
Eagles	Hoffner	Miller, E.	Strinden
Erickson, K.	Jacobson	Moore	Thorsgard
Erickson, W.	Jenkins	Murphy	Tweten
Fleming	Johnson, H.	Mushik	Ulvedal
Gackle	Johnson, K.	Olienyk	Wagner
Ganser	Kieffer	Opedahl	Walsh
Gengler	Kingsbury	Patrick	Weber
Glaspey	Knudson	Peterson, J.	Welder
Grant	Lang	Peterson, R.	Wilkie
Gronneberg	Larson, G.	Raile	Winge
Haman	Laughlin	Reimers	Mr. Speaker

Absent and not voting:

Atkinson	Gerl	Hickle	Raymond
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Boustead	Giffey	Larson, L.	Solberg
Boyum	Gunderson	Lee	White
Dornacker	Halcrow		

So the bill passed and the title was agreed to.

Senate Bill No. 2029. A Bill for an Act making an appropriation for salaries and expenses for predatory animal control to the commissioner of agriculture.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 7; absent and not voting, 15.

Those voting in the affirmative were:

Anderson	Hausauer, A.	Lundene	Rocheleau
Berg	Hausauer, R.	McGauvran	Rolfsrud
Boustead	Henning	McGeehan	Rundle
Brekke	Henry	Mertens	Sandness
Bunker	Hensrud	Metzger	Shablow
DeGroot	Hoffner	Meyer	Solberg
Dornacker	Jacobson	Miedema	Stoltenow
Dotzenrod	Jenkins	Miller, B.	Stone
Erickson, K.	Johnson, H.	Miller, E.	Streibel
Erickson, W.	Johnson, K.	Murphy	Strinden
Fleming	Kieffer	Olienyk	Thorsgard
Gackle	Kingsbury	Opedahl	Twetten
Ganser	Knudson	Patrick	Ulvedal
Gengler	Lang	Peterson, J.	Walsh
Grant	Larson, G.	Peterson, R.	Weber
Gronneberg	Larson, L.	Raile	Welder
Gunderson	Laughlin	Reimers	Wilkie
Haman	Linderman	Rice	Winge
Haugland	Livingston	Rivinius	Mr. Speaker

Those voting in the negative were:

Dick	Hentges	Hildebrand	Moore
Gerl	Herman	Hilleboe	

Absent and not voting:

Atkinson	DeKrey	Halcrow	Raymond
Austin	Eagles	Hickle	Wagner
Backes	Giffey	Lee	White
Boyum	Glaspey	Mushik	

So the bill passed and the title was agreed to.

Senate Bill No. 2034. A Bill for an Act making an appropriation for the purpose of paying the salaries and other expenses of the upper great plains transportation institute.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 5; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rivinius
Austin	Haman	Linderman	Rocheleau
Berg	Hausauer, R.	Livingston	Rolfsrud
Boustead	Henning	Lundene	Sandness
Brekke	Henry	McGauvran	Shablow
Bunker	Hensrud	McGeehan	Solberg
DeGroot	Hentges	Mertens	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hildebrand	Miedema	Streibel
Dotzenrod	Hilleboe	Miller, B.	Strinden
Eagles	Hoffner	Miller, E.	Thorsgard
Erickson, K.	Jacobson	Moore	Twetten

Erickson, W.	Jenkins	Mushik	Ulvedal
Fleming	Johnson, H.	Olienyk	Wagner
Gackle	Kieffer	Opedahl	Walsh
Ganser	Kingsbury	Patrick	Weber
Gengler	Knudson	Peterson, J.	Welder
Gerl	Lang	Peterson, R.	Wilkie
Glaspey	Larson, G.	Reimers	Winge
Grant	Larson, L.	Rice	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Hausauer, A.	Metzger	Murphy	Rundle
Johnson, K.			

Absent and not voting:

Atkinson	DeKrey	Haugland	Raile
Backes	Giffey	Hickle	Raymond
Boyum	Halcrow	Lee	White

So the bill passed and the title was agreed to.

Senate Bill No. 2207. A Bill for an Act to amend and reenact section 57-23-08 of the North Dakota Century Code, relating to property tax abatements and to repeal section 57-23-10 of the North Dakota Century Code, relating to appeals from decision of the board of county commissioners abating, refunding or compromising property taxes.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gunderson	Livingston	Rivinius
Austin	Haman	Lundene	Rocheleau
Backes	Hausauer, A.	McGauvran	Rolfsrud
Berg	Hausauer, R.	McGeehan	Rundle
Boustead	Henning	Mertens	Sandness
Brekke	Henry	Metzger	Shablow
Bunker	Hensrud	Meyer	Solberg
DeGroot	Hentges	Miedema	Stoltenow
Dick	Herman	Miller, B.	Stone
Dornacker	Hildebrand	Miller, E.	Streibel
Dotzenrod	Hilleboe	Moore	Strinden
Eagles	Hoffner	Murphy	Thorsgard
Erickson, K.	Jacobson	Mushik	Tweten
Erickson, W.	Jenkins	Olienyk	Ulvedal
Fleming	Johnson, H.	Opedahl	Wagner
Gackle	Johnson, K.	Patrick	Walsh
Ganser	Kieffer	Peterson, J.	Weber
Gengler	Kingsbury	Peterson, R.	Welder
Gerl	Knudson	Raile	White
Giffey	Lang	Raymond	Wilkie
Glaspey	Larson, L.	Reimers	Winge
Grant	Laughlin	Rice	Mr. Speaker
Gronneberg	Linderman		

Absent and not voting:

Atkinson	DeKrey	Haugland	Larson, G.
Boyum	Halcrow	Hickle	Lee

So the bill passed and the title was agreed to.

Senate Bill No. 2343. A Bill for an Act making an appropriation to the North Dakota state water commission for the purposes of conducting a feasibility study of diverting Missouri River waters into western North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Haman	Linderman	Rice
Austin	Haugland	Livingston	Rivinius
Backes	Hausauer, A.	Lundene	Rocheleau
Berg	Hausauer, R.	McGauvran	Rolfsrud
Boustead	Henning	McGeehan	Rundle
Brekke	Henry	Mertens	Sandness
Bunker	Hensrud	Metzger	Shablow
DeGroot	Hentges	Meyer	Solberg
Dick	Herman	Miedema	Stoltenow
Dornacker	Hildebrand	Miller, B.	Stone
Dotzenrod	Hilleboe	Miller, E.	Streibel
Eagles	Jacobson	Moore	Strinden
Erickson, K.	Jenkins	Murphy	Thorsgard
Erickson, W.	Johnson, H.	Mushik	Tweten
Fleming	Johnson, K.	Olienyk	Ulvedal
Gackle	Kieffer	Opedahl	Wagner
Ganser	Kingsbury	Patrick	Walsh
Gengler	Knudson	Peterson, J.	Welder
Giffey	Lang	Peterson, R.	White
Glaspey	Larson, G.	Raile	Wilkie
Grant	Larson, L.	Raymond	Winge
Gronneberg	Laughlin	Reimers	Mr. Speaker
Gunderson			

Those voting in the negative were:

Gerl	Hoffner	Weber
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Absent and not voting:

Atkinson	DeKrey	Hickle	Lee
Boyum	Halcrow		

So the bill passed and the title was agreed to.

Senate Bill No. 2464. A Bill for an Act relating to the levy of special assessments for municipal improvements consisting of parking lots, ramps, garages and other facilities for motor vehicles, and enacting section 40-23-23.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 4; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Rice
Austin	Gunderson	Larson, L.	Rivinius
Backes	Haman	Laughlin	Rocheleau
Berg	Haugland	Linderman	Rolfsrud
Boustead	Hausauer, A.	Livingston	Rundle
Brekke	Hausauer, R.	Lundene	Sandness
Bunker	Henning	McGauvran	Shablow
DeGroot	Henry	McGeehan	Solberg
Dick	Hensrud	Mertens	Stoltenow
Dornacker	Hentges	Metzger	Stone
Dotzenrod	Herman	Meyer	Streibel
Eagles	Hildebrand	Miedema	Strinden
Erickson, K.	Hilleboe	Miller, B.	Thorsgard
Erickson, W.	Hoffner	Miller, E.	Tweten
Fleming	Jacobson	Moore	Ulvedal
Gackle	Jenkins	Mushik	Wagner
Ganser	Johnson, H.	Olienyk	Walsh
Gengler	Johnson, K.	Opedahl	Weber

Gerl	Kieffer	Patrick	White
Giffey	Kingsbury	Peterson, R.	Wilkie
Glaspey	Knudson	Raymond	Winge
Grant	Lang	Reimers	Mr. Speaker

Those voting in the negative were:

Murphy	Peterson, J.	Raile	Welder
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Absent and not voting:

Atkinson	DeKrey	Hickle	Lee
Boyum	Haicrow		

So the bill passed and the title was agreed to.

APPOINTMENT OF CONFERENCE COMMITTEE

Speaker Bier announced the appointment of the following Conference Committee on:

House Bill No. 1203

Representatives:

L. Hausauer
Jenkins
Mertens

MOTIONS

Rep. Hilleboe moved that the House concur in the Senate amendments to House Bill No. 1548, which motion prevailed.

Rep. Hilleboe moved that the rules be suspended and that House Bill No. 1548 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1548. A Bill for an Act to provide that the governor shall have authority to appoint a majority of the members of certain boards and commissions within the first six months of his regular term, and providing an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rice
Austin	Haman	Linderman	Rivinius
Backes	Hausauer, A.	Livingston	Rocheleau
Berg	Hausauer, R.	Lundene	Rolfsrud
Boustead	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
Bunker	Hensrud	Mertens	Solberg
Dick	Hentges	Metzger	Stoltenow
DeGroot	Herman	Meyer	Stone
Dornacker	Hildebrand	Miedema	Streibel
Dotzenrod	Hilleboe	Miller, B.	Strinden
Eagles	Hoffner	Miller, E.	Thorsgard
Erickson, K.	Jacobson	Moore	Tweten
Erickson, W.	Jenkins	Murphy	Ulvedal
Fleming	Johnson, H.	Mushik	Wagner
Gackle	Johnson, K.	Olienyk	Walsh
Ganser	Kieffer	Opedahl	Weber
Gengler	Kingsbury	Patrick	Welder
Gerl	Knudson	Peterson, R.	White
Giffey	Lang	Raile	Wilkie
Glaspey	Larson, G.	Raymond	Winge
Grant	Larson, L.	Reimers	Mr. Speaker

Absent and not voting:

Atkinson	Halcrow	Hickle	Peterson, J.
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Boyum	Haugland	Lee	Rundle
DeKrey			

So the bill passed and the title was agreed to.

MOTIONS

Rep. Dornacker moved that the House concur in the Senate amendments to House Bill No. 1549, which motion prevailed.

Rep. Dornacker moved that the rules be suspended and that House bill No. 1549 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1549. A Bill for an Act to create and enact a new section to chapter 21-02 of the North Dakota Century Code, relating to the issuance of certificates of indebtedness by a political subdivision in anticipation of the revenue it will receive as personal property tax replacement revenue pursuant to section 57-58-01 of the North Dakota Century Code, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rice
Austin	Haman	Linderman	Rivinius
Backes	Hausauer, A.	Livingston	Rocheleau
Berg	Hausauer, R.	Lundene	Rolfstrud
Boustead	Henning	McGauvran	Sandness
Brekke	Henry	McGeehan	Shablow
Bunker	Hensrud	Mertens	Solberg
DeGroot	Hentges	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dornacker	Hildebrand	Miedema	Streibel
Dotzenrod	Hilleboe	Miller, B.	Strinden
Eagles	Hoffner	Miller, E.	Thorsgard
Erickson, K.	Jacobson	Moore	Tweten
Erickson, W.	Jenkins	Murphy	Ulvedal
Fleming	Johnson, H.	Mushik	Wagner
Gackle	Johnson, K.	Olienyk	Walsh
Ganser	Kieffer	Opedahl	Weber
Gengler	Kingsbury	Patrick	Welder
Gerl	Knudson	Peterson, R.	White
Giffey	Lang	Raile	Wilkie
Glaspey	Larson, G.	Raymond	Winge
Grant	Larson, L.	Reimers	Mr. Speaker
Gronneberg			

Absent and not voting:

Atkinson	Halcrow	Hickle	Peterson, J.
Boyum	Haugland	Lee	Rundle
DeKrey			

So the bill passed and the title was agreed to and the emergency clause was declared carried.

MOTIONS

Rep. Dick moved that the House concur in the Senate amendments to House Bill No. 1261, which motion prevailed.

Rep. Dick moved that the rules be suspended and that House Bill No. 1261 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1261. A Bill for an Act to create and enact subsection 8 of section 38-03-07 of the North Dakota Century Code, re-

lating to inspector's powers and duties relating to mine inspections; and to amend and reenact sections 38-03-03, 38-03-04, 38-03-06, subsection 5 of section 38-03-07, subsection 7 of section 38-03-07, sections 38-03-11, 38-03-17, 38-04-04, 38-05-01, 38-06-01, 38-06-02, 38-06-03, 38-07-01, 38-07-03, 38-07-04, 38-07-06, 38-07-07, and 38-07-08 of the North Dakota Century Code, relating to bond of inspector; salary of inspector; vacancy in office; inspector's powers and duties relating to mine inspections; posting inspection statement of mine and posting regulations governing carriage of men posted; inspector to order immediate compliance when provision or rule violated and failure to comply; license fee collections to workmen's compensation bureau; board of examiners for mine foreman; safety rules and regulations may be promulgated and enforced by state coal mine inspector; employment of mine foreman; inability of mine foreman to act and substitutes; map or plan of coal mine; map of seams; maps to include surface description; survey of active mines to be made annually and results of survey shown on map; refusal to furnish map, plan, or extension of mine and inspector to order survey and cost; operator of worked out, abandoned, or indefinitely closed mine to make survey and extension of maps; and to repeal sections 38-01-02, 38-01-03, 38-01-04, 38-01-05, 38-01-09, 38-03-15, 38-03-16, 38-05-02, 38-05-03, 38-05-04, 38-05-05, 38-05-06, 38-05-08, 38-05-09, 38-05-10, 38-05-11, 38-06-04, 38-06-05, 38-06-06, 38-06-07, 38-06-08, 38-06-09, 38-06-10, 38-06-11, 38-06-12, 38-06-13, 38-06-14, 38-06-15, 38-06-16, 38-06-17, 38-06-18, 38-06-19, 38-06-20, 38-06-21, 38-06-22, 38-06-23, 38-06-24, 38-06-25, 38-06-26, 38-06-27, 38-06-28, 38-06-29, 38-06-30, 38-06-31, 38-06-32, 38-06-33, 38-06-34, 38-06-35, 38-06-36, 38-06-37, 38-06-38, 38-06-39, 38-06-40, 38-06-41, 38-06-42, 38-06-43, 38-06-44, 38-06-45, 38-06-46, 38-06-47, 38-06-48, 38-06-49, 38-06-50, 38-06-51, 38-06-52, 38-06-53, 38-06-54, 38-06-58, and 38-06-59 of the North Dakota Century Code, and sections 38-03-12 and 38-05-07 of the 1969 supplement to the North Dakota Century Code are hereby repealed.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Rivinius
Austin	Haman	Linderman	Rocheleau
Backes	Hausauer, A.	Livingston	Rolfsrud
Berg	Hausauer, R.	Lundene	Sandness
Boustead	Henning	McGauvran	Shablow
Brekke	Henry	McGeehan	Solberg
Bunker	Hensrud	Mertens	Stoltenow
DeGroot	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hildebrand	Miedema	Strinden
Dotzenrod	Hilleboe	Miller, B.	Thorsgard
Eagles	Hoffner	Miller, E.	Tweten
Erickson, K.	Jacobson	Moore	Ulvedal
Erickson, W.	Jenkins	Olienyk	Wagner
Fleming	Johnson, H.	Opedahl	Walsh
Gackle	Johnson, K.	Patrick	Weber
Ganser	Kieffer	Peterson, R.	Welder
Gengler	Kingsbury	Raile	White
Gerl	Knudson	Raymond	Wilkie
Giffey	Lang	Riemers	Winge
Glaspey	Larson, G.	Rice	Mr. Speaker
Grant	Larson, L.		

Absent and not voting:

Atkinson	Gunderson	Hickle	Mushik
Boyum	Halcrow	Lee	Peterson, J.

DeKrey Haugland Murphy Rundle
 So the bill passed and the title was agreed to.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 1061
 House Bill No. 1066
 House Bill No. 1115
 House Bill No. 1131
 House Bill No. 1156
 House Bill No. 1189
 House Bill No. 1207
 House Bill No. 1209
 House Bill No. 1250
 House Bill No. 1258
 House Bill No. 1280
 House Bill No. 1305
 House Bill No. 1358
 House Bill No. 1461
 House Bill No. 1462
 House Bill No. 1463
 House Bill No. 1465
 House Bill No. 1468
 House Bill No. 1482
 House Bill No. 1491
 House Bill No. 1496
 House Bill No. 1509
 House Bill No. 1510
 House Bill No. 1515
 House Bill No. 1527
 House Bill No 1528

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGES FROM THE SENATE

Senate Chamber
 Bismarck, March 11, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1055
 House Bill No. 1105
 House Bill No. 1114
 House Bill No. 1122
 House Bill No. 1149
 House Bill No. 1166
 House Bill No. 1213
 House Bill No. 1221
 House Bill No. 1222
 House Bill No. 1233
 House Bill No. 1236
 House Bill No. 1244
 House Bill No. 1253
 House Bill No. 1265
 House Bill No. 1272
 House Bill No. 1281
 House Bill No. 1287
 House Bill No. 1290
 House Bill No. 1312
 House Bill No. 1316
 House Bill No. 1348
 House Bill No. 1357
 House Bill No. 1380
 House Bill No. 1450

Which the President has signed.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 11, 1971

Mr. Speaker: I have the honor to return:
House Bill No. 1467
Which the Senate failed to pass.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, March 11, 1971

Mr. Speaker: I have the honor to return:
House Bill No. 1160
House Bill No. 1335
House Bill No. 1506
Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, March 11, 1971

Mr. Speaker: I have the honor to return:
House Bill No. 1007
House Bill No. 1034
House Bill No. 1337
House Bill No. 1343
House Bill No. 1363
House Bill No. 1440
House Bill No. 1537
House Concurrent Resolution No. 3027
Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary
Bismarck, March 11, 1971

Mr. Speaker: I have the honor to return herewith the following:
House Bill No. 1068

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, March 11, 1971

Mr. Speaker: I have the honor to return:
House Bill No. 1188
House Bill No. 1247
House Bill No. 1436
House Concurrent Resolution No. 3020
House Concurrent Resolution No. 3083
Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1188

Page 1 line 16 of the engrossed bill after "accounts" insert the following " , provided the parties have entered into a written agreement prior to the transaction setting forth the amount of service charge, computed on the basis of simple interest per annum"

Renumber the pages and lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1247

Page 2 line 34 after the comma insert "two of whom shall be licensed physicians,

Renumber the pages and lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1436

On page 1, line 4, following the word "safety" and before the prior, insert the following: " , and providing a penalty"

On page 1, line 12, following the word "REGULATE", insert the words "— HEARINGS — APPEAL — PENALTY — INJUNCTION";

following the parentheses insert the numeral and period "1."; following the word "The", insert the word "state"; and following the word "establish", insert the word "reasonable"

On page 1, line 16, before the word "vehicles", insert the word "motor-powered"

On page 1, line 19, delete the words following the period, delete lines 20 through 24, and insert in lieu thereof the following: "Before establishing any standards, rules, or regulations as herein provided, the council shall hold public hearings thereon with appropriate notice to interested parties. An appeal from any established standard, rule, or regulation may be taken to the courts by any affected person pursuant to chapter 28-32. Any person, firm, corporation, partnership, association, or other legal entity wilfully violating these established standards, rules, or regulations shall be guilty of a misdemeanor and punishable by a fine of not more than one thousand dollars. The state health council shall have the power to apply to the state's courts to enjoin repeated violations of the standards, rules, and regulations established hereby."

On page 2, delete lines 1 through 4, and insert in lieu thereof the following:

"2. This section shall not apply to the actual operation of all types of aircraft, including, but not limited to, landing, taking off, taxiing, and in-flight operations. Other aeronautically related activities, including activities associated or connected with airports or the flying industry, shall be covered by this section. This section shall not apply to the control and abatement of aircraft noise and sonic booms as covered by the Federal Aviation Act of 1958, as amended, and regulations issued pursuant thereto.

3. The state health council shall report progress in the promulgation of standards, rules, and regulations pursuant to this Act to the Governor of the State of North Dakota prior to the Legislative Session of 1973.

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO
HOUSE CONCURRENT RESOLUTION No. 3020

In line 17, following the word "proposed," insert the following: "and the electorate shall have accepted"

PROPOSED AMENDMENTS TO
HOUSE CONCURRENT RESOLUTION No. 3083

Page 1 delete all of lines 1 through 24

Page 2 delete all of lines 1 through 35

Page 3 delete all of lines 1 through 3 and insert in lieu thereof the following:

"A concurrent resolution urging Congress to direct the United States Army Corps of Engineers to construct and maintain at Federal expense additional bank stabilization works on the Missouri River in North Dakota.

WHEREAS, as a part of the Missouri River Basin Development Project, dams and large reservoirs have been constructed by the Federal Government which occupy all the reaches of the Missouri River extending from Gavins Point Dam in South Dakota to Williston, North Dakota, with the lone exception of a seventy-mile stretch between the Oahe and Garrison Reservoirs in North Dakota; and

WHEREAS, the remaining channel between the Oahe Reservoir and Garrison Dam no longer performs its function as a natural river but is now acting as a regulated channel for the conveyance of water needed to meet the requirements of flood control, irrigation, navigation, power generation, municipal and industrial water supplies, pollution control, recreation, and wildlife purposes; and

WHEREAS, the stored water in the Garrison reservoir is released in such manner as to accommodate the downstream beneficiaries as evidenced by the following facts:

1. The water is virtually silt-free when it enters the channel and has tremendous ability to pick up its former bedload in the form of silt;
2. The releases are fluctuated to accommodate the hydro-electric generation demand with variations from four thousand to thirty-two thousand cubic feet per second, thereby causing surging conditions which aggravate any existing erosion problem and cause an annual loss of approximately six hundred forty acres of valuable agricultural bottom lands; and

WHEREAS, a portion of this threatened land is now being irrigated or has an irrigation potential which is of great economic value to the adjacent localities and to the State of North Dakota; and

WHEREAS, Federal lands, public parks, and historic sites of national prominence are a part of the area affected; and

WHEREAS, industries that desire to locate adjacent to the river are being forced to seek more distant sites because of the uncertainty of maintaining their plants at a permanent location; and

WHEREAS, some bank stabilization works already constructed by the Federal Government are effectively protecting the areas in which they are located and attest to the need for similar works at other locations;

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

That the Forty-second Legislative Assembly of the State of North Dakota recommends and respectfully urges the Congress to direct and authorize the United States Army Corps of Engineers to construct and maintain additional structures needed to stabilize the banks of the aforesaid segment of the Missouri River on an emergency basis; and

BE IT FURTHER RESOLVED, that copies of this resolution be transmitted by the Secretary of State to the members of the North Dakota congressional delegation; Chief of Engineers, Department of the Army, Washington, D. C.; Division Engineer, Missouri River Division, Corps of Engineers, Omaha, Nebraska; District Engineer, Corps of Engineers, Omaha, Nebraska; and Area Engineer, Corps of Engineers, Riverdale, North Dakota."

Renumber pages and lines accordingly.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 11, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2304

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 11, 1971

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 2021

Senate Bill No. 2181

Senate Bill No. 2218

Senate Bill No. 2278

Senate Bill No. 2375

Senate Bill No. 2398

Refused to concur in the House amendment to:

Senate Bill No. 2259

Senate Bill No. 2458

Senate Concurrent Resolution No. 4053

And the President has appointed as a conference committee to act with a like committee from the House,

Senators:
Longmire
Goldberg
Just

To serve on Senate Bill No. 2259

Senators:
Mutch
Unruh
Erdman

To serve on Senate Bill No. 2458

Senators:
Jacobson
Anderson
Christensen

To serve on Senate Concurrent Resolution No. 4053

Very respectfully,
LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 11, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2013
Senate Bill No. 2022
Senate Bill No. 2024
Senate Bill No. 2354
Senate Bill No. 2481
Senate Bill No. 2489
Senate Concurrent Resolution No. 4055
Which the House has amended.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 11, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2288
Which the House has failed to pass.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 11, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2151
Senate Bill No. 2153
Senate Bill No. 2155
Senate Bill No. 2156
Senate Bill No. 2157
Senate Bill No. 2346
Senate Concurrent Resolution No. 4054
Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 11, 1971

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 1132

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 11, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1061
House Bill No. 1066
House Bill No. 1115
House Bill No. 1131
House Bill No. 1156
House Bill No. 1189
House Bill No. 1207
House Bill No. 1209
House Bill No. 1250
House Bill No. 1258
House Bill No. 1280
House Bill No. 1305
House Bill No. 1358
House Bill No. 1461
House Bill No. 1462
House Bill No. 1463
House Bill No. 1465
House Bill No. 1468
House Bill No. 1482
House Bill No. 1491
House Bill No. 1496
House Bill No. 1509
House Bill No. 1510
House Bill No. 1515
House Bill No. 1527
House Bill No. 1528

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1055
House Bill No. 1105
House Bill No. 1114
House Bill No. 1122
House Bill No. 1149
House Bill No. 1166
House Bill No. 1213
House Bill No. 1221
House Bill No. 1222
House Bill No. 1233
House Bill No. 1236
House Bill No. 1244
House Bill No. 1253
House Bill No. 1265
House Bill No. 1272
House Bill No. 1281
House Bill No. 1287
House Bill No. 1290
House Bill No. 1312
House Bill No. 1316
House Bill No. 1348
House Bill No. 1357
House Bill No. 1380
House Bill No. 1450

Were delivered to the Governor for his approval at the hour of 4:20 p.m. o'clock, March 11, 1971.

REP. MIEDEMA, Chairman

Rep. Streibel moved that the House stand recessed until 10:00 a.m., Friday, March 11, 1971, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-SEVENTH DAY AFTER RECESS
AND FIFTY-EIGHTH DAY

Bismarck, March 12, 1971

The House reconvened at 10 a.m., pursuant to recess taken, with Speaker Bier presiding.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 11, 1971

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 1261
House Bill No. 1548
House Bill No. 1549

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 11, 1971

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 1203

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Representatives:

L. Hausauer
Jenkins
Mertens

Very respectfully,
ROY GILBREATH, Chief Clerk

MOTION

Rep. Streibel moved that the rules be suspended and that the House consider the amendments to those bills listed on the calendar after 2:00 p.m., which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved that the rules be suspended and the House dispense with the reading of the amendments to Senate Bills Nos. 2160, 2180, 2192, 2194, 2204, 2309, 2027, 2093, 2276, 2367, 2381 and 2348, which motion prevailed.

Rep. Knudson moved that the amendments to Senate Bill No. 2160 as recommended by the Committee on Education as printed on pages 1255 and 1256 of the House Journal be adopted, which motion prevailed.

Rep. K. Johnson moved that the amendments to Senate Bill No. 2180 as recommended by the Committee on Agriculture as printed on page 1257 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to Senate Bill No. 2192 as recommended by the Committee on Education as printed on pages 1257, 1258 and 1259 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to Senate Bill No. 2194 as recommended by the Committee on Education as printed on page 1259 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to Senate Bill No. 2204 as recommended by the Committee on Education as printed on pages 1259 and 1260 of the House Journal be adopted, which motion prevailed. Senate Bill No. 2204 was re-referred to the Committee on Appropriations.

Rep. Dornacker moved that the amendments to Senate Bill No. 2309 as recommended by the Committee on Finance and Taxation as printed on page 1261 of the House Journal, be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to Senate Bill No. 2027 as recommended by the Committee on Appropriations as printed on pages 1239 and 1240 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to Senate Bill No. 2093 as recommended by the Committee on Education as printed on page 1266 of the House Journal be adopted, which motion prevailed. Senate Bill No. 2093 was re-referred to Committee on Appropriations.

Rep. Reimers moved that the amendments to Senate Bill No. 2276 as recommended by the Committee on Appropriations as printed on pages 1267 and 1268 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to Senate Bill No. 2367 as recommended by the Committee on Appropriations as printed on page 1268 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to Senate Bill No. 2381 as recommended by the Committee on Appropriations as printed on page 1268 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to Senate Bill No. 2348 as recommended by the Committee on Appropriations as printed on page 1269 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2316 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, after the word "to", insert the following: "create and enact subsection 5 of section 34-06-06 and to"

On page 1, line 3, after the word "to", insert the words "females holding management positions, and to"

On page 2, line 12, after the word "storm" insert the following: "**mechanical failure, or**"

On page 2, line 13, delete the following language: "**, or any other condition**"

On page 2, following line 14, insert the following new section: "SECTION 2.) Subsection 5 of section 34-06-06 of the North Dakota Century Code is hereby created and enacted to read as follows:

5. Females holding positions of management."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. BUNKER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2182 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "A BILL" and insert the following

for an Act to amend and reenact subsection 2 of section 11-10-10 and sections 11-16-02 and 11-16-05 of the North Dakota Century Code, relating to providing that the position of states attorney in a county of over 35,000 population be a full-time position, the employment of assistant states attorneys, the restrictions on the powers of states attorneys, increasing the salaries of county officials, and to create and enact a section to provide for an effective date thereof.

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

SECTION 1. AMENDMENT.) Subsection 2 of section 11-10-10 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

2. The county auditor, county treasurer, ((sheriff, county superintendent of schools,)) register of deeds, county judge, states attorney, and clerk of the district court each shall receive the following annual salary, payable monthly, for official services rendered:
 - a. ((Five)) **Six** thousand six hundred dollars in counties having a population not exceeding eight thousand ((;)).
 - b. ((Five)) **Six** thousand eight hundred dollars in counties having a population exceeding eight thousand population plus additional compensation of one hundred dollars per year for each one thousand additional population or major fraction thereof, but not to exceed the total sum of ((seven)) **nine** thousand dollars, and provided, however, that in counties where the population consists of more than twenty-five percent Indians who have not severed tribal relations, the county commissioners may adjust the salaries provided for herein within the limitations contained in this subdivision ((;)).
 - c. In counties having a population in excess of thirty thousand the sum of ((eight)) **nine** thousand five hundred dollars, **except that the states attorneys in counties having a population exceeding thirty-five thousand shall receive a salary of from fourteen thousand to twenty thousand dollars, to be determined by resolution of the board of county commissioners.**
 - d. **The salary of the county superintendent of schools shall be determined by the county commissioners. However, the salary of the county superintendent of schools shall not be less than it was on July 1, 1968.**

In counties having a county court of increased jurisdiction, the salaries of the judges of county courts of increased jurisdiction shall be as set out in section 27-08-08. The county superintendent of schools shall receive for any trips necessarily made within his county in the performance of school district reorganization duties the same mileage as he receives under the provisions of section 11-10-15. The board of county commissioners of any county may, by resolution, increase the salary of any full-time county official by an amount not to exceed ten percent above the salary provided in this section or section 27-08-08, if, in the judgment of such board, by reason of duties performed, the official merits the increase. Any county official performing duties on less than a full-time basis may be paid a salary set by the board of county commissioners in any amount up to ten percent less than the salary provided for that official in this section. **However, no salary shall be less than it was on July 1, 1968.**

SECTION 2. AMENDMENT.) Section 11-16-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

11-16-02. ASSISTANT — APPOINTMENT — DUTIES.) The states attorney may appoint an assistant states attorney within his county, who, when he has qualified by filing his oath of office, shall have the same powers as, and shall perform any and all duties required of, the states attorney. The states attorney shall be responsible, under his official bond, for any and all acts of such assistant.

SECTION 3. AMENDMENT.) Section 11-16-05 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

11-16-05. RESTRICTIONS ON POWERS OF STATES ATTORNEY — PENALTY FOR BREACH OF DUTY.) The states attorney shall not:

1. Present a claim, account, or other demand for allowance against the county, except for his own services, nor in any way advocate the relief asked for by the claim or demand of another (((;))).
2. Be eligible to or hold any judicial office except that of United States commissioner (((;))).
3. Receive a fee or reward from or on behalf of a prosecutor or other individual for services in any prosecution or business to which it is his official duty to attend (((; or))).
4. Be concerned as attorney or counsel for any party, other than the state or county, in any civil action depending upon, or arising out of, a state of facts upon which a pending and undetermined criminal prosecution depends.
5. **Be concerned as attorney or counsel for any party, other than the state or county, in any action or proceeding whatsoever when employed by a county having a population exceeding thirty-five thousand.**

A violation of any provision of this section shall constitute a misdemeanor punishable by a fine of not less than one hundred dollars and not more than five hundred dollars, and the offender may be removed from office.

SECTION 4. EFFECTIVE DATE.) **The provisions of this Act with respect to states attorneys in counties having a population in excess of thirty-five thousand shall not be mandatory until January 6, 1975, except that such states attorneys affected by this Act may elect to be subject to its provisions on July 1, 1971.**

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2385 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Concurrent Resolution No. 4021 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 4063 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

MOTIONS

Rep. Streibel moved that the rules be suspended and unanimous consent be granted to amend Senate Bill No. 2045, which motion prevailed.

Rep. Streibel moved that Senate Bill No. 2045 be amended as follows:

On page 3 of the engrossed bill, following line 31, add the following:

"Any political subdivision which levied taxes on taxable property in the year 1970 for a specific fund or purpose for which a levy was not made by it in the year 1968 shall be entitled to a distribution of revenue from the state in the year 1971 for any such levy. The amount of such distribution shall be determined as follows: the county auditor shall certify to the state tax commissioner as soon as possible after the effective date of this Act the amount of each such levy made by and spread for each political subdivision on taxable real property in the county in the year 1970; the tax commissioner shall forthwith determine the correctness of such amounts and certify to the state treasurer for immediate payment to the county an amount that is determined by dividing the total of such levies made and spread in 1970 on taxable real property in the county by the growth factor that is provided in the first paragraph of this section; the county treasurer within fifteen days after the receipt of such revenue from the state treasurer shall allocate and remit to each political subdivision its proportionate amount of that revenue.

If the classification of any property for taxation purposes is changed from real to personal property or from personal to real property because of legislative or judicial action, the county auditor of the county in which the property is located shall forthwith certify to the tax commissioner the amount of real estate taxes or personal property taxes that was levied on all such property by each taxing district in the year 1968 and in any other year thereafter that the tax commissioner may request. The tax commissioner, in determining the amount to be certified to the state treasurer for payment to the county pursuant to this section, shall adjust the amounts of taxes certified by the county auditor as levied on real property and on personal property in 1968 and in any other year as may be necessary by adding to or subtracting from each such amount the taxes on the reclassified property so that the distribution by the state to the county will be determined as though such property had been taxed in 1968 and all later years in the classification into which it was reclassified."

The motion prevailed, and the amendments to Senate Bill No. 2045 were adopted.

Rep. Streibel moved that the rules be suspended and Senate Bill No. 2045 as amended be placed on second reading and final passage, which motion prevailed.

Rep. Dornacker moved that Senate Bill No. 2045 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2091. A Bill for an Act to amend and reenact section 54-27-19 of the North Dakota Century Code, relating to allocating highway tax distribution funds directly to cities and to establish a

separate fund for the moneys received from the highway tax distribution fund.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Reimers
Atkinson	Halcrow	Larson, L.	Rice
Austin	Haman	Laughlin	Rivinius
Berg	Haugland	Lee	Rocheleau
Boustead	Hausauer, A.	Linderman	Rundle
Boyum	Hausauer, R.	Livingston	Sandness
Brekke	Henning	Lundene	Shablow
Bunker	Henry	McGauvran	Solberg
DeGroot	Hensrud	McGeehan	Stoltenow
DeKrey	Hentges	Mertens	Stone
Dick	Herman	Metzger	Streibel
Dotzenrod	Hildebrand	Meyer	Strinden
Eagles	Hilleboe	Miedema	Thorsgard
Erickson, K.	Hoffner	Miller, B.	Tweten
Erickson, W.	Jacobson	Moore	Ulvedal
Fleming	Jenkins	Murphy	Wagner
Ganser	Johnson, H.	Mushik	Walsh
Gengler	Johnson, K.	Opedahl	Welder
Gerl	Kieffer	Patrick	White
Giffey	Kingsbury	Peterson, R.	Wilkie
Glaspay	Knudson	Raile	Winge
Grant	Lang	Raymond	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Gackle	Miller, E.	Rolfsrud	Weber
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Absent and not voting:

Backes	Hickle	Olienyk	Peterson, J.
Dornacker			

So the bill passed and the title was agreed to.

MOTIONS

Rep. Reimers moved that Senate Bill No. 2348 be re-referred to the Committee on Appropriations, which motion prevailed.

Rep. Reimers requested that the Appropriations Committee be excused for twenty minutes, which request was granted.

Rep. Streibel moved that Senate Concurrent Resolution No. 4077 be placed at the foot of the calendar, which motion prevailed.

Rep. Streibel moved that the rules be suspended that the bills on the calendar after 2:00 p.m. be considered before 2:00, which motion prevailed.

Rep. Streibel moved that Senate Bills Nos. 2006, 2033 and 2217 be placed at the foot of the calendar, which motion prevailed.

Rep. Strinden moved that Senate Bill No. 2262 be placed at the foot of the calendar, which motion prevailed.

Rep. Strinden moved that Senate Bill No. 2264 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3092. A Concurrent Resolution declaring the intent of the Legislative Assembly to comply with the requirements of the Omnibus Crime Control and Safe Streets Act.

Which has been read.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4043. A Concurrent Resolution urging counties and cities which have college campuses within their jurisdictions to deputize campus policemen.

Which has been read.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

MOTION

Rep. Streibel moved that the House dispense with the reading of the titles to Senate Bills 2045, 2006, 2033, 2217, 2262, 2264, 2160, 2180, 2192, 2194, 2204, 2309, 2027, 2093, 2276, 2367, 2381, 2348, and House Concurrent Resolution No. 4077, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2160. A Bill for an Act to amend and reenact section 15-47-21, subsection 2 of section 15-53.1-01, and sections 15-53.1-05, 15-53.1-06, 15-53.1-07, 15-53.1-11, 15-53.1-12, 15-53.1-13, 15-53.1-14, 15-53.1-15, 15-53.1-16, 15-53.1-17, 15-53.1-18, 15-53.1-19, 15-53.1-20, 15-53.1-25, 15-53.1-26, 15-53.1-28, 15-53.1-29, 15-53.1-30, 15-53.1-32, 15-53.1-33, 15-53.1-37, 15-53.1-39, 15-53.1-41, and 15-53.1-42, as contained in house bill no. 1045, as approved by the forty-second legislative assembly, relating to changing the county reorganization committee to a regional committee.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 39; nays, 58; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gerl	Knudson	Strinden
Austin	Giffey	Larson, G.	Tweten
Boustead	Haman	Larson, L.	Ulvedal
Brekke	Hensrud	Mertens	Wagner
Bunker	Hentges	Mushik	Walsh
DeGroot	Herman	Peterson, R.	White
Dotzenrod	Hildebrand	Raymond	Wilkie
Eagles	Hilleboe	Rocheleau	Winge
Fleming	Hoffner	Solberg	Mr. Speaker
Gengler	Jenkins	Stone	

Those voting in the negative were:

Atkinson	Halcrow	Livingston	Peterson, J.
Backes	Haugland	Lundene	Raile
Berg	Hausauer, A.	McGauvran	Reimers
Boyum	Hausauer, R.	McGeehan	Rice
DeKrey	Henning	Metzger	Rivinius
Dick	Henry	Meyer	Rolfstrud
Dornacker	Jacobson	Miedema	Rundle
Erickson, K.	Johnson, H.	Miller, B.	Sandness
Erickson, W.	Johnson, K.	Miller, E.	Shablow
Gackle	Kieffer	Moore	Stoltenow
Ganser	Kingsbury	Murphy	Streibel
Glaspey	Lang	Olienyk	Thorsgard
Grant	Laughlin	Opedahl	Weber
Gronneberg	Lee	Patrick	Welder
Gunderson	Linderman		

Absent and not voting:

Hickle

So the bill lost.

Rep. DeKrey moved that the vote by which Senate Bill No. 2160 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion failed on a division vote.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 12, 1971

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, on:

Senate Bill No. 2063

Representatives:

Bunker

White

DeGroot

Very respectfully,
ROY GILBREATH, Chief Clerk

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 12, 1971

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on:

House Bill No. 1203

Senators:

Lips

Litten

L. Larson

Very respectfully,
LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 12, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1061
House Bill No. 1066
House Bill No. 1115
House Bill No. 1131
House Bill No. 1156
House Bill No. 1189
House Bill No. 1207
House Bill No. 1209
House Bill No. 1250
House Bill No. 1258
House Bill No. 1280
House Bill No. 1305
House Bill No. 1358
House Bill No. 1461
House Bill No. 1462
House Bill No. 1463
House Bill No. 1465
House Bill No. 1468
House Bill No. 1482
House Bill No. 1491
House Bill No. 1496
House Bill No. 1509
House Bill No. 1510

House Bill No. 1515
 House Bill No. 1527
 House Bill No. 1528
 Which the President has signed.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed until 1 p.m., which motion prevailed.

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bier presiding.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2093 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2122 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2, delete the word "and"; following the numerals "25-09-04.1", insert the following: ", and 25-09-11.1"

On page 1, line 19, delete both sets of triple parentheses; insert triple parentheses before and after the numerals "25-09-11" and insert in lieu thereof the underscored numerals "25-09-11.1"; and delete the underscored word "The"

On page 9, line 3, insert the following new section:

"SECTION 12.) Section 25-09-11.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

25-09-11.1 REDUCTIONS IN CLAIMS AGAINST RESIDENT PATIENTS OF THE GRAFTON STATE SCHOOL AND THEIR RESPONSIBLE RELATIVES.) Upon filing a statement with the director of institutions certifying that making payments for the full cost of care and treatment would cause economic hardship, responsible relatives, or their respective estates shall not be liable for more than a sum equal to six hundred dollars per annum, payable in equal monthly installments."

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

REP. REIMERS, Chairman

Rep. Opedahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2204 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. B. Miller moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2512 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Strinden moved that Senate Bill No. 2180 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2192. A Bill for an Act to amend and reenact sections 40-38-01, 40-38-02, and 40-38-03 of the North Dakota Century Code, and to repeal section 58-03-08 of the North Dakota Century Code, relating to public libraries.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays, 1; absent and not voting, 16.

Those voting in the affirmative were:

Anderson	Glaspey	Laughlin	Rolfstrud
Atkinson	Grant	Lee	Rundle
Austin	Halcrow	Linderman	Sandness
Backes	Haugland	Lundene	Shablow
Berg	Hausauer, R.	McGauvran	Solberg
Boustead	Henning	Mertens	Stoltenow
Boyum	Henry	Metzger	Stone
Brekke	Hensrud	Miedema	Streibel
Bunker	Hentges	Miller, B.	Strinden
DeGroot	Herman	Miller, E.	Thorsgard
DeKrey	Hildebrand	Moore	Tweten
Dick	Hilleboe	Mushik	Ulvedal
Dornacker	Hoffner	Olienyk	Wagner
Eagles	Jacobson	Opedahl	Walsh
Erickson, K.	Jenkins	Patrick	Weber
Fleming	Kieffer	Peterson, J.	Welder
Gackle	Kingsbury	Peterson, R.	White
Ganser	Lang	Raymond	Wilkie
Gengler	Larson, G.	Reimers	Winge
Gerl	Larson, L.	Rice	Mr. Speaker
Giffey			

Those voting in the negative were:

McGeehan

Absent and not voting:

Dotzenrod	Haman	Johnson, K.	Murphy
Erickson, W.	Hausauer, A.	Knudson	Raile
Gronneberg	Hickle	Livingston	Rivinius
Gundersen	Johnson, H.	Meyer	Rocheleau

So the bill passed and the title was agreed to.

Senate Bill No. 2194. A Bill for an Act to amend and reenact section 40-38-11 of the North Dakota Century Code, relating to the consolidation or merger of library services.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 80; nays, 1; absent and not voting, 17.

Those voting in the affirmative were:

Anderson	Grant	Laughlin	Rolfstrud
Atkinson	Halcrow	Lee	Rundle
Austin	Haugland	Linderman	Sandness
Berg	Hausauer, R.	Lundene	Shablow
Boustead	Henning	McGauvran	Solberg
Boyum	Henry	McGeehan	Stoltenow
Brekke	Hensrud	Mertens	Stone
Bunker	Hentges	Metzger	Streibel
DeGroot	Herman	Miedema	Strinden
DeKrey	Hildebrand	Miller, B.	Thorsgard
Dick	Hilleboe	Miller, E.	Tweten

Dornacker	Hoffner	Moore	Ulvedal
Eagles	Jacobson	Mushik	Wagner
Erickson, K.	Jenkins	Olienyk	Walsh
Fleming	Johnson, H.	Opedahl	Weber
Gackle	Kieffer	Peterson, J.	Welder
Gengler	Kingsbury	Peterson, R.	White
Gerl	Lang	Raymond	Wilkie
Giffey	Larson, G.	Reimers	Winge
Glaspey	Larson, L.	Rice	Mr. Speaker

Those voting in the negative were:
Ganser

Absent and not voting:

Backes	Haman	Knudson	Patrick
Dotzenrod	Hausauer, A.	Livingston	Raile
Erickson, W.	Hickle	Meyer	Rivinius
Gronneberg	Johnson, K.	Murphy	Rocheleau
Gunderson			

So the bill passed and the title was agreed to.

Senate Bill No. 2204. A Bill for an Act to amend and reenact section 15-59-07 of the North Dakota Century Code, relating to the education of students with physical handicaps and learning disabilities.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 1; absent and not voting, 14.

Those voting in the affirmative were:

Anderson	Grant	Laughlin	Rice
Atkinson	Gunderson	Lee	Rundle
Austin	Halcrow	Linderman	Sandness
Backes	Haugland	Lundene	Shablow
Berg	Hausauer, A.	McGauvran	Solberg
Boustead	Hausauer, R.	McGeehan	Stoltenow
Boyum	Henning	Mertens	Stone
Brekke	Henry	Metzger	Streibel
Bunker	Hensrud	Miedema	Strinden
DeGroot	Hentges	Miller, B.	Thorsgard
DeKrey	Herman	Miller, E.	Tweten
Dick	Hildebrand	Moore	Ulvedal
Dornacker	Jacobson	Murphy	Wagner
Eagles	Jenkins	Mushik	Walsh
Erickson, K.	Johnson, H.	Olienyk	Weber
Fleming	Kieffer	Opedahl	Welder
Gackle	Kingsbury	Patrick	White
Ganser	Knudson	Peterson, J.	Wilkie
Gengler	Lang	Raile	Winge
Giffey	Larson, G.	Raymond	Mr. Speaker
Glaspey	Larson, L.	Reimers	

Those voting in the negative were:
Peterson, R.

Absent and not voting:

Dotzenrod	Haman	Johnson, K.	Rivinius
Erickson, W.	Hickle	Livingston	Rocheleau
Gerl	Hilleboe	Meyer	Rolfsrud
Gronneberg	Hoffner		

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE ON SENATE BILL No. 2204

Rep. R. Peterson: "Mr. Speaker:

"I think this is a wonderful bill. It does a good job as far as it goes to take care of handicapped children in our state, but it still

excludes many handicapped children we cannot take care of with the facilities within our state. Because of dollars involved, we necessarily have to exclude those children. That is why I voted no, not because it is a poor bill, but because of the fact these children are excluded."

SECOND READING OF SENATE BILLS

Senate Bill No. 2309. A Bill for an Act to amend and reenact subsection 5 of section 57-39.2-04 of the North Dakota Century Code, relating to the exemption of textbooks from sales tax.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 62; nays, 26; absent and not voting, 10.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lundene	Raile
Austin	Hausauer, R.	McGauvran	Raymond
Backes	Henry	McGeehan	Rice
Boustead	Hentges	Mertens	Rivinius
Brekke	Herman	Metzger	Rundle
Bunker	Hildebrand	Meyer	Shablow
DeGroot	Jacobson	Miedema	Stoltenow
Dotzenrod	Jenkins	Miller, B.	Streibel
Eagles	Johnson, H.	Murphy	Thorsgard
Erickson, K.	Kieffer	Mushik	Walsh
Gackle	Kingsbury	Olienyk	Wagner
Ganser	Knudson	Opedahl	Weber
Gengler	Lang	Patrick	Welder
Gerl	Larson, G.	Peterson, J.	Winge
Haman	Larson, L.	Peterson, R.	Mr. Speaker
Haugland	Linderman		

Those voting in the negative were:

Anderson	Grant	Laughlin	Solberg
Berg	Gronneberg	Lee	Stone
Boyum	Gunderson	Miller, E.	Tweten
Dick	Halcrow	Moore	Ulvedal
Dornacker	Henning	Rolfsrud	White
Erickson, W.	Hensrud	Sandness	Wilkie
Giffey	Hoffner		

Absent and not voting:

DeKrey	Hickle	Livingston	Rocheleau
Fleming	Hilleboe	Reimers	Strinden
Glaspey	Johnson, K.		

So the bill passed and the title was agreed to.

Senate Bill No. 2027. A Bill for an Act making an appropriation to pay expenses and costs of legal research and education and supervision and improvement of the judicial system of the state of North Dakota activities of the state bar association and certain activities at the University of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Rice
Atkinson	Gunderson	Lee	Rivinius
Austin	Haman	Linderman	Rolfsrud
Backes	Haugland	Livingston	Rundle

Boustead	Hausauer, A.	Lundene	Sandness
Brekke	Hausauer, R.	McGauvran	Shablow
Bunker	Henning	Mertens	Solberg
DeGroot	Henry	Metzger	Stoltenow
DeKrey	Hensrud	Meyer	Stone
Dick	Hentges	Miedema	Streibel
Dornacker	Herman	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Erickson, W.	Jenkins	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Walsh
Gackle	Johnson, K.	Opedahl	Weber
Ganser	Kieffer	Patrick	Welder
Gengler	Kingsbury	Peterson, J.	White
Gerl	Knudson	Peterson, R.	Wilkie
Giffey	Lang	Raile	Winge
Glaspay	Larson, G.	Raymond	Mr. Speaker
Grant	Larson, L.	Reimers	

Absent and not voting:

Berg	Halcrow	Jacobson	Rocheleau
Boyum	Hickle	McGeehan	

So the bill passed and the title was agreed to.

MESSAGE FROM THE GOVERNOR
STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
Bismarck

March 12, 1971

The Honorable Howard F. Bier
Speaker of the House
North Dakota House of Representatives
State Capitol
Bismarck, North Dakota

Dear Mr. Speaker:

House Bill 1299 seeks to bring uniformity between our state and some other states in the application of consumer credit rates and practices. Generally speaking, it is advantageous for states to adopt uniform codes so that the complexity of the burgeoning volume of law can be minimized.

We must voice our gratitude to the National Conference of Commissioners on Uniform State Laws for the substantial progress they are making to strengthen state government in the federal system by strengthening, through uniformity, the laws of the various states.

In my Message to the Legislature, I asked you to give serious consideration to the Uniform Consumer Credit Code. I recommended to its sponsors that it be introduced in this session, but with an adjustment in the Code's interest rates to existing North Dakota legal interest rate ceilings. There was an understandable reluctance to tamper with the Code, for in so doing its major feature, that of uniformity, would be breached.

House Bill 1299 is easily the most discussed piece of legislation in this session. It has generated by far the most communications to my office. The overwhelming reaction as reflected by communications to my office has been in opposition to the Uniform Consumer Credit Code. I do not believe all of the opposition is justified, for there seems to be misunderstanding and suspicion of what the Code would do.

There is a defensible point of view that the Code should be enacted and given a trial period to see if it would have beneficial application in North Dakota.

I called Governor Calvin Rampton of Utah to have his appraisal of the operation of the Uniform Consumer Credit Code in that state these past two years. Governor Rampton reported that the Code was implemented smoothly and that he knew of no problems or adverse reactions in its use.

The Code has been defended on the one hand and challenged on the other hand by many deep thinking individuals whose judgment I respect.

It has been very difficult to arrive at a decision in this legislation. I am, however, mindful that the North Dakota Attorney General's Office has advised the Speaker of the House that there is a strong legal possibility that the present North Dakota Small Loans Act was not repealed by the passage of House Bill 1299 because the Small Loans Act was enacted in 1960 by a vote of the people and would require a two-thirds vote of the Legislature to amend or repeal. A two-thirds vote was not obtained on House Bill 1299.

This leaves grave confusion as to the application of the interest rate section of House Bill 1299 as it applies to small loans and as it conflicts with the present North Dakota Small Loans Act. The interest rate section appears to be an all important part of House Bill 1299 and was of sufficient importance to the entire bill that its sponsors refused to amend it.

If House Bill 1299 had been in effect two years ago instead of the North Dakota Small Loans Act, it probably would have had a significant impact in higher interest rates for people in an income bracket who can least afford higher interest rates.

In the last fiscal year, there were 25,408 small loans made in North Dakota, for a total of \$15,725,212.66. The dollar interest cost of these loans in that year was \$2,358,786.88. Had the Uniform Consumer Credit Code been in effect in that year and had interest rates been at the ceiling as is usual under this Code, the interest rates paid by low income borrowers would have been \$2,692,168.24. This would have been an increase in interest costs for that year to low income borrowers of \$333,381.36.

It is obvious to me that the interest rates on small loans in the Uniform Consumer Credit Code, if implemented by legal opinion or decision, would work a substantial hardship on small loan borrowers, and while possibly justified in other areas, they do not appear to be justified in North Dakota.

But of even more importance in terms of total dollars involved is the increase in the maximum interest rates permissible on revolving charge accounts from 1½% per month under present North Dakota law to 2% per month under the Uniform Consumer Credit Code.

There is no source to which we can turn in this state or in the nation to accurately judge the volume of revolving charge accounts or the cost of revolving charge account interest payments, but all indications are that the amount of money is very, very substantial.

Since thousands of retailers would be making the interest rate decision on revolving charge accounts under the Uniform Consumer Credit Code, it would be fair to assume that many, if not all, would move their interest charges to the maximum permissible. There are indications that many major retailers already regard the 1½% per month ceiling on revolving charge accounts as a lucrative source of income which has caused them to encourage wherever possible the use of deferred payment rather than cash purchase. Revolving charge account interest rates under the Code could be exorbitant to thousands of North Dakotans if allowed to rise to the 2% per month ceiling.

Aside from interest rates, there may be some very defensible provisions of House Bill 1299 which have to do with consumer protection.

However, North Dakota is not as deficient in consumer protection as are some other states.

I have been informed that the National Conference of Commissioners on Uniform State Laws will submit a Uniform Consumer Protection Code to state legislatures within a year or two. It would appear to me that it would be advisable to wait until such consumer protection legislation is available as a companion measure to consider with the Uniform Consumer Credit Code.

I believe this state would benefit by observing the experiences in the next two years of such states as Utah and Indiana as they conduct credit business under the UCCC.

I, therefore, believe it is in the best interest of the public not to approve this legislation. Therefore, I veto House Bill 1299.

Sincerely yours,
WILLIAM L. GUY
Governor

MOTION

Rep. Streibel moved that the House reconsider House Bill No. 1299, which the Governor has vetoed, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1299. A Bill for an Act to create and enact title 17 of the North Dakota Century Code, relating to certain consumer and other credit transactions and constituting the uniform consumer credit code; consolidating and revising certain aspects of the law relating to consumer and other loans, consumer and other sales of goods, services and interests in land, and consumer leases; revising the law relating to usury; regulating certain practices relating to insurance in consumer credit transactions; providing for administrative regulation of certain consumer credit transactions; making uniform the law with respect thereto; and repealing inconsistent legislation; to amend and reenact sections 6-01-01, relating to the authority of the commissioner of banking and financial institutions; 6-03-62, relating to interest on loans of a state banking association; 7-04-17, relating to the repayment of loans of a building and loan association; 28-22-14, relating to the exemption of property from execution; 28-25-11, relating to the exemption of earnings from execution; 32-09-01, relating to the right of a creditor to proceed by garnishment; 32-09-02, relating to the exemption of wages from garnishment; 32-09-03, relating to notice before garnishment of wages; 41-09-16, relating to the priority of statutes in case of conflict; 47-14-01, relating to the definition of a loan of money; 47-14-05, relating to the rate of interest on legal indebtedness in the absence of contract; 47-14-06, relating to an annual rate when period not specified; and 47-14-08, relating to the deduction of interest in advance on a loan; to repeal sections 6-06-18, 7-02-04, 47-14-09, 47-14-10, and 47-14-11, and chapters 13-04, 51-13, and 51-14, of the North Dakota Century Code; providing a penalty; and providing for an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 49; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Knudson	Reimers
Austin	Hausauer, R.	Lang	Sandness
Boustead	Henning	Larson, G.	Stone
Boyum	Henry	Larson, L.	Streibel
Brekke	Hensrud	Metzger	Strinden
Bunker	Hentges	Miedema	Thorsgard

DeKrey	Herman	Moore	Tweten
Dick	Hildebrand	Murphy	Ulvedal
Dornacker	Hilleboe	Olienyk	Wagner
Eagles	Jenkins	Peterson, R.	Welder
Gackle	Johnson, K.	Raile	White
Gunderson	Kingsbury	Raymond	Mr. Speaker

Those voting in the negative were:

Anderson	Grant	Livingston	Rice
Backes	Gronneberg	Lundene	Rivinius
Berg	Halcrow	McGauvran	Rocheleau
DeGroot	Haman	McGeehan	Rolfsrud
Dotzenrod	Haugland	Mertens	Rundle
Erickson, K.	Hoffner	Meyer	Shablow
Erickson, W.	Jacobson	Miller, B.	Solberg
Fleming	Johnson, H.	Miller, E.	Stoltenow
Ganser	Kieffer	Mushik	Walsh
Gengler	Laughlin	Opedahl	Weber
Gerl	Lee	Patrick	Wilkie
Giffey	Linderman	Peterson, J.	Winge
Glaspey			

Absent and not voting:

Hickle

So the bill lost.

SECOND READING OF SENATE BILLS

Senate Bill No. 2093. A Bill for an Act to amend and reenact section 15-40.1-06 of the North Dakota Century Code, as contained in section 7 of House Bill No. 1045, as approved by the Forty-second Legislative Assembly, relating to legislative intent for foundation aid payments.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 8; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Halcrow	Lee	Rivinius
Austin	Haman	Linderman	Rocheleau
Backes	Haugland	Livingston	Rolfsrud
Boustead	Hausauer, A.	Lundene	Rundle
Brekke	Hausauer, R.	McGeehan	Sandness
Bunker	Henning	Mertens	Shablow
DeGroot	Henry	Metzger	Solberg
DeKrey	Hensrud	Meyer	Stoltenow
Dick	Hentges	Miedema	Stone
Dornacker	Herman	Miller, B.	Streibel
Dotzenrod	Hildebrand	Miller, E.	Strinden
Eagles	Hilleboe	Moore	Thorsgard
Erickson, K.	Hoffner	Murphy	Tweten
Erickson, W.	Jacobson	Olienyk	Ulvedal
Gackle	Jenkins	Opedahl	Wagner
Ganser	Johnson, H.	Patrick	Walsh
Gengler	Johnson, K.	Peterson, J.	Weber
Giffey	Knudson	Peterson, R.	Welder
Glaspey	Lang	Raile	White
Grant	Larson, G.	Raymond	Wilkie
Gronneberg	Larson, L.	Reimers	Winge
Gunderson	Laughlin	Rice	Mr. Speaker

Those voting in the negative were:

Berg	Fleming	Kieffer	McGauvran
Boyum	Gerl	Kingsbury	Mushik

Absent and not voting:
Atkinson Hickle

So the bill passed and the title was agreed to.

Senate Bill No. 2276. A Bill for an Act to provide an appropriation for the construction of a food service building at the Grafton state school.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Reimers
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haman	Linderman	Rolfsrud
Boustead	Haugland	Livingston	Rundle
Boyum	Hausauer, A.	Lundene	Sandness
Brekke	Hausauer, R.	McGauvran	Shablow
Bunker	Henning	McGeehan	Solberg
DeGroot	Henry	Mertens	Stoltenow
DeKrey	Hensrud	Metzger	Stone
Dick	Hentges	Meyer	Streibel
Dornacker	Herman	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, B.	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, K.	Hoffner	Moore	Ulvedal
Erickson, W.	Jacobson	Mushik	Wagner
Fleming	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Gerl	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker

Absent and not voting:
Hickle Murphy

So the bill passed and the title was agreed to.

MOTION

Rep. Wagner moved that Senate Bill No. 2367 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2381. A Bill for an Act to create and enact subsection 10 of 12-60-07 of the North Dakota Century Code, relating to the powers and duties of the bureau of criminal identification and apprehension.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Rice
Atkinson	Gunderson	Laughlin	Rivinius
Austin	Halcrow	Lee	Rocheleau
Backes	Haman	Linderman	Rolfsrud
Berg	Haugland	Livingston	Rundle
Boustead	Hausauer, A.	Lundene	Sandness

Boyum	Hausauer, R.	McGauvran	Shablow
Brekke	Henning	McGeehan	Solberg
Bunker	Henry	Mertens	Stoltenow
DeGroot	Hensrud	Metzger	Stone
DeKrey	Hentges	Meyer	Streibel
Dick	Herman	Miedema	Strinden
Dornacker	Hildebrand	Miller, B.	Thorsgard
Dotzenrod	Hilleboe	Miller, E.	Tweten
Eagles	Hoffner	Murphy	Ulvedal
Erickson, K.	Jacobson	Mushik	Wagner
Erickson, W.	Jenkins	Olienyk	Walsh
Gackle	Johnson, H.	Opedahl	Weber
Ganser	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White
Giffey	Kingsbury	Peterson, R.	Wilkie
Gerl	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker
Grant	Larson, G.	Reimers	

Absent and not voting:

Fleming Hickle Moore

So the bill passed and the title was agreed to.

MOTION

Rep. Dornacker moved that Senate Bill No. 2045 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4077. A Concurrent Resolution urging the Bank of North Dakota and the Board of University and School Lands to terminate certain mineral leases.

Which has been read.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared lost on a voice vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 2006. A Bill for an Act to appropriate money for the expenses of the legislative branch of government, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Reimers
Atkinson	Gunderson	Laughlin	Rice
Austin	Halcrow	Lee	Rivinius
Backes	Haman	Linderman	Rocheleau
Berg	Haugland	Livingston	Rolfsrud
Boustead	Hausauer, A.	Lundene	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
DeGroot	Henning	McGeehan	Shablow
DeKrey	Henry	Mertens	Solberg
Dick	Hensrud	Metzger	Stoltenow
Dornacker	Hentges	Meyer	Stone
Dotzenrod	Herman	Miedema	Strinden
Eagles	Hildebrand	Miller, B.	Thorsgard
Erickson, K.	Hilleboe	Miller, E.	Tweten
Erickson, W.	Hoffner	Murphy	Ulvedal
Fleming	Jacobson	Mushik	Wagner

Gackle	Jenkins	Olienyk	Walsh
Ganser	Johnson, H.	Opedahl	Weber
Gengler	Johnson, K.	Patrick	Welder
Gerl	Kieffer	Peterson, J.	White
Giffey	Kingsbury	Peterson, R.	Wilkie
Glaspey	Lang	Raile	Winge
Grant	Larson, G.	Raymond	Mr. Speaker

Absent and not voting:

Brekke	Hickle	Moore	Streibel
Bunker	Knudson		

So the bill passed and the title was agreed to.

Senate Bill No. 2033. A Bill for an Act making an appropriation for the expenses of the operation of the centralized data processing system.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 65; nays, 30; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rice
Atkinson	Halcrow	Linderman	Rocheleau
Austin	Haman	Livingston	Sandness
Backes	Hausauer, R.	Lundene	Shablow
Berg	Henning	McGeehan	Solberg
Boustead	Herman	Mertens	Stone
Bunker	Hildebrand	Miedema	Streibel
DeGroot	Hilleboe	Miller, B.	Strinden
Dotzenrod	Hoffner	Miller, E.	Thorsgard
Eagles	Jacobson	Mushik	Tweten
Erickson, K.	Jenkins	Olienyk	Ulvedal
Fleming	Johnson, H.	Opedahl	Wagner
Ganser	Kingsbury	Patrick	Weber
Gengler	Knudson	Peterson, J.	White
Giffey	Larson, G.	Raymond	Winge
Grant	Larson, L.	Reimers	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Boyum	Glaspey	Lang	Rivinius
Brekke	Haugland	Lee	Rolfsrud
DeKrey	Hausauer, A.	McGauvran	Rundle
Dick	Henry	Metzger	Stoltenow
Dornacker	Hensrud	Meyer	Walsh
Erickson, W.	Hentges	Murphy	Welder
Gackle	Johnson, K.	Raile	Wilkie
Gerl	Kieffer		

Absent and not voting:

Hickle	Moore	Peterson, R.
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So the bill passed and the title was agreed to.

RECOGNITION

Speaker Bier announced that former Representatives were in the chamber, and requested that the House recognize former Rep. Larry Erickson and former Rep. Cliff Lindberg, and Reps. Erickson and Lindberg were thereupon introduced to the House.

SECOND READING OF SENATE BILLS

Senate Bill No. 2217. A Bill for an Act to create and provide for the creation of a state land maintenance fund, and to amend and reenact sections 15-01-05, 15-03-02 and 15-03-03 of the North Dakota Century Code, relating to the payment of salaries and

expenses of the office of commissioner of university and school lands from such fund, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 65; nays, 27; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Rice
Atkinson	Halcrow	Lee	Rocheleau
Austin	Haman	Linderman	Shablow
Boustead	Haugland	Livingston	Solberg
Boyum	Hausauer, R.	Lundene	Stoltenow
Brekke	Henning	McGauvran	Stone
Bunker	Hensrud	Metzger	Streibel
DeGroot	Herman	Miedema	Thorsgard
DeKrey	Hilleboe	Miller, B.	Tweten
Dick	Hoffner	Miller, E.	Ulvedal
Dotzenrod	Jenkins	Olienyk	Wagner
Erickson, K.	Johnson, H.	Opedahl	Walsh
Fleming	Kingsbury	Peterson, J.	Welder
Gackle	Lang	Peterson, R.	White
Ganser	Larson, G.	Raymond	Winge
Gengler	Larson, L.	Reimers	Mr. Speaker
Grant			

Those voting in the negative were:

Berg	Henry	McGeehan	Raile
Eagles	Hentges	Mertens	Rivinius
Erickson, W.	Hildebrand	Meyer	Rolfsrud
Gerl	Jacobson	Moore	Rundle
Giffey	Johnson, K.	Murphy	Sandness
Gunderson	Kieffer	Mushik	Wilkie
Hausauer, A.	Knudson	Patrick	

Absent and not voting:

Backes	Glaspey	Strinden	Weber
Dornacker	Hickle		

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 2262. A Bill for an Act to provide for the issuing of revenue bonds for the construction of a rehabilitation hospital at the university of North Dakota, and appropriating the moneys for such construction.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 10; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Glaspey	Larson, G.	Riemers
Atkinson	Grant	Larson, L.	Rice
Austin	Gronneberg	Laughlin	Rocheleau
Berg	Gunderson	Lee	Rolfsrud
Boustead	Halcrow	Linderman	Sandness
Boyum	Haman	Livingston	Shablow
Brekke	Haugland	Lundene	Solberg
Bunker	Hausauer, R.	McGauvran	Stoltenow
DeGroot	Henning	McGeehan	Stone
DeKrey	Henry	Mertens	Streibel
Dick	Hensrud	Meyer	Strinden
Dornacker	Hentges	Miedema	Thorsgard
Dotzenrod	Herman	Miller, B.	Tweten
Eagles	Hildebrand	Miller, E.	Ulvedal

Erickson, K.	Hilleboe	Mushik	Walsh
Erickson, W.	Hoffner	Olienyk	Weber
Fleming	Jacobson	Opedahl	Welder
Gackle	Johnson, H.	Patrick	White
Ganser	Kieffer	Peterson, J.	Wilkie
Gengler	Kingsbury	Peterson, R.	Winge
Gerl	Knudson	Raymond	Mr. Speaker
Giffey	Lang		

Those voting in the negative were:

Hausauer, A.	Metzger	Raile	Rundle
Jenkins	Moore	Rivinius	Wagner
Johnson, K.	Murphy		

Absent and not voting:

Backes	Hickle
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So the bill passed and the title was agreed to.

Senate Bill No. 2264. A Bill for an Act to amend and reenact sections 2 and 4 of chapter 204 of the 1969 Session Laws of North Dakota, relating to buildings and facilities at the university of North Dakota, Grand Forks, North Dakota, and providing an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 52; nays, 44; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Hausauer, R.	Lundene	Rocheleau
Berg	Henry	McGeehan	Sandness
Boyum	Hensrud	Mertens	Stoltenow
Brekke	Hentges	Miedema	Stone
Bunker	Herman	Miller, B.	Streibel
Dick	Hildebrand	Mushik	Strinden
Dornacker	Hilleboe	Olienyk	Thorsgard
Dotzenrod	Jacobson	Opedahl	Twetten
Eagles	Kingsbury	Peterson, J.	Ulvedal
Erickson, K.	Larson, G.	Peterson, R.	Walsh
Ganser	Larson, L.	Raymond	White
Gunderson	Linderman	Reimers	Winge
Haugland	Livingston	Rivinius	Mr. Speaker

Those voting in the negative were:

Atkinson	Glaspey	Kieffer	Patrick
Austin	Grant	Knudson	Raile
Backes	Gronneberg	Lang	Rice
Boustead	Halcrow	Laughlin	Rolfstrud
DeGroot	Haman	Lee	Rundle
Erickson, W.	Hausauer, A.	McGauvran	Shablow
Fleming	Henning	Metzger	Solberg
Gackle	Hoffner	Meyer	Wagner
Gengler	Jenkins	Miller, E.	Weber
Gerl	Johnson, H.	Moore	Welder
Giffey	Johnson, K.	Murphy	Wilkie

Absent and not voting:

DeKrey	Hickle
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So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, March 12, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2324

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

SIGNING OF A BILL

The Chief Clerk announced that the Speaker was about to sign:
Senate Bill No. 2324

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 12, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2324

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2001 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 22, of the engrossed bill, delete the figure "189,886.00" and insert in lieu thereof the figure "195,386.00"

On page 2, line 23, delete the figure "24,600.00" and insert in lieu thereof the figure "28,000.00"

On page 2, after line 23, add the following new line: "Costs of carrying out provisions of S.B. 2067 2,100.00"

On page 2, line 26, delete the figure "228,486.00" and insert in lieu thereof the figure "239,486.00"

On page 3, line 7, delete the figure "147,327.00" and insert in lieu thereof the figure "150,427.00"

On page 3, line 12, delete the figure "178,307.00" and insert in lieu thereof the figure "181,407.00"

On page 3, line 15, delete the figure "563,881.00" and insert in lieu thereof the figure "561,881.00"

On page 3, line 19, delete the figure "668,021.00" and insert in lieu thereof the figure "666,021.00"

On page 3, line 22, delete the figure "892,778.00" and insert in lieu thereof the figure "904,498.00"

On page 3, line 23, delete the figure "426,830.00" and insert in lieu thereof the figure "459,080.00"

On page 3, line 29, delete the figure "1,848,608.00" and insert in lieu thereof the figure "1,892,578.00"

On page 4, line 4, delete the figure "4,712,468.00" and insert in lieu thereof the figure "4,768,538.00"

On page 4, after line 12, add the following section:

"SECTION 5. ATTORNEY GENERAL.) There is hereby appropriated in addition to such sums otherwise appropriated to the Attorney General office, \$25,000.00 or such lesser amount as may be necessary to match up to \$75,000.00 in federal funds which are hereby appropriated for the crime bureau division of the Attorney General's Office to engage in detection and apprehension of persons illegally possessing or disposing of drugs. The appropriations contained within this section are for the biennium beginning July 1, 1971, and ending June 30, 1973."

And renumber the pages and sections accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The Secretary of State budget was increased \$5,500 in salaries and wages to provide for a new attorney and for a superintendent of construction. \$3,100 was added to the State Treasurer budget in order to provide for additional help when needed. The Attorney General's budget was decreased \$2,000 in order to transfer the licensing of the employment

agency to the Labor Dept. budget. The Director of Institutions budget was increased \$11,720 in salaries and wages to provide for a night watchman in the capitol building. \$32,250 was added to fees and services in order to purchase two new roll call machines in the legislature.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2003 has had the same under consideration and recommends that the same be amended as follows:

On page 2 of the engrossed bill, delete lines 7 and 8

On page 2, line 9, delete the numerals "26,000.00" and insert in lieu thereof the numerals "28,000.00"

On page 2, line 12, delete the numerals "139,721.00" and insert in lieu thereof the numerals "141,721.00"

On page 2, line 16, delete the numerals "105,871.00" and insert in lieu thereof the numerals "112,871.00"

On page 2, line 18, delete the numerals "19,600.00" and insert in lieu thereof the numerals "24,600.00"

On page 2, line 21, delete the numerals "896,812.00" and insert in lieu thereof the numerals "908,812.00"

On page 2, line 28, delete the numerals "69,339.00" and insert in lieu thereof the numerals "85,419.00"

On page 2, delete line 32 and insert in lieu thereof the following words and numerals: "Land, contracts, structures, major improvements, and maintenance
300,000.00"

Total	\$426,889.00
Less estimated income and federal funds	316,080.00

Total general fund	\$110,809.00
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All income and revenue received by the North Dakota aeronautics commission in payment for state aircraft air transportation services, provided by the aeronautics commission for other state agencies, departments, boards, or commissions, shall be deposited in the state treasury in a special aircraft expense revolving fund. All expenditures from such revolving fund shall be within the limits of legislative appropriations and shall be made upon vouchers signed and approved by the aeronautics commission. Upon approval of such vouchers by the state auditing board, warrant-checks for such expenditures shall be prepared by the department of accounts and purchases.

There is hereby appropriated to the North Dakota aeronautics commission, from any monies deposited in the state treasury in the special aircraft expense revolving fund, the amount of \$5,500.00 to be expended for state aircraft operating expense and maintenance and for aircraft pilot expenses, provided that no expenditure shall be approved at any time for this purpose in excess of the amount deposited by the aeronautics commission in the special aircraft expense revolving fund in the state treasury."

On page 3, line 19, delete the numerals "490,634.00" and insert in lieu thereof the numerals "522,634.00"

On page 3, line 22, delete the numerals "92,000.00" and insert in lieu thereof the numerals "100,400.00"

On page 3, line 23, delete the numerals "24,462.00" and insert in lieu thereof the numerals "34,462.00"

On page 3, line 25, delete the numerals "622,096.00" and insert in lieu thereof the numerals "672,496.00"

On page 3, delete lines 26 through 34

On page 4, line 4, delete the numerals "10,000.00" and insert in lieu thereof the numerals "12,000.00"

On page 4, line 7, delete the numerals "339,458.00" and insert in lieu thereof the numerals "341,458.00"

On page 4, line 15 delete the numerals "2,828,802.00" and insert in lieu thereof the numerals "2,868,895.00"

On page 4, line 23, after the period insert the following new section:

"SECTION 5. STATE LABORATORIES DEPARTMENT.) Included in the appropriation for the activities of the state laboratories department is \$32,000.00 in salaries and wages and \$8,400.00 in fees and services to be used exclusively for an intensive part-time program during the proper season for the sampling, testing, and enforcement of the laws regulating the sale of fertilizer."

And renumber the lines, subdivisions, sections, and pages accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: \$2,000 was added to the Labor Dept. for licensing the employment agency which was transferred from the Attorney General's budget. \$7,000 was added to fees and services in the Public Service Commission to provide for a free-lance court reporter. \$5,000 was added to equipment to provide for a new truck. \$2,000 was added to supplies and materials in the Commissioner of Insurance budget to provide for additional printing.

REP. REIMERS, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2042 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 12, of the engrossed bill, delete the words "shall employ" and insert in lieu thereof the words "may designate", and after the word "processing" delete the word "manager" and insert in lieu thereof the word "coordinator"

On page 1, line 13, delete the word "appointed" and insert in lieu thereof the word "designated"

On page 1, line 17, delete the word "manager" and insert in lieu thereof the word "coordinator"

On page 1, line 18, delete the word "shall" and insert in lieu thereof the word "may"

On page 1, line 24, delete the word "shall" and insert in lieu thereof the word "may"

On page 2, line 2, delete all of the words after the period

On page 2, delete lines 3 and 4

On page 2, delete lines 16 through 21, inclusive, and insert in lieu thereof the following subsection:

"1. To arrange for computer services to all institutions under the control of the board, except those institutions with computer installations at the time of the passage of this Act which choose not to request such services. Computer services shall include access to electronic computers, terminals, communications equipment, systems design, programming, and other electronic data processing services."

On page 2, line 22, after the word "To" delete the words "design, plan, justify, and implement" and insert in lieu thereof the following words: "plan, justify,"

On page 2, line 26, after the word "and" where it first appears delete the word "develop" and insert in lieu thereof the words "supervise the development of"

On page 2, line 30, after the word "To" delete the word "establish" and insert in lieu thereof the words "supervise and require the establishment of"

On page 3, line 4, after the word "appropriation" insert the following words: "and available federal and private funds"

On page 3, line 16, delete the word "use" and insert in lieu thereof the word "user"

On page 3, line 17, after the word "services" where it last appears insert the following: ", except when the computer service is located at the college or university receiving the service"

On page 3, line 21, delete the word "shall" and insert in lieu thereof the following: "are hereby appropriated and may"

On page 3, line 22, delete all of the words before the period and insert in lieu thereof the following: "in accordance with this Act"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. REIMERS, Chairman

Rep. Solberg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2299 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Brekke moved that the report be adopted.

Rep. Bunker moved a substitute motion that Senate Bill No. 2299 be placed on the calendar, which motion prevailed. Senate Bill No. 2299 was placed on the calendar.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2334 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BUNKER, Chairman

Rep. Metzger moved that the report be adopted.

Rep. Bunker moved a substitute motion that Senate Bill No. 2334 be placed on the calendar, which motion prevailed. Senate Bill No. 2334 was placed on the calendar.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2348 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 11, delete the figure "320,204.00" and insert in lieu thereof the figure "371,930.00"

On page 1, line 15, delete the figure "275,247.00" and insert in lieu thereof the figure "298,747.00"

On page 1, line 18, delete the figure "37,257.00" and insert in lieu thereof the figure "63,983.00"

On page 1, line 20, delete the figure "1,000.00" and insert in lieu thereof the figure "2,500.00"

On page 1, line 21, delete the figure "320,204.00" and insert in lieu thereof the figure "371,930.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The purpose of the increase is to provide funds for the workload in farm loans. \$26,726 was added in order to pay rent and telephone which is necessary because of the change to special fund financing.

REP. REIMERS, Chairman

Rep. B. Johnson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2457 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 6, of the engrossed bill, following the word "for", insert the following: "a surtax and"

On page 4, line 7, following the period, insert the following new section:

"SECTION 7. SURTAX ON INCOME.) An additional tax, or surtax, is hereby imposed on the income of every individual, estate, trust, and corporation that is required to file an income tax return pursuant to the provisions of chapter 57-38. This surtax shall be paid annually by each such taxpayer and shall be computed as follows:

1. For an individual, estate, or trust the tax shall be computed at the rate of one percent of the taxable income of such individual, estate, or trust as determined pursuant to the provisions of chapter 57-38, but shall not be less than five dollars nor more than ten dollars; provided that this tax shall not apply to any individual who, at the end of the taxable year is:

a. Under twenty-one years of age, or

b. Is sixty-five years of age or over and whose adjusted gross income, as defined for federal income tax purposes, is less than three thousand dollars for the taxable year.

2. For a corporation the tax shall be computed at the rate of one per cent of the taxable income of the corporation as determined pursuant to the provisions of chapter 57-38, provided that the amount of tax shall not be less than ten dollars nor more than twenty-five dollars.

For purposes of administering the provisions of this section, the provisions of chapter 57-38, pertaining to the administration of income tax, including but not limited to the withholding of income taxes, the payment of income taxes and interest and penalties thereon, refunds, attachment of liens for failure to pay such taxes and interest and penalties thereon, and civil and criminal penalties for failure to comply with the provisions of chapter 57-38, shall govern the administration of the surtax levied in this section. All of the proceeds of this surtax, including penalties and interest thereon, collected and received by the tax commissioner shall be paid by him into the general fund of the state treasury. When the transfer of moneys from the general fund of the state treasury to the sinking fund is discontinued by the director of the department of accounts and purchases, as provided in this Act, the director of the department of accounts and purchases shall so certify the same to the tax commissioner, whereupon the imposition of the surtax imposed by this section shall terminate and the last taxable year of each taxpayer that ends before such certification shall be the last taxable year for which the tax shall be imposed on and collected from such taxpayer.

The provisions of this section shall be effective for all taxable years beginning on or after January 1, 1971."

In line 8 of page 5, following the word "Act", insert the following: "or of any tax levied under this Act"

In line 12 of page 5, following the word "All", insert the following: "taxes levied,"

Delete lines 16 through 23, inclusive, of page 5

In line 27 of page 5, delete the numerals "\$3,800,000.00" and insert in lieu thereof the numerals "\$3,000,000.00"

In line 31 of page 5, delete the numerals "1973" and insert in lieu thereof the numerals "1971", and delete the numerals "1975" and insert in lieu thereof the numerals "1973"

In line 34 of page 5, delete the numerals "1975" and insert in lieu thereof the numerals "1973"

In line 1 of page 6, following the period insert the following:

"Transfers shall be made so that, as nearly as practicable, the funds necessary for the payment of interest and principal on bonds shall be placed within the sinking fund one day prior to the time of such payment."

Delete lines 8 through 14, inclusive, of page 6

And renumber the lines, sections, and pages accordingly.

And when so amended recommends the same do pass.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2460 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Kingsbury moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2480 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. REIMERS, Chairman

Rep. Halcrow moved that the report be adopted.

Rep. Mertens moved a substitute motion to place Senate Bill No. 2480 on the calendar.

Rep. Hilleboe moved the previous question, which motion prevailed on a division vote.

Rep. K. Johnson requested a recorded roll call vote on the substitute motion of Rep. Mertens to place Senate Bill No. 2480 on the calendar.

ROLL CALL

The roll was called and there were ayes, 49; nays, 47; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Glaspay	Linderman	Patrick
Austin	Grant	Livingston	Rocheleau
Backes	Gronneberg	Lundene	Rolfsrud
Boustead	Gunderson	McGauvran	Shablow
DeGroot	Haman	McGeehan	Solberg
Dotzenrod	Henry	Mertens	Stone
Erickson, K.	Hoffner	Meyer	Streibel
Erickson, W.	Jacobson	Miller, B.	Strinden
Fleming	Johnson, H.	Miller, E.	Walsh
Gackle	Kieffer	Mushik	Weber
Gengler	Lang	Olienyk	Wilkie
Gerl	Laughlin	Opedahl	Winge
Giffey			

Those voting in the negative were:

Atkinson	Hausauer, A.	Larson, G.	Rivinius
Berg	Hausauer, R.	Larson, L.	Rundle
Boyum	Henning	Lee	Sandness
Brekke	Hensrud	Metzger	Stoltenow
Bunker	Hentges	Miedema	Thorsgard
DeKrey	Herman	Moore	Tweten
Dick	Hildebrand	Murphy	Ulvedal
Dornacker	Hilleboe	Peterson, J.	Wagner
Eagles	Jenkins	Peterson, R.	Welder
Ganser	Johnson, K.	Raile	White
Halcrow	Kingsbury	Reimers	Mr. Speaker
Haugland	Knudson	Rice	

Absent and not voting:

Hickle Raymond

The motion carried. Senate Bill No. 2480 is placed on the calendar.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: The Majority of your Committee on Political Subdivisions to whom was referred Senate Bill No. 2509 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following: "for an Act to provide for state legislative apportionment, and to repeal section 1 of chapter 338 of the North Dakota Session Laws of 1965, relating to state legislative apportionment.

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

SECTION 1. STATE LEGISLATIVE APPORTIONMENT.)

Counties	Senators	Population	Variance
1. Williston, Pt. Williams	1	12,570	-3
2. Divide, Pt. Williams, Pt. Burke	1	12,635	+2
3. Renville, Pt. Ward, Pt. Burke, Pt. Mountrail	1	12,675	+5
4. Minot, Pt. Ward	4	49,205	-2.4
5. Pt. Mountrail, Pt. Ward	1	12,344	-2.1
6. Bottineau, Pt. McHenry	1	12,569	-3
7. Pierce, Pt. McHenry	1	12,227	-3.0
8. Rolette, Pt. Towner	1	12,873	+2.1
9. Cavalier, Pt. Towner, Pt. Nelson	1	12,687	+6
10. Pembina, Pt. Walsh	1	12,723	+9.2
11. Benson, Eddy	1	12,348	-2.3
12. Ramsey	1	12,915	+2.4
13. Pt. Walsh	1	13,100	+3.9
14. Nelson, Pt. Walsh, Pt. Grand Forks	1	12,549	-5
15. Grand Forks City, Pt. Grand Forks	4	51,030	+1.2
16. McLean	1	12,785	+1.4
17. Sheridan, Wells Pt. Burleigh, Pt. Kidder	1	13,414	+6.4
18. Foster, Griggs, Steele	1	12,765	+1.3
19. Traill, Pt. Grand Forks	1	12,873	+2.1
20. Stutsman, Pt. Barnes	2	25,569	+1.4
21. Barnes	1	12,650	+3
22. Pt. Cass, Pt. Ransom	1	12,600	-.05
23. Fargo, Pt. Cass	5	61,053	-3.1
24. Wahpeton, Pt. Richland	1	12,389	-1.7
25. Sargent, Pt. Ransom, Pt. Richland	1	12,737	+1.0
26. Pt. Dickey, LaMoure, Pt. Ransom	1	12,967	+2.9
27. McIntosh, Pt. Logan, Pt. LaMoure, Pt. Dickey	1	12,673	+5
28. Emmons, Pt. Logan, Pt. Kidder	1	13,472	+6.9
29. Bismarck, Pt. Burleigh	3	-----	-----
30. Grant, Sioux, Pt. Morton	1	-----	-----
31. Pt. Morton	1	-----	-----
32. Mercer, Oliver, Pt. Morton	1	-----	-----
33. Hettinger, Pt. Stark, Pt. Adams	1	-----	-----
34. Pt. Stark	1	-----	-----
35. McKenzie, Dunn	1	-----	-----
36. Golden Valley, Billings, Slope, Bowman, Pt. Adams	1	-----	-----
Total		617,761	-----

Each district shall be represented in the house by two members per senator.

Ideal population per district (617,761 divided by 49). 12,607
 Largest district per senator. 13,472

Smallest district per senator.	12,022
Deviation in percent, largest district.	+6.9
Deviation in percent, smallest district.	-4.6

SECTION 2. LEGISLATIVE FINDING.) The legislature was cognizant and has taken into consideration the methods and procedures employed by the census bureau in taking the census and the creation of enumeration districts, which do not necessarily coincide with the geographic boundaries of political subdivisions such as townships and smaller cities. The legislature in numerous instances was required to interpolate and intercalate the population in rural areas, including townships and small cities, on information available. It is also known that many persons maintained a dual residence, one for voting purposes and one where they physically resided. It has been common practice for many persons (farmers) upon reaching semiretirement age or upon retiring, to locate in a city, but retain their residence on the farm. However, for census purposes, they were listed in the city's population. Because of these items, mathematical exactness or precision in population is impossible, and because of the cost and effort to produce the necessary information to accomplish this, it is impractical.

SECTION 3. NUMBERING LEGISLATIVE DISTRICTS — CLASSES OF SENATORS TO PROVIDE STAGGERED TERMS.) Senators shall be divided into two classes; those elected in legislative districts designated by even numbers shall constitute one class, and those elected in legislative districts designated by odd numbers shall constitute the other class. The senators of one class elected in the year 1972 shall hold their office for two years, those of the other class shall hold their office four years, and the determination of which class shall be elected for four years and which class shall be elected for two years shall be by lot. The president of the senate shall perform the lot in the presence of the majority and minority floor leaders of the senate and shall certify in writing the results of such lot to the secretary of state within thirty days after the effective date of this Act.

SECTION 4. LEGISLATIVE SUBDISTRICTING — METHODS.) Upon a petition accompanied by a map showing the boundaries of the proposed subdistricts and accompanied by a written description thereof filed with the secretary of state containing the signatures of at least that number of qualified electors of the legislative district equal to ten percent of the electors of the legislative district that voted for the office of governor at the most recent general election at which such office was voted upon, asking that such legislative district be subdistricted into single-member representative districts or, in legislative districts with more than one senator, to be subdistricted into single-member senatorial districts, or both, the secretary of state shall determine and count the number of signatures and if such petitions contain the required number of signatures, such petition shall be submitted to the qualified electors of the district for their approval or rejection at the next special, primary, or general election held in such district.

SECTION 5. ELECTION ON PETITION — BALLOT FORM — VOTE REQUIRED.) The ballots used for submitting the question of subdistricting legislative districts in all cases wherein an election is required shall be in substantially the following form:

“Shall the (number of legislative district) legislative district be subdivided into (senatorial or representative districts or both) described as follows:
(here insert description of subdistrict as described in the petition)

YES
NO

If there shall be more than one petition for subdistricting of the same legislative district, each different description of the subdistricts shall be placed upon such ballot and the ballot shall be marked "VOTE FOR ONE ONLY".

If one of the subdistricting descriptions as presented on the ballot shall receive a majority of the legal votes cast at such election, the secretary of state shall issue a proclamation stating such legislative district to be subdistricted pursuant to such description. Thereafter, senators or representatives shall reside in and be elected from such subdistricts as set forth in the approved petition for subdistricting. The question of subdistricting a legislative district shall not be voted upon more than once every two years.

SECTION 6. REPEAL.) Section 1 of Chapter 338 of the North Dakota Session Laws of 1965 is hereby repealed."

And renumber the lines and pages accordingly.

Rep. Brekke
Rep. Hildebrand
Rep. Stone
Rep. Strinden
Rep. Bunker
Rep. White
Rep. Lang
Rep. Austin

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Strinden moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Political Subdivisions to whom was referred Senate Bill No. 2509 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following: "for an Act to provide for state legislative apportionment, and to repeal sections 54-03-01, 54-03-01.1, 54-03-01.2, 54-03-01.3, and 54-03-01.4 of the North Dakota Century Code, and chapter 338 of the North Dakota Session Laws of 1965, relating to state legislative apportionment.

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

SECTION 1. STATE LEGISLATIVE APPORTIONMENT.) Except where provided otherwise in this section, each legislative district shall be entitled to one senator and two representatives. The legislative districts of the state shall be formed as follows:

1. The first district shall consist of the city of Williston, and Stony Creek and Williston Townships in Williams County.
2. The second district shall consist of Divide County and all of Williams County, except that portion contained in the first district.
3. The third district shall consist of Burke and Mountrail Counties.
4. The fourth district shall consist of Renville County and all of Ward County, except that portion contained in the fifth district.
5. The fifth district shall consist of the city of Minot, and Burlington, Harrison, Nedrose, and Surrey townships, including the cities of Burlington and Surrey, in Ward County, and shall be entitled to three senators and six representatives.
6. The sixth district shall consist of Bottineau County and Willow Creek, Mouse River, Meadow, Deep River, Pratt, Normal, Bantry, Layton, Little Deep, Grilley, Wager, Gilmore, Saline,

- Deering, Riga, Egg Creek, Kottke Valley, Granville, and Norwich townships, including the cities of Upham, Bantry, Deering, and Granville, and the unorganized territory designated as townships 157-75, 157-76, and 158-76 in McHenry County.
7. The seventh district shall consist of Pierce County and all of McHenry County, except that portion contained in the sixth district.
 8. The eighth district shall consist of McLean County.
 9. The ninth district shall consist of Rolette County.
 10. The tenth district shall consist of Cavalier and Towner Counties.
 11. The eleventh district shall consist of Pembina County.
 12. The twelfth district shall consist of Benson and Eddy Counties.
 13. The thirteenth district shall consist of the tenth, eleventh, twelfth, fourteenth, and fifteenth precincts in the city of Fargo, and Barnes and Reed townships, including the cities of West Fargo and West Fargo Industrial Park, in Cass County.
 14. The fourteenth district shall consist of Wells and Foster Counties.
 15. The fifteenth district shall consist of Ramsey County.
 16. The sixteenth district shall consist of St. Andrews, Martin, Farmington, Glenwood, Acton, Oakwood, Grafton, Fertile, Kensington, Pulaski, Harriston, Walshville, and Ardoch townships, including the cities of Hoople, Grafton, Park River, Minto, and Ardoch, in Walsh County.
 17. The seventeenth district shall consist of Nelson County and all of Walsh County, except that portion contained in the sixteenth district.
 18. The eighteenth district shall consist of the city of Grand Forks and Grand Forks township in Grand Forks County, and shall be entitled to three senators and six representatives.
 19. The nineteenth district shall consist of all of Grand Forks County, except that portion contained in the eighteenth district.
 20. The twentieth district shall consist of Traill County and Noble, Kinyon, Bell, Hunter, Wisner, Gardner, Gunkel, and Arthur townships, including the cities of Grandin, Hunter, Gardner, and Arthur, in Cass County.
 21. The twenty-first district shall consist of all of the city of Fargo, except that portion contained in the thirteenth district, and Fargo Township in Cass County, and shall be entitled to four senators and eight representatives.
 22. The twenty-second district shall consist of all of Cass County, except those portions contained in the thirteenth, twentieth, and twenty-first districts.
 23. The twenty-third district shall consist of Griggs and Steele Counties and all of Barnes County, except that portion contained in the twenty-fourth district.
 24. The twenty-fourth district shall consist of Oriska, Alta, Hobart, Springvale, Cuba, Marsh, Green, Hemen, Mansfield, Binghampton, Norma, Nelson, Skandia, Svea, Meadow Lake, Raritan, Thordenskjold, Oakhill, Spring Creek, Rosebud, and Greenland townships and the unorganized territory designated as townships 150-58, including the cities of Oriska, Valley City, Fingal, Nome, Kathryn, and Litchville, in Barnes County.
 25. The twenty-fifth district shall consist of Eagle, Walcott, Colfax, Abercrombie, Nansen, Dwight, Ibsen, Antelope, Center, Mooreton, Barney, Summit, Brandenburg, Belford, Fairmount,

- DeVillo, Waldo, LaMars, and Greendale townships, including the cities of Colfax, Abercrombie, Dwight, Wahpeton, Mooreton, Barney, Great Bend, Mantador, and Fairmount, in Richland County.
26. The twenty-sixth district shall consist of Dickey and Sargent Counties.
 27. The twenty-seventh district shall consist of Ransom County and all of Richland County, except that portion contained in the twenty-fifth district.
 28. The twenty-eighth district shall consist of LaMoure and Logan Counties.
 29. The twenty-ninth district shall consist of Stutsman County, and shall be entitled to two senators and four representatives.
 30. The thirtieth district shall consist of Emmons and McIntosh Counties.
 31. The thirty-first district shall consist of Sheridan and Kidder Counties and all of Burleigh County, except that portion contained in the thirty-second district.
 32. The thirty-second district shall consist of the city of Bismarck and Hay Creek township and the unorganized territory designated as Lincoln and Fort Rice precincts in Burleigh County, and shall be entitled to three senators and six representatives.
 33. The thirty-third district shall consist of Mercer and Oliver Counties and all of Morton County, except those portions contained in the thirty-fourth and thirty-fifth districts.
 34. The thirty-fourth district shall consist of the city of Mandan and the unorganized territory designated as Crown Butte, Bindewald, Sweetbriar, Custer, and Highland precincts in Morton County.
 35. The thirty-fifth district shall consist of Grant and Sioux Counties and the unorganized territory designated as Wenger, Rural, Albrecht, Columbia, Sims, Doll, Olin, Faust, Hermes, Buchli, Huff, Little Heart, Fallon, Stone, Fort Rice, Odense, and New Hope precincts, and Harmon township, including the cities of Almont and Flasher, in Morton County.
 36. The thirty-sixth district shall consist of Dunn and McKenzie Counties.
 37. The thirty-seventh district shall consist of the city of Dickinson and the unorganized territory designated as Pleasant Valley precinct in Stark County.
 38. The thirty-eighth district shall consist of Adams and Hettinger Counties and all of Stark County, except those portions contained in the thirty-seventh and thirty-ninth districts.
 39. The thirty-ninth district shall consist of Billings, Golden Valley, Slope, and Bowman Counties and the unorganized territory designated as Interstate, Fertile Valley, Gaylord, Little Badlands, Grand Meadow, Wild Rose, and Simpson precincts, and Slope, Ash Coulee, and South Heart townships, including the city of Belfield, in Stark County.

SECTION 2. LEGISLATIVE FINDING.) The legislature was cognizant and has taken into consideration the methods and procedures employed by the census bureau in taking the census and the creation of enumeration districts, which do not necessarily coincide with the geographic boundaries of political subdivisions such as townships and smaller cities. The legislature in numerous instances was required to interpolate and calculate the population in rural areas, including townships and small cities, on information available. It is also known that many persons maintained a dual residence, one for voting purposes and one where they physically resided. It has been common practice for many persons upon reaching semiretirement

age or upon retiring, to locate in a city, but retain their residence on a farm. However, for census purposes, they were listed in the city's population. Because of these items, mathematical exactness or precision in population is impossible, and because of the cost and effort to produce the necessary information to accomplish this, it is impractical.

SECTION 3. NUMBERING LEGISLATIVE DISTRICTS — CLASSES OF SENATORS TO PROVIDE STAGGERED TERMS.) Senators shall be divided into two classes; those elected in legislative districts designated by even numbers shall constitute one class, and those elected in legislative districts designated by odd numbers shall constitute the other class. The senators of one class elected in the year 1972 shall hold their office for two years, those of the other class shall hold their office for four years, and the determination of which class shall be elected for four years and which class shall be elected for two years shall be by lot. The president of the senate shall perform the lot in the presence of the majority and minority floor leaders of the senate and shall certify in writing the results of such lot to the secretary of state within thirty days after the effective date of this Act.

SECTION 4. LEGISLATIVE SUBDISTRICTING — METHODS.) Any legislative district which is represented by more than one senator may be subdistricted as provided in this Act to provide for all or portions of such district to be divided into single senatorial districts. Such legislative districts shall be subdistricted on the basis of voting precincts. Upon the filing of a petition with the secretary of state for such subdistricting, together with a map showing the voting precincts to be included within the boundary of the proposed subdistrict or subdistricts and accompanied by a written description thereof, containing the signatures of at least ten percent of the number of qualified electors of each voting precinct included within the subdistrict or subdistricts that voted for the office of governor at the most recent general election at which such office was voted upon, the secretary of state shall determine and count the number of signatures on the petition. If the petition contains the required number of signatures, it shall be submitted to the qualified electors of the proposed subdistrict or subdistricts for their approval or rejection at the next special, primary, or general election held in such subdistrict or subdistricts. Each proposed subdistricting plan prepared and submitted in accordance with this section must provide that each proposed subdistrict or subdistricts shall be compact and contiguous and all voting precincts contained within the plan shall be adjacent to at least one other precinct in the subdistrict. No proposed subdivision or subdivisions shall contain a population which is either greater or lesser than the population of any single senatorial legislative district contained in section 1 of this Act, as calculated by reference to the 1970 federal decennial census.

SECTION 5. ELECTION ON PETITION — BALLOT FORM — VOTE REQUIRED.) The ballots used for submitting the question of subdistricting legislative districts in all cases wherein an election is required shall be in substantially the following form:

“Shall the (number of legislative district) legislative district be subdivided into (senatorial or representative districts or both) described as follows:
(here insert description of subdistrict as described in the petition)

YES
NO

If there shall be more than one petition for subdistricting of the same legislative district, each different description of the subdistricts shall be placed upon such ballot and the ballot shall be marked “VOTE FOR ONE ONLY”.

If one of the subdistricting descriptions as presented on the ballot shall receive a majority of the legal votes cast at such election, the secretary of state shall issue a proclamation stating such legislative district to be subdistricted pursuant to such description. Thereafter, senators or representatives shall reside in and be elected from such subdistricts as set forth in the approved petition for subdistricting. The question of subdistricting a legislative district shall not be voted upon more than once every two years.

SECTION 6. REPEAL.) Sections 54-03-01, 54-03-01.1, 54-03-01.2, 54-03-01.3, and 54-03-01.4 of the 1965 Supplement to the North Dakota Century Code, and chapter 338 of the 1965 North Dakota Session Laws are hereby repealed."

And renumber the lines and pages accordingly.

Rep. Rundle
Rep. McGeehan
Rep. Jacobson
Rep. Backes
Rep. Fleming
Rep. E. Miller
Rep. Gerl

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Backes moved that the report of the Minority be substituted for that of the Majority, which motion prevailed on a division vote, and the Minority Report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Concurrent Resolution No. 4002 has had the same under consideration and recommends that the same be amended as follows:

On page 3, line 2, of the engrossed resolution, delete all of the words after the word "In" and insert in lieu thereof the following: "regard to nursing home reimbursement, the board is directed to call for improved reporting from nursing homes on nursing home costs and to develop an improved formula for the payments to nursing homes for the care and treatment of welfare recipients;"

On page 3, delete lines 3, 4, 5, and 6, inclusive

On page 5, line 7, remove the period and insert the following: "; and

BE IT FURTHER RESOLVED, that the Public Welfare Board implement the recommendations and directives contained within this resolution to the extent that funds are available from moneys appropriated to the Public Welfare Board for the biennium beginning July 1, 1971, and ending June 30, 1973."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. REIMERS, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed and the report was adopted.

MOTIONS

Rep. Atkinson moved that the House reconsider the action by which Senate Bill No. 2160 was lost, which motion prevailed on a division vote.

Rep. Knudson moved that Senate Bill No. 2160 be laid over one legislative day, which motion prevailed.

Speaker Bier reversed his decision and declared the motion to reconsider the action by which Senate Bill No. 2160 was lost failed for want of a majority of the members elect, and he declared Rep. Knudson's motion out of order.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, March 12, 1971

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 2013

Senate Bill No. 2354

Senate Bill No. 2481

Senate Concurrent Resolution No. 4055

Refused to concur in the House amendment to:

Senate Bill No. 2022

Senate Bill No. 2024

Senate Bill No. 2489

And the President has appointed as a conference committee to act with a like committee from the House,

Senators:

Strinden

Coughlin

Swedlund — to serve on Senate Bill No. 2022

Senators:

Schultz

Jones

L. Larson — to serve on Senate Bill No. 2024

Senators:

G. Larson

Jacobson

Christensen — to serve on Senate Bill No. 2489

Very respectfully,

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 12, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2002

Senate Bill No. 2063

On which the Senate has adopted the conference committee report.

LEO LEIDHALM, Secretary

Senate Chamber

Bismarck, March 12, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1023

House Bill No. 1053

House Bill No. 1057

House Bill No. 1102

House Bill No. 1246

House Bill No. 1271

House Bill No. 1324

House Bill No. 1446

Which the Senate has amended.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1023

On page 1, line 15 delete the figure "1,375,346.00" and insert in lieu thereof the figure "1,335,346.00"

On page 1, line 16 delete the figure "1,286,796.00" and insert in lieu thereof the figure "1,246,796.00"

On page 2, delete all of line 8

On page 2, line 9 delete the figure "1,375,346.00" and insert in lieu thereof the figure "1,335,346.00"

On page 2, line 11 delete the figure "1,286,796.00" and insert in lieu thereof the figure "1,246,796.00"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The intent of the amendments is to remove \$40,000.00 for funding the Missouri Basins Commission because it appears it will not be necessary in the coming biennium.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1053

"Strike everything after the words "A BILL" and insert the following language:

"For an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to the exemption of food purchased by a student from a college, university, fraternity or sorority.

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

SECTION 1.) A new subsection to section 57-39.2-04 of the 1969 Supplement to the North Dakota Century Code is hereby created and enacted to read as follows:

Food purchased by a student under a boarding contract with a college, university, fraternity or sorority."

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1057

On page 1, line 2, of the engrossed bill, after the numerals "57-02-01", insert the following: " and subsection 15 of section 57-02-08"

On page 1, line 3, after the word "farm" and before the period, insert the following: ", and to exceptions to the property tax exemption for farm structures and improvements on agricultural lands"

On page 1, line 13, insert triple parentheses before the word "which"

On page 1, line 16 delete the triple parentheses before and after the word "his", and in the same line, delete the words "**the total**", and the word "**gross**", and the words "**from all**", and insert triple parentheses after the word "income"

On page 1, delete lines 17 through 23

On page 1, line 24 delete the words "**months of each year**", and in the same line before the period insert the following: "**and the taxing authority, in determining whether such presumption shall apply, shall consider such things as the present use, the adaptability to use, and how similar type properties in the immediate area are classified for tax purposes**"

On page 1, after line 24, insert the following new section:

"SECTION 2. AMENDMENT.) Subsection 15 of section 57-02-08 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

15. All farm structures, and improvements located on agricultural lands. This subsection shall be construed to exempt farm buildings and improvements only, and shall not be construed to exempt from taxation industrial plants, or structures of any kind not used or intended for use as a part of a farm plant, or as a farm residence. **Any structure or structures used in connection with a retail or wholesale business other than farming, even though situated on agricultural land, shall not be exempt under this subsection;**"

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1102

Page 2 line 4 of the engrossed bill after "1971" insert " , provided, however, that the provisions of this Act as they relate to subsection

3 of section 57-37-11 shall apply to the estate of any decedent who died on or after January 1, 1966"

Renumber the pages and lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1246

On page 1, line 1, of the engrossed bill, following the word "Act" delete the remainder of the bill and insert in lieu thereof the following: "to amend and reenact section 15-29-13 and subsection 4 of section 57-39.2-04 of the North Dakota Century Code relating to the expenditure of school district funds and sales tax exemptions for such funds.

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

SECTION 1. AMENDMENT.) Section 15-29-13 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-29-13. FORM OF WARRANTS — HOW WARRANTS PAID BY TREASURER — INCIDENTAL REVOLVING FUND.) The treasurer shall pay out moneys only upon the presentation of a warrant signed by the president of the board and countersigned by the clerk, and only if there is money in his hands or subject to his order sufficient for the payment thereof. The form of warrant to be used by a school district shall be prescribed by the superintendent of public instruction. When making payment of a warrant on school district funds, the school district treasurer shall countersign the warrant and insert the name of the depository bank thereon, and the warrant, when so countersigned, shall become a check on the school district depository. Immediately upon countersigning any warrant and inserting the name of the depository bank thereon, he shall enter the payment in his treasurer's record. The treasurer shall not issue a check on the depository bank except as provided in this section.

The school board may, by resolution, establish an incidental revolving fund in the depository bank and designate the superintendent of schools or such other school administrator as the board may select to draw checks directly on such fund for such incidental expenses as the school board may direct in the resolution. The amount in such fund shall be drawn from the general fund as provided in the first paragraph of this section and shall never exceed five thousand dollars at any one time. The superintendent or other school administrator designated to draw checks on such fund shall submit a monthly report to the school board listing the checks drawn, the payee and the purpose for which the check was drawn.

SECTION 2. AMENDMENT.) Subsection 4 of section 57-39.2-04 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

4. Gross receipts from sales of tickets, or admissions to state, county, district, and local fairs, and the gross receipts from educational, religious, or charitable activities, where the entire amount of such receipts is expended for educational, religious, or charitable purposes and the gross receipts derived by any public school district if such receipts are expended in accordance with section 15-29-13."

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1271

Page 10 line 30 of the engrossed bill after "exceed" insert triple parentheses "before" and after "seven" and insert in lieu thereof "eight"

Renumber lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1324

Page 1 line 22 of the engrossed bill delete "less" and insert in lieu thereof "more"

Page 1 line 23 delete "sixty" and insert in lieu thereof "fifty"

Page 1 at the end of line 23 insert:

"3. To support local research efforts toward solving problems, primarily health, involved in the production of beef cattle with no less than twenty-five percent of assessments collected."

Page 1 line 24 delete the numeral "3" and insert in lieu thereof "4"

Page 1 line 24, delete "feeder"

Page 7, line 21, delete the word "market" and insert in lieu thereof the word "markets" and delete the word "operator"

Page 7 line 23 after "within" insert "sixty days after"

Page 8 line 3 after the word "assessments" insert "within sixty days"

Renumber the pages, lines, sections and subsections accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1446

On page 2, delete lines 29 and 30

On page 3, delete line 1

On page 3, line 2, delete the numeral "43-18.1-05" and insert in lieu thereof the numeral "43-18.1-04"

On page 3, line 26, delete the words "twenty-five" and insert in lieu thereof the word "forty"

On page 3, line 26, delete the word "ten" and insert in lieu thereof the word "twenty"

On page 4, line 1, delete the words "twenty-five" and insert in lieu thereof the word "forty"

On page 4, line 20, delete the numeral "43-18.1-06" and insert in lieu thereof the numeral "43-18.1-05"

On page 4, line 28, delete the numeral "43-18.1-05" and insert in lieu thereof the numeral "43-18.1-04"

On page 5, line 2, delete the numeral "43-18.1-07" and insert in lieu thereof the numeral "43-18.1-06"

On page 5, line 9, delete the numeral "43-18.1-05" and insert in lieu thereof the numeral "43-18.1-04"

On page 5, line 10, delete the numeral "43-18.1-08" and insert in lieu thereof the numeral "43-18.1-07"

On page 5, line 19, delete the numeral "43-18.1-09" and insert in lieu thereof the numeral "43-18.1-08"

On page 5, line 26, delete the numeral "43-18.1-10" and insert in lieu thereof the numeral "43-18.1-09"

On page 5, line 27, delete the word "or"

On page 5, line 28, delete the words "of any applicable code of any applicable city code"

And renumber the lines accordingly.

LEO LEIDHOLM, Secretary

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 12, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1176

House Bill No. 1286

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 12, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1025

House Bill No. 1036
 House Bill No. 1043
 House Bill No. 1186
 House Bill No. 1326
 House Bill No. 1539

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1061
 House Bill No. 1066
 House Bill No. 1115
 House Bill No. 1131
 House Bill No. 1156
 House Bill No. 1189
 House Bill No. 1207
 House Bill No. 1209
 House Bill No. 1250
 House Bill No. 1258
 House Bill No. 1280
 House Bill No. 1305
 House Bill No. 1358
 House Bill No. 1461
 House Bill No. 1462
 House Bill No. 1463
 House Bill No. 1465
 House Bill No. 1468
 House Bill No. 1482
 House Bill No. 1491
 House Bill No. 1496
 House Bill No. 1509
 House Bill No. 1510
 House Bill No. 1515
 House Bill No. 1527
 House Bill No. 1528

Were delivered to the Governor for his approval at the hour of 11:28 o'clock A.M., March 12, 1971.

REP. MIEDEMA, Chairman

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-EIGHTH DAY

Bismarck, March 12, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding. Prayer was offered by Rev. Alvin Auch, Bethel Baptist Church, Martin, North Dakota.

Roll was called, and all members were present except Reps. Glaspey and Hickle.

A quorum was declared by the Speaker.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-sixth day after recess and Fifty-seventh day and finds the same to be correct.

REP. STONE, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2180. A Bill for an Act to create and enact chapter 63-01.1 of the North Dakota Century Code, relating to the control and eradication of noxious weeds, the authority and duties of the commissioner of agriculture and the governing bodies of the political subdivisions in regard to noxious weed control, and creating the office of county weed control officer; to repeal subsection 71 of section 40-05-01 and chapters 63-01, 63-02, 63-03, and 63-04 of the North Dakota Century Code, relating to weed eradication and control; and providing penalties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 51; nays, 42; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Giffey	Larson, G.	Patrick
Austin	Glaspey	Laughlin	Rocheleau
Backes	Grant	Linderman	Sandness
Brekke	Gronneberg	Livingston	Solberg
DeGroot	Haman	Lundene	Stone
Dick	Haugland	McGeehan	Strinden
Dotzenrod	Hausauer, R.	Mertens	Walsh
Eagles	Henning	Meyer	Weber
Erickson, K.	Henry	Miller, B.	White
Erickson, W.	Hildebrand	Miller, E.	Wilkie
Fleming	Hoffner	Moore	Winge
Gackle	Jacobson	Mushik	Mr. Speaker
Gengler	Knudson	Opedahl	

Those voting in the negative were:

Atkinson	Hentges	Metzger	Rivinius
Berg	Herman	Miedema	Rolfsrud
Boustead	Hilleboe	Murphy	Rundle
Boyum	Jenkins	Olienyk	Shablow
DeKrey	Johnson, H.	Peterson, J.	Stoltenow
Dornacker	Johnson, K.	Peterson, R.	Streibel
Ganser	Kieffer	Raile	Thorsgard
Gunderson	Kingsbury	Raymond	Tweten
Halcrow	Lang	Reimers	Wagner
Hausauer, A.	Larson, L.	Rice	Welder
Hensrud	McGauvran		

Absent and not voting:

Bunker	Hickle	Lee	Ulvedal
Gerl			

So the bill passed and the title was agreed to.

Rep. Dotzenrod moved that the vote by which Senate Bill No. 2180 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion failed.

MOTION

Rep. Wagner moved that Senate Bill No. 2367 be laid over one legislative day, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2045. A Bill for an Act to create and enact section 57-02-05.1 of the North Dakota Century Code, relating to the definition of personal property; to amend and reenact section 57-02-04 of the North Dakota Century Code, relating to the definition of real property; to amend and reenact subsection 25 of section 57-02-03 of the North Dakota Century Code, relating to the exemption of personal property from taxation; and to repeal section 57-02-05 of the North Dakota

Century Code, relating to the definition of personal property, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 85; nays, 8; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Grant	Lang	Peterson, J.
Atkinson	Gronneberg	Larson, L.	Peterson, R.
Austin	Gunderson	Laughlin	Raile
Backes	Halcrow	Lee	Raymond
Berg	Haman	Linderman	Reimers
Boustead	Haugland	Livingston	Rice
Boyum	Hausauer, R.	Lundene	Rivinius
Brekke	Henning	McGauvran	Rocheleau
Bunker	Henry	McGeehan	Rolfsrud
DeGroot	Hensrud	Mertens	Rundle
DeKrey	Hentges	Metzger	Shablow
Dornacker	Herman	Meyer	Solberg
Dotzenrod	Hildebrand	Miedema	Stone
Eagles	Hilleboe	Miller, B.	Thorsgard
Erickson, K.	Hoffner	Miller, E.	Tweten
Erickson, W.	Jacobson	Moore	Walsh
Fleming	Jenkins	Murphy	Weber
Gackle	Johnson, H.	Mushik	White
Ganser	Johnson, K.	Olienyk	Wilkie
Gerl	Kieffer	Opedahl	Winge
Giffey	Knudson	Patrick	Mr. Speaker
Glaspey			

Those voting in the negative were:

Gengler	Kingsbury	Streibel	Wagner
Hausauer, A.	Stoltenow	Strinden	Welder

Absent and not voting:

Dick	Larson, G.	Sandness	Ulvedal
Hickle			

So the bill passed and the title was agreed to and the emergency clause was declared carried.

FIRST READING OF A HOUSE RESOLUTION

Delayed Bills Committee by Reps. Atkinson, Backes, Haugland and Raymond introduced:

House Resolution No. 10. A Resolution recognizing the value of the Legislative Internship Program and commending its participants.

Was read the first time.

Rep. Streibel moved that the rules be suspended, that House Resolution No. 10 be not referred to committee, not printed as a bill but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

PAGE 1

HOUSE RESOLUTION No. 10

Introduced through Delayed Bills Committee by
Reps. Atkinson, Backes, Haugland and Raymond

- 1 A resolution recognizing the value of the Legislative Internship
- 2 Program and commending its participants.

3

4

- 5 WHEREAS, the Forty-second Legislative Assembly currently
- 6 participates in an academic program whereby eight outstanding
- 7 young undergraduate, graduate, and law students enrolled at
- the University of North Dakota and North Dakota State Uni-

7a versity

8 are selected by their parent institution to serve the majority
9 and minority caucuses, several of the standing committees of the
10 House and Senate, and the Legislative Assembly in the capacity
11 of Legislative Interns; and

12 WHEREAS, during the course of the session, the House of
13 Representatives of the Forty-second Legislative Assembly has
14 recognized the academic value of the Legislative Internship
15 Program and the opportunity it affords to these young under-
16 graduate, graduate, and law students to observe the legislative
17 process, as well as the opportunity for the majority and
18 minority caucuses, several of the standing committees of the
19 House and Senate, and the Legislative Assembly to avail them-
19a selves

20 of the energy, talents, enthusiasm, and ability of the Interns;
21 and

22 WHEREAS, the House of Representatives of the Forty-second
23 Legislative Assembly is cognizant of the meritorious contribution
24 and abilities of the Legislative Interns and the way in which

PAGE 2

1 they have conducted themselves, especially their courteous and
2 respectful manner and ability to refrain from entering into the
3 policymaking role in their association with the majority and
4 minority caucuses and the several standing committees of the
5 Legislative Assembly;

6 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
7 REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

8 That the service performed by the eight Legislative Interns
9 for the House of Representatives of the Forty-second Legislative
10 Assembly is hereby recognized, and that they be commended for
11 the outstanding diligence, ability, talent, enthusiasm, and
12 courteousness they have exhibited throughout all their associa-
12a tions

13 with the House; and

14 BE IT FURTHER RESOLVED, that the Chief Clerk of the
14a House

15 of Representatives of the Forty-second Legislative Assembly
16 forward a copy of this resolution to each of the eight Legislative
17 Interns.

SECOND READING OF A HOUSE RESOLUTION

House Resolution No. 10. A Resolution recognizing the value of
the Legislative Internship Program and commending its participants.

Which has been read.

Rep. Streibel moved the adoption of House Resolution No. 10.

House Resolution No. 10 was declared adopted on a voice vote.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

The Committee on Delayed Bills introduced:

House Concurrent Resolution No. 3093. A Concurrent Resolution
providing for the completion of the legislative journals of the house
and senate.

Was read the first time.

Rep. Streibel moved that the rules be suspended, that House Con-
current Resolution No. 3093 be not referred to committee, not printed
as a bill but printed in the Journal, and placed on second reading
and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3093

Introduced by Committee on Delayed Bills

1 A concurrent resolution providing for the completion of the
2 legislative journals of the house and senate.

3
4 WHEREAS, after termination of the Forty-second Legis-
5 lative Assembly a complete record with index of the senate
6 and house journals must be prepared;
7 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
8 REPRESENTATIVES OF THE STATE OF NORTH DAKOTA,
8a THE
9 SENATE CONCURRING THEREIN:
10 That Roy Gilbreath, Chief Clerk of the House, and Leo
11 Leidholm, Secretary of the Senate, are hereby authorized and
12 employed to compare and index the journals of the Forty-
13 second Legislative Assembly, and the said Roy Gilbreath and
14 Leo Leidholm are hereby directed to arrange for and procure
15 sufficient assistance to insure that the said work shall be
16 completed within twenty days after the adjournment of the
17 session; and
18 BE IT FURTHER RESOLVED, that for the expenses of the
19 said Roy Gilbreath and Leo Leidholm, as above set forth, there
20 shall be allowed the sum of \$1,320.00 each, which shall include
21 compensation for any assistance deemed necessary by them, all
22 to be paid as other legislative expense, and paid when the
23 respective claims are verified by the affidavits of the said
24 Roy Gilbreath and Leo Leidholm showing completion of such
24a work.

SECOND READING OF A
HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3093. A Concurrent Resolution providing for the completion of the legislative journals of the house and senate.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes 87; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

Austin	Haman	Laughlin	Reimers
Backes	Haugland	Lee	Rice
Berg	Hausauer, A.	Livingston	Rivinius
Boustead	Hausauer, R.	Lundene	Rocheleau
Boyum	Henning	McGauvran	Rundle
Brekke	Henry	McGeehan	Sandness
Bunker	Hensrud	Mertens	Shablow
DeGroot	Hentges	Metzger	Solberg
DeKrey	Herman	Meyer	Stoltenow
Dornacker	Hildebrand	Miedema	Stone
Dotzenrod	Hilleboe	Miller, B.	Streibel
Eagles	Hoffner	Miller, E.	Thorsgard
Erickson, K.	Jacobson	Moore	Tweten
Erickson, W.	Jenkins	Murphy	Wagner
Fleming	Johnson, H.	Mushik	Walsh
Ganser	Johnson, K.	Olienyk	Weber
Gerl	Kieffer	Opedahl	Welder
Giffey	Kingsbury	Patrick	White
Grant	Knudson	Peterson, J.	Wilkie
Gronneberg	Lang	Peterson, R.	Winge
Gunderson	Larson, G.	Raile	Mr. Speaker
Halcrow	Larson, L.	Raymond	

Those voting in the negative were:

Gackle

Absent and not voting:

Anderson	Gengler	Linderman	Strinden
Atkinson	Glaspey	Rolfsrud	Ulvedal
Dick	Hickle		

So the House Concurrent Resolution was declared adopted.

FIRST READING OF
A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3094. A Concurrent Resolution commending the Dale Dalziel Rink of Edmore and the Art Tallackson, Jr., Rink of Grafton for winning the United States Men's Curling Championships in 1971 and 1970, respectively.

Introduced through Delayed Bills Committee by Rep. Berg, Hildebrand, H. Johnson, Kingsbury, Lundene and Mertens.

Was read the first time.

Rep. Streibel moved that the rules be suspended, that House Concurrent Resolution No. 3094 be not referred to committee, not printed as a bill but printed in the journal, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3094

Introduced through Delayed Bills Committee by
Committee on Delayed Bills

(Representatives Berg, Hildebrand, H. Johnson, Kingsbury,
Lundene, Mertens)

1 A concurrent resolution commending the Dale Dalziel Rink of
2 Edmore and the Art Tallackson, Jr., Rink of Grafton for
3 winning the United States Men's Curling Championships in
4 1971 and 1970, respectively.
5

6 WHEREAS, curling is an internationally famous competitive
7 winter sport; and

8 WHEREAS, the Dale Dalziel Rink of Edmore, North Dakota,
9 has won the 1971 United States Men's Curling Championship
10 and will be competing in the Silver Broom World Championship
11 in France starting March 16; and

12 WHEREAS, the Art Tallackson, Jr., Rink from Grafton,
13 North Dakota, won the United States Championship in 1970 and
14 placed third in the World Championship; and

15 WHEREAS, in addition to being the second straight year
16 North Dakota has defeated the best teams in the Nation in the
17 annual playdowns, this marks the fourth national championship
18 for a North Dakota entry; and

19 WHEREAS, the people of North Dakota take great pride in
20 these teams which have brought national and international
21 attention to our State;

22 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF

22a REPRESENT-

23 ATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE

23a CONCURRING

24 THEREIN:

Page No. 2

1 That the Forty-second Legislative Assembly takes great
2 pleasure in commending the Dale Dalziel Rink and the members
3 of that team: Dale Dalziel, Rodney Melland, Clark Sampson,
4 and Dennis Melland; and the Art Tallackson, Jr., Rink and
5 the members of that team: Art Tallackson, Jr., Glenn Gilles-
6 hammer, Ray Holt, and Trueman Thompson for the honors they
7 have achieved in curling championships; and

8 BE IT FURTHER RESOLVED, that copies of this resolution
9 be forwarded by the Secretary of State to each member of
10 these curling teams.

SECOND READING OF
A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3094. A Concurrent Resolution commending the Dale Dalziel Rink of Edmore and the Art Tallackson, Jr., Rink of Grafton for winning the United States Men's Curling Championships in 1971 and 1970, respectively.

Was read the second time.

Rep. Streibel moved the adoption of House Concurrent Resolution No. 3094.

So House Concurrent Resolution No. 3094 was declared adopted on a voice vote.

FIRST READING OF
A HOUSE CONCURRENT RESOLUTION

Committee on Delayed Bills introduced:

House Concurrent Resolution No. 3095. A Concurrent Resolution directing the Legislative Council, with the aid and cooperation of the State Tax Department, to make a comprehensive study of the North Dakota tax structure, with emphasis upon property tax assessment procedures, the twenty-one mill levy, the business privilege tax, and the sales tax.

Was read the first time and referred to the committee on Legislative Council Resolutions.

FIRST READING OF
SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4086. A Concurrent Resolution commending the United States Secretaries of Agriculture and the Treasury for bringing the food bargains American consumers enjoy

Which was read the first time and placed on the calendar.

Senate Concurrent Resolution No. 4087. A Concurrent Resolution urging the State to give consideration to the scenic, recreational, and conservational value of state land in leasing policies, and to withhold this land from sale.

Which was read the first time and placed on the calendar.

MOTION

Rep. Stone moved that the House not concur on Senate amendments to House Concurrent Resolution No. 3020, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

Speaker Bier announced the appointment of the following Conference Committees:

On Senate Bill No. 2458:

Rep. Hensrud
Rep. Boustead
Rep. Gengler

On Senate Concurrent Resolution No. 4053:

Rep. Hentges
Rep. Stoltenow
Rep. Weber

On Senate Bill No. 2259:

Rep. Brekke
Rep. White
Rep. Backes

On House Concurrent Resolution No. 3020:

Rep. Stone
Rep. Raile
Rep. Lundene

On Senate Bill No. 2489

Rep. Moore
Rep. Metzger
Rep. Shablow

On Senate Bill No. 2022:

Rep. J. Peterson
Rep. Miedema
Rep. B. Miller

On Senate Bill No. 2024:

Rep. Jenkins
Rep. Kingsbury
Rep. Linderman

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, March 12, 1971

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4086

Senate Concurrent Resolution No. 4087

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 12, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1002

House Bill No. 1010

House Bill No. 1026

House Bill No. 1116

House Bill No. 1382

House Bill No. 1560

House Concurrent Resolution No. 3015

House Concurrent Resolution No. 3064

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 12, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1094

House Bill No. 1414

Which the Senate failed to pass.

LEO LEIDHOLM, Secretary

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 12, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1030

House Bill No. 1033

House Bill No. 1035

House Bill No. 1319

House Bill No. 1469

House Bill No. 1555

Which the Senate has amended.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1030

On page 1, line 12 delete the figure "52,587,150.00" and insert in lieu thereof the figure "55,587,150.00"

On page 1, line 13 delete the figure "104,885.00" and insert in lieu thereof the figure "125,000.00"

On page 1, line 18 delete the figure "51,135,000.00" and insert in lieu thereof the figure "54,135,000.00"

On page 1, line 19 after the word "Law" delete the following: "85-926" and insert in lieu thereof the following: "91-230 Title VI-D"

On page 1, line 19 delete the figure "104,885.00" and insert in lieu thereof the figure "125,000.00"

On page 1, line 22 delete the figure "52,692,035.00" and insert in lieu thereof the figure "55,712,150.00"

On page 1, line 23 delete the figure "104,885.00" and insert in lieu thereof the figure "125,000.00"

On page 1, line 24 delete the figure "52,587,150.00" and insert in lieu thereof the figure "55,587,150.00"

On page 1, after line 24 add the following:

"SECTION 2. SCHOOL LUNCH PROGRAM.) The department of public instruction is directed to seek an opinion from the United States department of agriculture to the effect that moneys received by schools from the state of North Dakota's portion of the foundation program and expended to support school lunch programs will satisfy the state matching requirements as set forth in Public Law 91-248 of the Ninety-first Congress. If the department of agriculture does not render such an opinion, the state department of public instruction is authorized to request the state emergency commission to transfer, and the emergency commission shall transfer two hundred thousand dollars from the appropriation for the foundation program for the biennium ending June 30, 1973, or such lesser amount as may be necessary to match federal funds, to a line item in the same appropriation, from which the state department of public instruction is authorized to make necessary expenditures for the continuation of the school lunch program."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: It is the intent of the legislature that \$181,000.00 added to special education be used to pay for reimbursement to school districts for continuing and extending education of exceptional children as provided in Section 15-59-06 of the North Dakota Century Code.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1033

On page 1, line 12 delete the figure "415,000.00" and insert in lieu thereof the figure "600,000.00"

On page 1, line 13 after the word "convention" add "."

On page 1, line 13 after the word "convention" delete the word "as"

On page 1, delete all of lines 14, 15, 16, 17, and 18

On page 2, line 1 after the word "meeting" add "."

On page 2, line 1 after the word "meeting" delete the following: "at the rates provided in section 11 of"

On page 2, line 2 delete the following: "chapter 462, 1969 Session Laws."

On page 2, line 4 delete the following: "forth in 1969 Session Laws, chapter 462, section 11" and insert in lieu thereof the following: "by law"

On page 2, line 8 after the word "for" delete the following: "four round"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: It is the intent of the legislature that the constitutional convention arrange its own budgeting and staffing out of the convention fund of \$600,000.00, and that delegates receive compensation and expense reimbursement as established by law for state officials.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1035

On page 1, line 2, after the word appropriations insert the following words: "and declaring an emergency"

On page 2, line 13, insert a new section as follows:

"SECTION 3. EMERGENCY.) This Act is hereby declared to

be an emergency measure and shall be in full force and effect from and after its passage and approval."

PROPOSED AMENDMENTS TO HOUSE BILL No. 1319

Page 2 line 4 of the engrossed bill before the period insert "**and shall deposit the same monthly with the county treasurer**"

Renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1469

Page 1 line 13 of the engrossed bill after the second group of ending triple parentheses insert "1."

Renumber the pages and lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1555

Page 1 line 1 of the engrossed bill after "subsection 2" insert "3, 4, and 5"

Page 2 line 23 after "Subsection 2" insert "3, 4, and 5"

Page 7 line 20 after "not" insert the following "**in connection with any commercial retail or wholesale business being conducted from such farms, nor**"

Renumber pages and lines accordingly.

LEO LEIDHOLM, Secretary

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 12, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1163

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 12, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2020

Senate Bill No. 2072

Senate Bill No. 2198

Senate Bill No. 2205

Senate Bill No. 2212

Senate Bill No. 2219

Senate Bill No. 2231

Senate Bill No. 2245

Senate Bill No. 2248

Senate Bill No. 2249

Senate Bill No. 2254

Senate Bill No. 2267

Senate Bill No. 2270

Senate Bill No. 2311

Senate Bill No. 2320

Senate Bill No. 2331

Senate Bill No. 2355

Senate Bill No. 2383

Senate Bill No. 2406

Senate Bill No. 2412

Senate Bill No. 2420

Senate Bill No. 2487

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 12, 1971

Mr. President: I have the honor to inform you that the Speaker

LEO LEIDHOLM, Secretary

has appointed as a conference committee to act with a like committee from the Senate, of:

Senate Bill No. 2259

Senate Bill No. 2458

Senate Concurrent Resolution No. 4053

Representatives:

Brekke

White

Backes — to act on Senate Bill No. 2259

Representatives:

Hensrud

Boustead

Gengler — to act on Senate Bill No. 2458

Representatives:

Hentges

Stoltenow

Weber — to act on Senate Concurrent Resolution No. 4053

Very respectfully,

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 12, 1971

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, on:

Senate Bill No. 2022

Senate Bill No. 2024

Senate Bill No. 2489

Representatives:

J. Peterson

Miedema

B. Miller — on Senate Bill No. 2022

Representatives:

Jenkins

Kingsbury

Linderman — to act on Senate Bill No. 2024

Representatives:

Moore

Metzger

Shablow — to act on Senate Bill No. 2489

Very respectfully,

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 12, 1971

Mr. President: I have the honor to return:

Senate Concurrent Resolution No. 4076

Which the House has failed to pass.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 12, 1971

Mr. President: I have the honor to return herewith the following,

Senate Bill No. 2128

Senate Bill No. 2183

Senate Bill No. 2185

Senate Bill No. 2436

Senate Bill No. 2472

Senate Bill No. 2504

Senate Bill No. 2507

Senate Concurrent Resolution No. 4001
Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 12, 1971

Mr. President: I have the honor to return herewith the following,
Senate Bill No. 2005
Senate Bill No. 2031
Senate Bill No. 2362
Senate Bill No. 2413
Senate Concurrent Resolution No. 4037
Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 12, 1971

Mr. President: I have the honor to return herewith the following,
Senate Bill No. 2004
Senate Bill No. 2012
Senate Bill No. 2178
Senate Bill No. 2306
Senate Bill No. 2307
Which the House has amended.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 12, 1971

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Concurrent Resolution No. 3020

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Representatives:

Stone

Raile

Lundene

Very respectfully,
ROY GILBREATH, Chief Clerk

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

Senate Bill No. 2020
Senate Bill No. 2072
Senate Bill No. 2198
Senate Bill No. 2205
Senate Bill No. 2212
Senate Bill No. 2219
Senate Bill No. 2231
Senate Bill No. 2245
Senate Bill No. 2248
Senate Bill No. 2249
Senate Bill No. 2254
Senate Bill No. 2267
Senate Bill No. 2270
Senate Bill No. 2311
Senate Bill No. 2320
Senate Bill No. 2331
Senate Bill No. 2335
Senate Bill No. 2383
Senate Bill No. 2406
Senate Bill No. 2412
Senate Bill No. 2420
Senate Bill No. 2487

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 12, 1971

Mr. President: I have the honor to return herewith the following,

Senate Bill No. 2020

Senate Bill No. 2072

Senate Bill No. 2198

Senate Bill No. 2205

Senate Bill No. 2212

Senate Bill No. 2219

Senate Bill No. 2231

Senate Bill No. 2245

Senate Bill No. 2248

Senate Bill No. 2249

Senate Bill No. 2254

Senate Bill No. 2267

Senate Bill No. 2270

Senate Bill No. 2311

Senate Bill No. 2320

Senate Bill No. 2331

Senate Bill No. 2355

Senate Bill No. 2383

Senate Bill No. 2406

Senate Bill No. 2412

Senate Bill No. 2420

Senate Bill No. 2487

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

House Resolution No. 7

House Resolution No. 8

And the Speaker signed the same in the presence of the House of Representatives.

Rep. Streibel moved that the House stand recessed, subject to the call of the chair, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-EIGHTH DAY AFTER RECESS,
FIFTY-NINTH DAY, AND SIXTIETH DAY

Bismarck, March 15, 1971

The House reconvened, subject to the call of the Chair, with Speaker Bier presiding.

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved that the House dispense with the reading of the amendments to Senate Bills Nos. 2001, 2003, 2042, 2122, 2182, 2316, 2348, 2457, 2509 and Senate Concurrent Resolution No. 4002, which motion prevailed.

Rep. Reimers moved that the amendments to Senate Bill No. 2001 as recommended by the Committee on Appropriations as printed on pages 1312 and 1313 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to Senate Bill No. 2003 as recommended by the Committee on Appropriations as printed on pages 1313 and 1314 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to Senate Bill No. 2042 as recommended by the Committee on Appropriations as printed on pages 1314 and 1315 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to Senate Bill No. 2122 as recommended by the Committee on Appropriations as printed on page 1299 of the House Journal be adopted, which motion prevailed.

Rep. Rundle moved that the amendments to Senate Bill No. 2182 as recommended by the Committee on Political Subdivisions as printed on pages 1293 and 1294 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. Rundle requested unanimous consent to suspend the rules for the purpose of further amending Senate Bill No. 2182. There being no objection, permission was granted by the Speaker.

Rep. Rundle moved that Senate Bill No. 2182 be further amended as follows:

In the proposed amendments to Senate Bill No. 2182, as shown on page 1293 of the House Journal, in line 47, delete "1968" and insert in lieu thereof "1970"

Page 1293 of the House Journal, line 62, delete "1963" and insert in lieu thereof "1970"

Which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Bunker moved that the amendments to Senate Bill No. 2316 as recommended by the Committee on Industry, Business and Labor as printed on page 1292 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to Senate Bill No. 2348 as recommended by the Committee on Appropriations as printed on page 1315 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to Senate Bill No. 2457 as recommended by the Committee on Appropriations as printed on pages 1316 and 1317 of the House Journal be adopted, which motion prevailed.

Rep. Rurdle moved that the amendments to Senate Bill No. 2509 as recommended by the Committee on Political Subdivisions as printed on pages 1320 through 1324 of the House Journal be adopted, which motion prevailed.

Rep. Reimers moved that the amendments to Senate Concurrent Resolution No. 4002 as recommended by the Committee on Appropriations as printed on page 1324 of the House Journal be adopted, which motion prevailed.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-NINTH DAY

Bismarck, March 15, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rep. Lawrence Dick.

Roll was called, and all members were present except Reps. Haman, Hickie, B. Miller and Rocheleau.

A quorum was declared by the Speaker.

MOTIONS

Rep. K. Johnson moved that the House concur in the Senate amendments to House Bill No. 1324, which motion prevailed.

Rep. K. Johnson moved that the rules be suspended and that House Bill No. 1324 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1324. A Bill for an Act to promote the sale of North Dakota beef products; to create a North Dakota beef commission; to prescribe its purposes, powers, and duties; to provide for the assessment of cattle sold in or from the state of North Dakota; to provide refunds of such assessments; and to provide penalties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 65; nays, 22; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Gunderson	Lang	Reimers
Atkinson	Halcrow	Larson, G.	Rice
Austin	Haugland	Larson, L.	Rivinius
Berg	Hausauer, A.	Lee	Sandness
Boustead	Hausauer, R.	Lundene	Shablow
Boyum	Henning	McGauvran	Stoltenow
Bunker	Hensrud	McGeehan	Stone
DeGroot	Hentges	Mertens	Streibel
DeKrey	Herman	Meyer	Thorsgard
Dick	Hildebrand	Miedema	Tweten
Dornacker	Hilleboe	Murphy	Ulvedal
Dotzenrod	Jenkins	Olienyk	Wagner

Eagles	Johnson, H.	Peterson, J.	Walsh
Erickson, K.	Johnson, K.	Peterson, R.	Weber
Gackle	Kingsbury	Raile	Welder
Ganser	Knudson	Raymond	Mr. Speaker
Glaspey			

Those voting in the negative were:

Erickson, W.	Gronneberg	Livingston	Rocheleau
Fleming	Hoffner	Miller, E.	Rolfsrud
Gengler	Jacobson	Mushik	Solberg
Gerl	Kieffer	Opedahl	Wilkie
Giffey	Laughlin	Patrick	Winge
Grant	Linderman		

Absent and not voting:

Backes	Henry	Miller, B.	Strinden
Brekke	Hickle	Moore	White
Haman	Metzger	Rundle	

So the bill passed and the title was agreed to.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-sixth day after recess and Fifty-seventh day and recommends that the same be corrected as follows:

On page 1257, line 14, insert the following: "On page 7, line 23, delete the words "a majority" and insert the words in lieu thereof "sixty percent"

An examination of the Journal of the Fifty-seventh day after recess and Fifty-eighth day indicates the same should be corrected as follows:

Page 1295, in line 15, delete the numeral "33" and insert in lieu thereof "31"

Page 1297, delete line 45, and insert in lieu thereof "Those voting in the negative were:

Page 1298, delete line 2, and insert in lieu thereof "Absent and not voting:"

Page 1336, in line 22, delete "1328" and insert in lieu thereof "1382"

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Lee moved that the report be adopted, which motion prevailed.

MOTIONS

Rep. Reimers moved that the House concur in the Senate amendments to House Bill No. 1023, which motion prevailed.

Rep. Reimers moved that the rules be suspended and that House Bill No. 1023 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1023. A Bill for an Act making an appropriation to the state water conservation commission for general administrative expenses, maintenance and construction of dams; planning, surveying and construction expenses of multiple purpose water projects; and organizing water conservation and irrigation districts.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 80; nays, 6; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Rice
Adkinson	Halcrow	Larson, L.	Rivinius
Austin	Haugland	Laughlin	Rocheleau

Berg	Hausauer, A.	Lee	Rundle
Boustead	Hausauer, R.	Linderman	Sandness
Bunker	Henning	Livingston	Solberg
DeGroot	Henry	McGauvran	Stoltenow
DeKrey	Hensrud	McGeehan	Stone
Dick	Hentges	Mertens	Streibel
Dornacker	Herman	Meyer	Strinden
Dotzenrod	Hildebrand	Miedema	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Fleming	Hoffner	Olienyk	Ulvedal
Gackle	Jacobson	Opedahl	Wagner
Ganser	Jenkins	Patrick	Walsh
Gengler	Johnson, K.	Peterson, J.	Weber
Giffey	Kieffer	Peterson, R.	Welder
Grant	Kingsbury	Raile	Wilkie
Glaspey	Knudson	Raymond	Winge
Gronneberg	Lang	Reimers	Mr. Speaker

Those voting in the negative were:

Boyum	Johnson, H.	Mushik	Rolfsrud
Gerl	Murphy		

Absent and not voting:

Backes	Erickson, W.	Lundene	Morre
Brekke	Haman	Metzger	Shablow
Erickson, K.	Hickle	Miller, B.	White

So the bill passed and the title was agreed to.

MOTIONS

Rep. Reimers moved that the House concur in the Senate amendments to House Bill No. 1035, which motion prevailed.

Rep. Reimers moved that the rules be suspended and that House Bill No. 1035 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1035. A Bill for an Act to provide payment of expenses to certain elected state officers, and making an appropriation and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Reimers
Atkinson	Gunderson	Larson, L.	Rice
Austin	Halcrow	Laughlin	Rivinius
Berg	Haugland	Lee	Rocheleau
Boustead	Hausauer, A.	Linderman	Rolfsrud
Boyum	Hausauer, R.	Livingston	Sandness
Bunker	Henning	Lundene	Solberg
DeGroot	Henry	McGauvran	Stoltenow
DeKrey	Hensrud	McGeehan	Stone
Dick	Hentges	Mertens	Streibel
Dornacker	Herman	Meyer	Strinden
Dotzenrod	Hildebrand	Miedema	Thorsgard
Eagles	Hilleboe	Miller, E.	Tweten
Erickson, K.	Hoffner	Murphy	Ulvedal
Fleming	Jacobson	Mushik	Wagner
Gackle	Jenkins	Olienyk	Walsh
Ganser	Johnson, H.	Opedahl	Weber
Gengler	Johnson, K.	Patrick	Welder
Gerl	Kieffer	Peterson, J.	Wilkie

Giffey	Kingsbury	Peterson, R.	Winge
Glaspey	Knudson	Raile	Mr. Speaker
Grant	Lang	Raymond	

Those voting in the negative were:
Rundle

Absent and not voting:

Backes	Haman	Miller, B.	Shablow
Brekke	Hickle	Moore	White
Erickson, W.	Metzger		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MOTIONS

Rep. Reimers moved that the members of the Committee on Appropriations be excused for twenty minutes, which motion prevailed.

Rep. Stone moved that the House not concur on Senate amendments to House Bill No. 1102, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

Speaker Bier appointed the following to a Conference Committee on:

House Bill No. 1102

Representatives:

Moore
Rundle
Lundene

MOTIONS

Rep. Dick moved that the House concur in the Senate amendments to House Bill No. 1271, which motion prevailed.

Rep. Dick moved that the rules be suspended and that House Bill No. 1271 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1271. A Bill for an Act to create and enact subsection 20 of section 61-16-11, and to amend and reenact subsection 4 of section 61-16-01, and sections 61-16-12, 61-16-21, 61-16-22, 61-16-23, 61-16-28, 61-16-32, 61-16-33, 61-16-34, and 61-16-35 of the North Dakota Century Code, relating to water management districts, and authorizing such districts to engage in water supply and sewage system projects.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 56; nays, 13; absent and not voting, 29.

Those voting in the affirmative were:

Atkinson	Ganser	Jacobson	Peterson, R.
Austin	Gengler	Johnson, K.	Raile
Berg	Giffey	Knudson	Raymond
Boustead	Glaspey	Lang	Rivinius
Boyum	Gronneberg	Larson, G.	Rocheleau
Bunker	Gunderson	Larson, L.	Sandness
DeGroot	Haugland	Laughlin	Stone
DeKrey	Hausauer, A.	Lee	Streibel
Dick	Henry	Livingston	Strinden
Dornacker	Hensrud	Lundene	Ulvedal
Dotzenrod	Hentges	McGeehan	Walsh
Eagles	Herman	Meyer	Weber

Erickson, K.	Hildebrand	Mushik	Winge
Gackle	Hilleboe	Patrick	Mr. Speaker

Those voting in the negative were:

Fleming	Kieffer	Murphy	Stoltenow
Gerl	McGauvran	Rice	Welder
Grant	Miller, E.	Rundle	Wilkie
Hoffner			

Absent and not voting:

Anderson	Hickle	Miedema	Rolfsrud
Backes	Jenkins	Miller, B.	Shablow
Brekke	Johnson, H.	Moore	Solberg
Erickson, W.	Kingsbury	Olienyk	Thorsgard
Halcrow	Linderman	Opedahl	Tweten
Haman	Mertens	Peterson, J.	Wagner
Hausauer, R.	Metzger	Reimers	White
Henning			

So the bill passed and the title was agreed to.

MOTIONS

Rep. Giffey moved that the House concur in the Senate amendments to House Bill No. 1514, which motion prevailed.

Rep. Giffey moved that the rules be suspended and that House Bill No. 1514 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1514. A Bill for an Act to amend and reenact sections 39-24-03 and 39-24-08, and subsections 3 and 6 of section 39-24-09 of the North Dakota Century Code, relating to the regulation of snowmobiles.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 67; nays, 4; absent and not voting, 27.

Those voting in the affirmative were:

Atkinson	Gerl	Kieffer	Rice
Austin	Giffey	Knudson	Rivinius
Backes	Glaspey	Lang	Rocheleau
Boustead	Grant	Larson, G.	Sandness
Boyum	Gronneberg	Larson, L.	Stoltenow
Brekke	Gunderson	Laughlin	Stone
Bunker	Haugland	Lee	Streibel
DeGroot	Hausauer, A.	Livingston	Strinden
DeKrey	Henry	Lundene	Ulvedal
Dornacker	Hensrud	McGauvran	Walsh
Dotzenrod	Hentges	McGeehan	Weber
Eagles	Herman	Meyer	Welder
Erickson, K.	Hildebrand	Miller, E.	White
Fleming	Hilleboe	Mushik	Wilkie
Gackle	Hoffner	Patrick	Winge
Ganser	Jacobson	Peterson, R.	Mr. Speaker
Gengler	Johnson, K.	Raymond	

Those voting in the negative were:

Berg	Murphy	Raile	Rundle
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Absent and not voting:

Anderson	Hickle	Miedema	Rolfsrud
Dick	Jenkins	Miller, B.	Shablow
Erickson, W.	Johnson, H.	Moore	Solberg
Halcrow	Kingsbury	Olienyk	Thorsgard
Haman	Linderman	Opedahl	Tweten

Hausauer, R. Mertens Peterson, J. Wagner
 Henning Metzger Reimers

So the bill passed and the title was agreed to.

RECOGNITION

Rep. Stoltenow announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Vernon Anderson, and Rep. Anderson was thereupon introduced to the House.

MOTIONS

Rep. Atkinson moved that the House concur in the Senate amendments to House Bill No. 1469, which motion prevailed.

Rep. Atkinson moved that the rules be suspended and that House Bill No. 1469 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1469. A Bill for an Act to amend and enact section 57-37-29 of the North Dakota Century Code, relating to depositories and retention, transfer or release of a decedent's assets.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 71; nays, 0; absent and not voting, 27.

Those voting in the affirmative were:

Atkinson	Gerl	Knudson	Rice
Austin	Giffey	Lang	Rivinius
Backes	Glaspey	Larson, G.	Rocheleau
Berg	Grant	Larson, L.	Rundle
Boustead	Gronneberg	Laughlin	Sandness
Boyum	Gunderson	Lee	Stoltenow
Brekke	Haugland	Livingston	Stone
Bunker	Hausauer, A.	Lundene	Streibel
DeGroot	Henry	McGauvran	Strinden
DeKrey	Hensrud	McGeehan	Ulvedal
Dornacker	Hentges	Meyer	Walsh
Dotzenrod	Herman	Miller, E.	Weber
Eagles	Hildebrand	Murphy	Welder
Erickson, K.	Hilleboe	Mushik	White
Fleming	Hoffner	Patrick	Wilkie
Gackle	Jacobson	Peterson, R.	Winge
Ganser	Johnson, K.	Raile	Mr. Speaker
Gengler	Kieffer	Raymond	

Absent and not voting:

Anderson	Hickle	Miedema	Rolfstrud
Dick	Jenkins	Miller, B.	Shablow
Erickson, W.	Johnson, H.	Moore	Solberg
Halcrow	Kingsbury	Olienyk	Thorsgard
Haman	Linderman	Opedahl	Tweten
Hausauer, R.	Mertens	Peterson, J.	Wagner
Henning	Metzger	Reimers	

So the bill passed and the title was agreed to.

MOTIONS

Rep. Atkinson moved that the House concur in the Senate amendments to House Bill No. 1319, which motion prevailed.

Rep. Atkinson moved that the rules be suspended and that House Bill No. 1319 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1319. A Bill for an Act to amend and reenact

section 14-03-22 of the North Dakota Century Code, and to repeal section 14-03-23 of the North Dakota Century Code, relating to keeping marriage records.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 70; nays, 2; absent and not voting, 26.

Those voting in the affirmative were:

Atkinson	Gerl	Lang	Rice
Austin	Giffey	Larson, G.	Rivinius
Backes	Glaspey	Larson, L.	Rocheleau
Berg	Grant	Laughlin	Rundle
Boustead	Gronneberg	Lee	Sandness
Boyum	Gunderson	Livingston	Stoltenow
Brekke	Haugland	Lundene	Stone
Bunker	Hausauer, A.	McGauvran	Streibel
DeGroot	Henry	McGeehan	Strinden
DeKrey	Hensrud	Meyer	Ulvedal
Dick	Hentges	Miller, E.	Walsh
Dornacker	Herman	Murphy	Weber
Dotzenrod	Hildebrand	Mushik	Welder
Eagles	Hilleboe	Patrick	White
Erickson, K.	Hoffner	Peterson, R.	Wilkie
Gackle	Jacobson	Raile	Winge
Ganser	Johnson, K.	Raymond	Mr. Speaker
Gengler	Kieffer		

Those voting in the negative were:

Fleming	Knudson	Laughlin	Rocheleau
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Absent and not voting:

Anderson	Jenkins	Miller, B.	Rolfsrud
Erickson, W.	Johnson, H.	Moore	Shablow
Halcrow	Kingsbury	Olienyk	Solberg
Haman	Linderman	Opedahl	Thorsgard
Hausauer, R.	Mertens	Peterson, J.	Twetten
Henning	Metzger	Reimers	Wagner
Hickle	Miedema		

So the bill passed and the title was agreed to.

MOTIONS

Rep. Gackle moved that the House concur in the Senate amendments to House Bill No. 1555, which motion prevailed.

Rep. Gackle moved that the rules be suspended and that House Bill No. 1555 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1555. A Bill for an Act to amend and reenact section 39-04-12, subsection 2, 3, 4, and 5 of section 39-04-19 of the 1969 Supplement to the North Dakota Century Code and section 39-04-21 of the North Dakota Century Code, relating to contents of number plates and motor vehicle registration fees.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 66; nays, 5; absent and not voting, 27.

Those voting in the affirmative were:

Atkinson	Gengler	Larson, G.	Rice
Austin	Giffey	Larson, L.	Rivinius
Backes	Glaspey		

Berg	Grant	Lee	Rundle
Boustead	Gronneberg	Livingston	Sandness
Brekke	Gunderson	Lundene	Stoltenow
Bunker	Hausauer, A.	McGauvran	Stone
DeGroot	Henry	McGeehan	Streibel
DeKrey	Herman	Meyer	Strinden
Dick	Hickle	Miller, E.	Ulvedal
Dornacker	Hildebrand	Murphy	Walsh
Dotzenrod	Hoffner	Mushik	Weber
Eagles	Jacobson	Patrick	Welder
Erickson, K.	Johnson, K.	Peterson, R.	Wilkie
Fleming	Kieffer	Raile	Winge
Gackle	Knudson	Raymond	Mr. Speaker
Ganser	Lang		

Those voting in the negative were:

Boyum	Hentges	Hilleboe	White
Gerl			

Absent and not voting:

Anderson	Hensrud	Miedema	Rolfsrud
Erickson, W.	Jenkins	Miller, B.	Shablow
Halcrow	Johnson, H.	Moore	Solberg
Haman	Kingsbury	Olienyk	Thorsgard
Haugland	Linderman	Opedahl	Twetten
Hausauer, R.	Mertens	Peterson, J.	Wagner
Henning	Metzger	Reimers	

So the bill passed and the title was agreed to.

MOTIONS

Rep. Boustead moved that the House concur in the Senate amendments to House Bill No. 1433, which motion prevailed.

Rep. Boustead moved that the rules be suspended and that House Bill No. 1433 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1433. A Bill for an Act to provide for the suspension or revocation of certificates of title to motor vehicles.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 76; nays, 0; absent and not voting, 22.

Those voting in the affirmative were:

Atkinson	Gengler	Knudson	Raymond
Austin	Gerl	Lang	Rice
Backes	Giffey	Larson, G.	Rivinius
Berg	Gaspey	Larson, L.	Rocheleau
Boustead	Grant	Laughlin	Rundle
Boyum	Gronneberg	Lee	Sandness
Brekke	Gunderson	Livingston	Shablow
Bunker	Haugland	Lundene	Stoltenow
DeGroot	Hausauer, A.	McGauvran	Stone
DeKrey	Henry	McGeehan	Streibel
Dick	Hentges	Metzger	Strinden
Dornacker	Herman	Meyer	Ulvedal
Dotzenrod	Hickle	Miller, E.	Walsh
Eagles	Hildebrand	Moore	Weber
Erickson, K.	Hilleboe	Murphy	Welder
Erickson, W.	Hoffner	Mushik	White
Fleming	Jacobson	Patrick	Wilkie
Gackle	Johnson, K.	Peterson, R.	Winge
Ganser	Kieffer	Raile	Mr. Speaker

Absent and not voting:

Anderson	Jenkins	Miller, B.	Rolfsrud
Halcrow	Johnson, H.	Olienyk	Solberg
Haman	Kingsbury	Opedahl	Thorsgard
Hausauer, R.	Linderman	Peterson, J.	Tweten
Henning	Mertens	Reimers	Wagner
Hensrud	Miedema		

So the bill passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

Rep. Dornacker moved that the following communications be printed in the Journal, which motion prevailed.

A RESOLUTION

WHEREAS, for the past six years, in order to move toward uniformity and equity in real property assessment, the State Board of Equalization has arbitrarily established 25% level of assessment on real property as a goal; and

WHEREAS, the State Board of Equalization on May 5, 1970, reaffirmed the 25% of real and true value as the average state assessment goal on all classifications of property; and

WHEREAS, the new 1970 sales ratio study published in December 1970 shows that the inflationary pressures in our economy have driven the true and full value of property upward and as a result the statewide average level of assessment on real property has dropped to 21.1%; and

WHEREAS, the State Board of Equalization recognizes that because of certain conditions surrounding local political subdivision mill levy limitations and because some local officials do not voluntarily lower mill levies when the tax base is broadened or assessed valuations are raised, and that general increases in the levels of real property assessment to reach the goal of a 25% level of assessment would automatically increase taxes; and

WHEREAS, the objective of the State Board of Equalization is to equalize levels of assessments and not to increase taxes;

NOW, THEREFORE, BE IT RESOLVED that the State Board of Equalization will equalize the line property levels of assessment in the various counties to the state average of approximately 21%, and, the State Board of Equalization in considering the increases or decreases in levels of assessment necessary to reach the average, as a general guideline will accept a 2% point difference above and below the state average as a reasonable tolerance.

OPINION

STATE OF NORTH DAKOTA

HELGI JOHANNESON

Attorney General

Bismarck, North Dakota 58501

March 4, 1971

The Honorable Earl H. Redlin
State Senator, 28th District
State Capitol
Bismarck, North Dakota

Dear Senator Redlin:

This is in reply to your letter of March 3, 1971, relative to House Bill 1001 as amended by the House on pages 545 through 547 of the House Journal. You note the several pieces of legislation, both bills and resolutions, which have been introduced into the 42nd Legislative Assembly affecting the status of the institution of higher education at Ellendale. You note the effect of the legislation presently contained in House Bill 1001, as amended by the House, would require that UND — Ellendale Branch cease operation as an educa-

tional facility and that expenditures at the institution, for the period of July 1, 1971, to June 30, 1973, be limited to \$102,500 — consisting of an estimated income of \$70,000 and general fund monies of \$32,500 — with the funds to be used only for routine maintenance and custodial care. You then state the following question:

“Can the Forty-second Legislative Assembly, or for that matter, any legislative assembly, disregard the mandate of the North Dakota Constitution, in this case, section 216, by refusing to appropriate monies for the operation of a constitutionally established institution? Or, to put it another way, does not the existence of the institution in compliance with section 216 imply that the Legislative Assembly must appropriate funds for its operation in the manner and for the purpose for which it was established, specifically, higher education?”

Section 216 of the North Dakota Constitution provides in part: “The following named public institutions are hereby permanently located as hereinafter 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 allocated by law, namely:

Third: An industrial school and school for manual training or such other educational or charitable institution as the legislative assembly may provide at the town of Ellendale, in the county of Dickey, with a grant of forty thousand acres.

Seventh: (a) a state normal school at the city of Dickinson, the county of Stark. (b) a state hospital for the insane at such place within this state as shall be selected by the legislative assembly, provided, that no other institution of a character similar to any one of those located by this article shall be established or maintained without a revision of this constitution. (As amended by Articles 21 and 22 of the amendments to the constitution, both approved and ratified on November 7, 1916 S.L. 1913, cc. 96 and 99; S.L. 1915, cc. 84 and 85; S.L. 1917, pp. 407 and 408.)”

We note, in the first instance, that the institution at Ellendale need not under the Constitution necessarily be an institution of higher education. The above quoted constitutional provision specifies that it will be an industrial school and school for manual training or such other educational or charitable institution as the Legislative Assembly may provide. Thus the Legislature has permitted the institution to be made a branch of the University of North Dakota. See Section 15-11-02 of the North Dakota Century Code which permits the State Board of Higher Education to unite with the University of North Dakota, any college in the state and make such college a branch thereof. The Legislature could, if it so desired, prescribe that some other educational or charitable institution be situated at Ellendale. In reply to that portion of your question which indicates that the Legislature must appropriate money for the operation of an institution of higher education at Ellendale, it is our opinion that the Legislature could prescribe some other educational or charitable institution for that location without violating the provisions of the Constitution.

However, the Legislature has not, to our knowledge, prescribed any institution other than an institution of higher education for Ellendale. Therefore, we must consider that portion of your question which refers to the obligation of the Legislature to appropriate

moneys for the institution established at Ellendale, i.e., a branch of the University of North Dakota.

With respect to this question, we have no judicial precedents in this state which are directly in point and to which we can look for guidance. To our knowledge this is, insofar as the legal question is concerned, a question of first impression.

As to the proposition whether or not there is a mandate by the Constitution, Section 21 states that the provisions of this Constitution are mandatory and prohibitory unless by express words they are declared to be otherwise. This taken in itself indicates that the Constitution probably did contain a mandate to the Legislature to carry out the provisions of Section 216 of the North Dakota Constitution. Even though this is a mandate or can be considered as a mandate, Section 216 is not a self-executing provision of the Constitution and requires implementation by the Legislature. We must recognize a distinction between a self-executing provision of the Constitution and a provision which requires implementation by the Legislature. As an example, the North Dakota Supreme Court with reference to a provision contained in Section 25 of the North Dakota Constitution, relating to the publishing of the publicity pamphlet said that this provision was self-executing and needed no implementation by the Legislature. In *State ex rel. Byrne vs. Baker*, 65 ND 190, 262 NW 183, it was specifically recognized that Section 25 contained the following provision: "This section shall be self-executing and all of its provisions treated as mandatory." We do not have a similar provision in Section 216 of the North Dakota Constitution.

It might be argued with some success that the legislators are bound to follow the Constitution and have taken an oath to support the Constitution, but the ultimate question is what body in our three branches of government can compel the Legislature to act in a certain manner? We are satisfied that the courts may not issue a mandate to the Legislature because both are separate co-equal, coordinated branches of government. Therefore, even if the argument could be validly made that the Legislature should follow the dictates of the Constitution, there are no means available of enforcing the taking of certain action as distinguished from declaring action taken by the Legislature as being invalid or unconstitutional. It would appear in the final analysis that there is no way of compelling the Legislature to act.

We note that the constitutional provision above quoted does not refer to appropriations made by the Legislature. It provides that certain institutions, among them the one at Ellendale, are permanently located at the places named and grants to such institution a specified amount of grant lands for their support. Thus, it could be argued that the constitution only requires the location of a specific institution at the sites named and does not necessarily require that such institutions be operated or that moneys be appropriated for the actual operation of such institutions. While such a conclusion may be derived from a literal reading of the constitutional provision, we believe that such result would be impractical and therefore favor the position that the constitutional provision indicated that an operating institution would be situated at the sites named. One such institution had actually become operative.

Whether such a conclusion can be sustained legally may be subject to question. While we believe it is the most practical construction to give the constitutional provision, we must note there is authority for a contrary view. The Supreme Court of North Dakota in construing this provision (but with respect to a different question) stated: "There is still another principle bearing directly upon this question. It may be thus stated: When the legislative assembly repeatedly construes or interprets a constitutional provision, such construction or interpretation should be followed by the courts, when

it can be followed without doing violence to the fair meaning of the words used, in order to support the legislative action and give effect thereto, if the language construed admits of such construction." See *State vs. Taylor*, 133 NW 1046, 1051 (ND 1911).

In this respect we find there is precedent for this kind of action. The 1895 and 1897 sessions of the Legislative Assembly appropriated funds for the institutions of higher learning prescribed in the Constitution. The 1895 Session Laws indicate the only moneys appropriated were for janitor salary and maintenance of buildings. See e.g., Chapter 18 of the 1895 Session Laws with respect to the appropriation for the University of North Dakota. In fact, however, the Legislature had appropriated more funds including funds for salaries, etc., but such funds were vetoed by the Governor. In 1897 the funds for the operation of the institutions of higher learning were also vetoed, but the Legislature overrode the Governor's veto. See e.g., Chapter 8 of the 1897 Session Laws. Therefore, the institutions received no state support for actual operating costs in the biennium of 1895 to 1897. The institutions, such as the University of North Dakota, did operate through donations, etc. See Geiger, *University of Northern Plains*, University of North Dakota Press, 1958.

In 1923 the Governor vetoed the operating appropriation for the Forestry State Normal School at Bottineau leaving only the appropriations for maintenance of grounds, general repairs and dormitory maintenance, in the total amount of \$950 for the biennium in effect. See Chapter 58, 1923 Session Laws.

To our knowledge, these vetoes, which had the effect of denying the institutions the means with which to operate, were never challenged in the courts of this state. Whether such veto would have been sustained in the courts may be open to question in view of the decision of the North Dakota Supreme Court in *State ex rel. Dahl vs. Dewing*, 131 NW 2d 434 (ND 1964) in which the court held the Governor had no power to veto a line item appropriation for the salary of the director of the State Laboratory Commission, as the veto would have the effect of making an initiated measure ineffective in violation of Section 25 of the North Dakota Constitution providing that an initiated or referred measure may be amended or repealed only by vote of two-thirds of the Legislative Assembly. If we are to construe the provisions of the Constitution concerning the institutions of higher learning as requiring their actual operation rather than merely the location of same, the decision in the Dahl case, supra, would appear to be applicable with regard to the exercise of a veto of an operating appropriation by the Governor. If, on the other hand, the constitutional provision is merely considered to be a statement requiring the location of a specific institution at a specific site, then the decision would not appear to be applicable. As noted above, the exercise of the Governor's veto in 1895 and 1923 removing all operating funds from some of the institutions of higher learning was not challenged in the courts. The Governor's veto is a part of the legislative process. It may, therefore, be argued the construction of this constitutional provision by the Legislature in effect requires the location of a specific institution at a given location only and does not require the actual operation of such institution. This argument would apparently bring the question within the ruling of the North Dakota Supreme Court in *State vs. Taylor*, supra, and the Court, if this question were presented to them, could conceivably hold that Section 216 of the Constitution requires the location of the institutions at a specific site only and not the actual operation of such institutions, that being a matter for legislative determination.

The issue in the Taylor case concerned an amendment to the Constitution establishing a state normal school at Minot and involved the question of whether the provision in the Constitution that no other institution of a character similar to any one of those located

by Article XIX could be established or maintained without a revision of the Constitution (see Subdivision Seven of Section 216 of the North Dakota Constitution quoted above) meant the Constitution must be revised by Constitutional Convention or whether it could be done by amendment presented to the electorate by the Legislature. The Court also considered whether an appropriation for the school was valid insofar as it was based on a provision that it should become available only if the citizens of Minot should donate a suitable location of not less than sixty acres for the institution. The Court in this regard stated, Page 1052 of the reported case:

"The state contends that this is not a valid appropriation because not effective except upon the action of the citizens of Minot. It appears to us that this point is not well taken. The Legislature, in effect, said: 'It will require \$200,000 to put this school into operation during the next two years, and in addition to that, sufficient to procure a suitable site. The school is located by the Constitution at Minot, **but it is discretionary with the legislative assembly when to provide an appropriation and to determine the amount necessary to set the school in operation.** We have not sufficient money available for the purpose at this time. If the citizens of Minot are enough interested in the subject to furnish the site, and thereby relieve the state from that burden, we will make an appropriation of so much money as is available; the amount named to be subject to use if and when the site is furnished.' "We see no reason why this is not a valid exercise of legislative power, under circumstances like these.***" (emphasis ours)

Such statement does lend weight to the argument that the Constitutional provision only specifies the location of a given institution and does not necessarily require the actual operation of such institution. The provision does prohibit the operation of a similar institution at any other location without an amendment to the Constitution. In addition we have no doubt that the income from the forty thousand acres of grant land for the institution at Ellendale can be used for no other purpose. We assume the seventy thousand dollars appropriated for the maintenance of the institution at Ellendale is derived from that income although we have no specific evidence of that fact.

We further note that the 1889 Constitutional Debates also contain some statements indicating that the location of the institutions was directory and the Legislature would have the discretion as to when and how to operate same. See e.g., Page 483 of the 1889 Constitutional Debates. While these statements are not conclusive, they are indicative of the intent of the Constitutional Convention in adopting this provision of the Constitution.

Whatever the theoretical decision might be with regard to this entire question, i.e., whether the Constitution requires the location and actual operation of an institution at a given location, or whether the Constitution does not require the actual operation but only prescribes the location of a given institution and prohibits a similar institution to be situated anywhere else without a constitutional amendment, there is another aspect of the question which cannot be overlooked. Even if it is determined that the Constitution requires the actual operation of an institution, thus requiring the Legislature to appropriate funds for such operation, this does not answer the question of how the Legislature can be forced to appropriate funds, as a matter of law, for any given institution or the amount which is to be appropriated. Thus, if we were to hold the Constitution required the Legislature to maintain an operating institution at Ellendale and to appropriate the necessary funds therefore, we would be able to provide no answer to the question of how the Legislature could be forced to do so. We deem this observation

appropriate in this discussion since the question presented involves an appropriation measure.

In summary, we favor a view that once the Legislature has, in accordance with the Constitution, established an operating institution they have an obligation to continue that institution until such time as the Constitution might be amended. This view is based on the practical consideration which has been given the constitutional provisions in the past. However, as noted above, we realize the matter is by no means free from doubt and that there is considerable collateral precedent which supports a contrary view. In this respect should the Legislature enact the appropriation bill in its present form, we assume the Court, if the matter is presented to them, would, in view of the rules of constitutional construction, resolve every possible doubt in favor of the constitutionality of the bill. We must therefore candidly admit there is a good possibility the courts would construe the bill in its present form as constitutional.

Sincerely yours,
HELGI JOHANNESON
 Attorney General

MOTIONS

Rep. Dornacker moved that the House concur in the Senate amendments to House Bill No. 1104, which motion prevailed.

Rep. Dornacker moved that the rules be suspended and that House Bill No. 1104 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1104. A Bill for an Act to create and enact section 57-55-01.1 of the North Dakota Century Code, and to amend and re-enact sections 57-55-01, 57-55-02, 57-55-03, 57-55-04, 57-55-05, 57-55-06, 57-55-07, 57-55-08, 57-55-10, 57-55-11, and 57-55-12 of the North Dakota Century Code, relating to the taxation of mobile homes, providing that county directors of tax equalization shall administer such tax, and providing penalties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 76; nays, 0; absent and not voting, 22.

Those voting in the affirmative were:

Atkinson	Glaspey	Knudson	Rice
Austin	Grant	Lang	Rivinius
Backes	Gronneberg	Larson, G.	Rocheleau
Berg	Gunderson	Larson, L.	Rundle
Boustead	Halcrow	Laughlin	Sandness
Boyum	Haugland	Lee	Shablow
Brekke	Hausauer, A.	Livingston	Stoltenow
Bunker	Henry	Lundene	Stone
DeGroot	Hensrud	McGauvran	Streibel
DeKrey	Hentges	McGeehan	Strinden
Dick	Herman	Metzger	Thorsgard
Dotzenrod	Hickle	Meyer	Ulvedal
Eagles	Hildebrand	Miller, E.	Walsh
Erickson, W.	Hilleboe	Moore	Weber
Fleming	Hoffner	Murphy	Welder
Gackle	Jenkins	Patrick	White
Ganser	Johnson, K.	Peterson, R.	Wilkie
Gerl	Kieffer	Raile	Winge
Giffey	Kingsbury	Raymond	Mr. Speaker
Absent and not voting:			
Anderson	Henning	Miller, B.	Reimers
Dornacker	Jacobson	Mushik	Rolfsrud

Erickson, K.	Johnson, H.	Olienyk	Solberg
Gengler	Linderman	Opedahl	Tweten
Haman	Mertens	Peterson, J.	Wagner
Hausauer, R.	Miedema		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the calendar for today be re-arranged as follows: Senate Bills Nos. 2457, 2367, 2460, 2509, 2001, 2003, 2316, 2480, Senate Concurrent Resolutions Nos. 4002, 4086, 4087, Senate Bills Nos. 2042, 2122, 2182, 2299, 2334, 2348 and 2512, which motion prevailed.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4084. A Concurrent Resolution urging the Congress of the United States to assume full responsibility for funding and administering the Aid to Families with Dependent Children program on federal Indian reservations.

Which was read the first time and placed on the calendar.

Senate Concurrent Resolution No. 4091. A Concurrent Resolution providing for the retaining of certain employees of the House of Representatives and Senate after the legislative session for the purpose of completing legislative work.

Which was read the first time and placed on the calendar.

SECOND READING OF SENATE BILLS

Senate Bill No. 2457. A Bill for an Act to provide and appropriate funds for the payment of adjusted compensation payments to North Dakota veterans of the Vietnam conflict and to the industrial commission for the issuance of bonds; providing for the issuance, sale, and delivery of general obligation bonds; creating a sinking fund; and providing for a surtax and fund transfers for the servicing and retirement of such bonds; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 76; nays, 11; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Reimers
Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, R.	Lee	Rolfstrud
Boustead	Henning	Linderman	Sandness
Boyum	Henry	Livingston	Shablow
Brekke	Hensrud	Lundene	Stoltenow
Bunker	Hentges	McGauvran	Stone
DeKrey	Herman	McGeehan	Streibel
Dick	Hickle	Mertens	Strinden
Dornacker	Hilleboe	Meyer	Thorsgard
Eagles	Hoffner	Miedema	Tweten
Erickson, K.	Jenkins	Miller, E.	Ulvedal
Erickson, W.	Johnson, H.	Mushik	Wagner
Fleming	Johnson, K.	Olienyk	Walsh
Ganser	Kieffer	Opedahl	Weber
Giffey	Kingsbury	Patrick	Welder
Glaspey	Knudson	Peterson, R.	White
Grant	Lang	Raile	Winge
Gronneberg	Larson, G.	Raymond	Mr. Speaker

Those voting in the negative were:

Backes	Gerl	Hildebrand	Rundle
Berg	Halcrow	Metzger	Wilkie
Gackle	Hausauer, A.	Rice	

Absent and not voting:

DeGroot	Haman	Moore	Rocheleau
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Dotzenrod	Jacobson	Murphy	Solberg
Gengler	Miller, B.	Peterson, J.	

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Rep. Streibel moved that the vote by which Senate Bill No. 2457 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 2367. A Bill for an Act to provide an appropriation for the replacement of personal property taxes and the distribution of such moneys.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays, 8; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Haugland	Larson, G.	Rice
Atkinson	Hausauer, A.	Larson, L.	Rivinius
Austin	Hausauer, R.	Laughlin	Rolfstrud
Berg	Henning	Lee	Rundle
Boustead	Henry	Linderman	Sandness
Boyum	Hensrud	Lundene	Shablow
Brekke	Hentges	McGeehan	Stoltenow
Bunker	Herman	Mertens	Stone
DeKrey	Hickle	Metzger	Streibel
Dick	Hildebrand	Meyer	Strinden
Dornacker	Hilleboe	Miedema	Thorsgard
Eagles	Hoffner	Miller, E.	Tweten
Erickson, K.	Jacobson	Mushik	Ulvedal
Gackle	Jenkins	Olienyk	Wagner
Ganser	Johnson, H.	Opedahl	Walsh
Gerl	Johnson, K.	Patrick	Weber
Giffey	Kieffer	Peterson, R.	Welder
Glaspay	Kingsbury	Raile	White
Gronneberg	Knudson	Raymond	Winge
Gunderson	Lang	Reimers	Mr. Speaker
Halcrow			

Those voting in the negative were:

Backes	Fleming	Grant	McGauvran
Erickson, W.	Gengler	Livingston	Wilkie

Absent and not voting:

DeGroot	Miller, B.	Murphy	Rocheleau
Dotzenrod	Moore	Peterson, J.	Solberg
Haman			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2367 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Giffey moved that the rules be suspended and that Senate Bill No. 2460 be re-referred to the Committee on Education.

Rep. Hoffner requested a recorded roll call vote.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 54; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Livingston	Rice
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Backes	Gronneberg	Lundene	Rocheleau
DeGroot	Henry	McGauvran	Rolfstrud
Dotzenrod	Hildebrand	McGeehan	Shablow
Erickson, K.	Hoffner	Mertens	Solberg
Erickson, W.	Jacobson	Meyer	Thorsgard
Fleming	Johnson, H.	Miller, E.	Walsh
Gengler	Kieffer	Mushik	Weber
Giffey	Laughlin	Opedahl	Wilkie
Glaspey	Linderman	Patrick	Winge

Those voting in the negative were:

Atkinson	Haugland	Larson, G.	Rivinius
Austin	Hausauer, A.	Larson, L.	Rundle
Berg	Hausauer, R.	Lee	Sandness
Boyum	Henning	Metzger	Stoltenow
Brekke	Hensrud	Miedema	Stone
Bunker	Hentges	Moore	Streibel
DeKrey	Herman	Murphy	Strinden
Dick	Hickle	Olienik	Tweten
Dornacker	Hilleboe	Peterson, J.	Ulvedal
Eagles	Jenkins	Peterson, R.	Wagner
Gackle	Johnson, K.	Raile	Welder
Ganser	Kingsbury	Raymond	White
Gunderson	Knudson	Reimers	Mr. Speaker
Halcrow	Lang		

Absent and not voting:

Boustead	Gerl	Haman	Miller, B.
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The motion failed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2460. A Bill for an Act to amend and reenact section 15-40.1-16 of the North Dakota Century Code, as contained in section 7 of House Bill No. 1045, relating to aid for transportation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 6; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Reimers
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haugland	Linderman	Rolfstrud
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Herman	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dornacker	Hildebrand	Miller, E.	Strinden
Dotzenrod	Hoffner	Moore	Thorsgard
Erickson, K.	Jacobson	Murphy	Ulvedal
Erickson, W.	Jenkins	Mushik	Walsh
Fleming	Johnson, H.	Olienik	Weber
Gackle	Johnson, K.	Opedahl	Welder
Ganser	Kieffer	Patrick	White
Gengler	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker

Those voting in the negative were:

Eagles	Hilleboe	Wagner	Tweten
Hentges	McGauvran		

Absent and not voting:

Gerl	Haman	Miller, B.	Peterson, J.
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So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2460 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Rep. Rice: "Mr. Speaker:

"I rise on a point of personal privilege and request that my remarks be printed in the Journal.

"Minot again this week-end proved to be Number One."

Rep. Reimers moved that Rep. Rice's remarks not be printed in the Journal, which motion failed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2509. A Bill for an Act to provide for state legislative apportionment, and to repeal sections 54-03-01, 54-03-01.1, 54-03-01.2, 54-03-01.3, and 54-03-01.4 of the North Dakota Century Code, and chapter 338 of the North Dakota Session Laws of 1965, relating to state legislative apportionment.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 13; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Raile
Austin	Gunderson	Laughlin	Reimers
Backes	Halerow	Lee	Rice
Boustead	Haugland	Linderman	Rolfstrud
Boyum	Hausauer, R.	Livingston	Rundle
Brekke	Henning	Lundene	Sandness
Bunker	Henry	McGauvran	Shablow
DeGroot	Hensrud	McGeehan	Solberg
DeKrey	Herman	Mertens	Streibel
Dick	Hickle	Metzger	Thorsgard
Dornacker	Hildebrand	Meyer	Tweten
Dotzenrod	Hilleboe	Miedema	Ulvedal
Erickson, K.	Hoffner	Miller, E.	Wagner
Erickson, W.	Jacobson	Moore	Walsh
Fleming	Jenkins	Murphy	Weber
Gackle	Johnson, H.	Mushik	Welder
Ganser	Johnson, K.	Olienyk	White
Gengler	Kieffer	Opedahl	Wilkie
Gerl	Kingsbury	Patrick	Winge
Giffey	Knudson	Peterson, J.	Mr. Speaker
Grant	Larson, G.	Peterson, R.	

Those voting in the negative were:

Atkinson	Hausauer, A.	Raymond	Stoltenow
Berg	Hentges	Rivinius	Stone
Eagles	Lang	Rocheleau	Strinden
Glasphey			

Absent and not voting:

Haman	Miller, B.
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So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2509 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 2601. A Bill for an Act to appropriate money for the expenses of the executive department of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriations shall be available, and repealing all Acts or parts of Acts, insofar as the same shall relate to appropriations for the same matters or purposes provided for herein.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays, 13; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raymond
Atkinson	Gronneberg	Larson, G.	Reimers
Austin	Halcrow	Larson, L.	Rice
Backes	Haugland	Lee	Rivinius
Berg	Hausauer, R.	Linderman	Rocheleau
Boyum	Henning	Livingston	Sandness
Brekke	Henry	Lundene	Shablow
Bunker	Hensrud	McGauvran	Solberg
DeGroot	Hentges	McGeehan	Stoltenow
DeKrey	Herman	Mertens	Stone
Dornacker	Hickle	Meyer	Streibel
Dotzenrod	Hildebrand	Miedema	Strinden
Eagles	Hilleboe	Miller, E.	Thorsgard
Erickson, K.	Hoffner	Moore	Tweten
Erickson, W.	Jacobson	Mushik	Wagner
Gackle	Jenkins	Olienyk	Walsh
Ganser	Johnson, H.	Opedahl	Weber
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker
Glaspay			

Those voting in the negative were:

Boustead	Johnson, K.	Murphy	Rundle
Fleming	Laughlin	Raile	Welder
Gunderson	Metzger	Rolfstrud	Wilkie
Hausauer, A.			

Absent and not voting:

Dick	Haman	Miller, B.	Ulvedal
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So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2001 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 2003. A Bill for an Act to appropriate money for the expenses of the regulatory departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriations shall be available, and repealing all Acts or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided herein.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended,

the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Reimers
Atkinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haugland	Linderman	Rølfstrud
Boustead	Hausauer, A.	Livingston	Rundle
Boyum	Hausauer, R.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	McGeehan	Solberg
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Streibel
Dick	Herman	Meyer	Strinden
Dornacker	Hickle	Miedema	Thorsgard
Dotzenrod	Hildebrand	Miller, E.	Tweten
Eagles	Hilleboe	Moore	Ulvedal
Erickson, K.	Hoffner	Murphy	Wagner
Erickson, W.	Jacobson	Mushik	Walsh
Fleming	Jenkins	Olienyk	Weber
Gackle	Johnson, H.	Opedahl	Weider
Ganser	Johnson, K.	Patrick	White
Gengler	Kieffer	Peterson, J.	Wilkie
Gerl	Kingsbury	Peterson, R.	Winge
Giffey	Knudson	Raile	Mr. Speaker
Glaspey	Lang	Raymond	

Absent and not voting:

Haman Miller, B. Stone

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2003 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1003
 House Bill No. 1006
 House Bill No. 1012
 House Bill No. 1028
 House Bill No. 1032
 House Bill No. 1054
 House Bill No. 1058
 House Bill No. 1097
 House Bill No. 1113
 House Bill No. 1159
 House Bill No. 1170
 House Bill No. 1192
 House Bill No. 1201
 House Bill No. 1220
 House Bill No. 1235
 House Bill No. 1238
 House Bill No. 1275
 House Bill No. 1342
 House Bill No. 1353
 House Bill No. 1364
 House Bill No. 1413
 House Bill No. 1421
 House Bill No. 1430
 House Bill No. 1435
 House Bill No. 1439

House Bill No. 1441
 House Bill No. 1442
 House Bill No. 1444
 House Bill No. 1445
 House Bill No. 1508
 House Bill No. 1521
 House Bill No. 1556

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Rep. White moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1158

House Bill No. 1336

And find the same correctly re-engrossed and enrolled.

REP. MIEDEMA, Chairman

Rep. White moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1008

House Bill No. 1437

And find the same correctly engrossed and enrolled.

REP. MIEDEMA, Chairman

Rep. White moved that the report be adopted, which motion prevailed, and the report was adopted.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 15, 1971

Mr. President: I have the honor to return herewith the following,

Senate Bill No. 2029

Senate Bill No. 2034

Senate Bill No. 2061

Senate Bill No. 2333

Senate Bill No. 2343

Senate Bill No. 2347

Senate Bill No. 2370

Senate Bill No. 2387

Senate Bill No. 2461

Senate Concurrent Resolution No. 4057

Senate Concurrent Resolution No. 4064

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 15, 1971

Mr. President: I have the honor to return herewith the following,

Senate Bill No. 2130

Senate Bill No. 2281

Senate Bill No. 2285

Senate Bill No. 2325

Senate Bill No. 2384

Senate Bill No. 2415

Senate Bill No. 2462

Senate Bill No. 2505

Senate Concurrent Resolution No. 4061

Senate Concurrent Resolution No. 4081

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 15, 1971

Mr. President: I have the honor to return herewith the following,
 Senate Bill No. 2009
 Senate Bill No. 2010
 Senate Bill No. 2014
 Senata Bill No. 2023
 Senate Bill No. 2100
 Senate Bill No. 2207
 Senate Bill No. 2464
 Which the House has amended.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 15, 1971

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 1023
 House Bill No. 1035
 House Bill No. 1104
 House Bill No. 1271
 House Bill No. 1319
 House Bill No. 1324
 House Bill No. 1433
 House Bill No. 1469
 House Bill No. 1514
 House Bill No. 1555

Very respectfully,
 ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 15, 1971

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 1102

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Representatives:
 Moore
 Rundle
 Lundene

Very respectfully,
 ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, March 15, 1971

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4084
 Senate Concurrent Resolution No. 4091

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 15, 1971

Mr. Speaker: I have the honor to transmit Senate Bill No. 2066 which the Senate passed over the Governor's veto.

The vote:
 33 ayes
 11 nays
 4 absent and not voting

Very respectfully,
 LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 15, 1971

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on:

House Concurrent Resolution No. 3020

Senators:
Freed
Page
Barth

Very respectfully,
LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 15, 1971

Mr. Speaker: I have the honor to return:
House Bill No. 1133
House Bill No. 1438
House Bill No. 1455
House Concurrent Resolution No. 3046
Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 15, 1971

Mr. Speaker: I have the honor to return:
House Bill No. 1070
House Bill No. 1077
House Bill No. 1101
House Bill No. 1140
House Bill No. 1229
House Bill No. 1254
House Bill No. 1306
House Bill No. 1352
House Bill No. 1401
House Bill No. 1534
House Concurrent Resolution No. 3028
Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1070

Page 2 line 31 of the engrossed bill after "**than**" delete "**four**" and insert in lieu thereof "**six**"

Page 7 line 20 after the period delete the remainder of the line

Page 7 delete all of line 21

Page 7 line 22 delete the following "**section, but shall not invalidate the cancellation.**"

Page 10 line 3 after "26-02-40." delete the remainder of the line

Page 10 delete all of lines 4 through 15 and insert in lieu thereof the following "**NONLIABILITY OF PARTIES.) The specific reason for cancellation or nonrenewal which is furnished to the insured, shall not constitute grounds for any cause of action against the insurer or his authorized representative, or its agents or employees, or any firm, person or corporation who in good faith furnishes to the insurer the information upon which the reasons for cancellation or nonrenewal are based.**"

Renumber the pages and lines accordingly.

PROPOSED AMENDMENTS TO
ENGROSSED HOUSE BILL No. 1077

On page 2, line 30 of the engrossed bill, delete the underscored word "**shall**", and insert in lieu thereof the word "**may**", and in the

same line, after the underscored word "salary", insert the words "or per diem"

In line 11 of the Senate amendments to the engrossed bill, after the underscored word "salary", insert the words "or per diem,"

On page 3, line 17 of the engrossed bill, delete the underscored words "The annual salary", and insert in lieu thereof the words "If a board shall resolve to pay an annual salary pursuant to this subsection, it"

On page 1, line 2, of the engrossed bill, after the numerals "11-10-10" insert the following: "and sections 23-24-05, 61-06-22, and 61-16-08"

On page 1, line 3, after the word "commissioners" and before the period, insert the words "and compensation of members of the governing bodies of vector control districts, irrigation districts, and water management districts"

On page 2, line 31, delete the words "and expenses and mileage"

On page 2, line 32, delete the words "within the limits provided as follows" and insert in lieu thereof the following " , which salary together with mileage and expenses as hereinafter provided shall not exceed the following limits"

On page 2, line 33, delete all triple parentheses and delete the word "five"

On page 2, delete lines 34 and 35

On page 3, line 1, delete the words "less than eight thousand" and place triple parentheses before and after the word "two" and insert in lieu thereof the word "three"

On page 3, line 3, place triple parentheses before and after the word "seven" and insert in lieu thereof the word "nine"

On page 3, line 5, place triple parentheses before and after the word "five" and insert in lieu thereof the word "eight"

On page 3, following line 17, insert the following new sections:

"SECTION 2. AMENDMENT.) Section 23-24-05 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

23-24-05. BOARD OF COMMISSIONERS — APPOINTMENT AND NUMBER.) When an order of the council creating a vector control district has been filed in the office of the county auditor of a county in which such district or a part of such district is situated a board of commissioners of such vector control district shall be appointed as provided herein, consisting of three members. Any resident freeholder in the district shall be eligible for appointment to the board of commissioners thereof. The term of commissioners first appointed shall be determined by lot. One commissioner shall hold office for a term of two years, one shall serve for a term of three years and one shall serve for a term of five years. The term of a commissioner shall commence on the date of his appointment. In case the office of a commissioner shall become vacant, the commissioner appointed to fill the vacancy shall serve the unexpired term of the member of the board of commissioners and shall receive the same per diem as members of the board. Each member shall receive the sum of fifteen dollars per day while performing his duties as a member of the board, and an allowance for actual meals and lodging expense in an amount not to exceed twelve dollars per day for each day spent in the performance of his duties, plus mileage expense reimbursement at the rate provided in section 54-06-09. The term of office of a member shall be deemed to have commenced on the date of his appointment to the board. Appointments to the board of commissioners shall be made by the state health council with the approval of the board of county commissioners, the board of city commissioners or township supervisors of any county, city,

or township whose territory is embraced or included within said district.

SECTION 3. AMENDMENT.) Section 61-06-22 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

61-06-22. DIRECTORS AND OFFICERS — SALARY, MILEAGE, AND EXPENSES.) Each director shall receive the sum of fifteen dollars per day while performing his duties as a member of the board, and an allowance for actual meals and lodging expense in an amount not to exceed twelve dollars per day for each day spent in the performance of his duties, plus mileage expense reimbursement at the rate provided in section 54-06-09. The salary of the secretary, assessor, and treasurer shall be determined by the board of directors.

SECTION 4. AMENDMENT.) Section 61-16-08 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

61-16-08. ELIGIBILITY FOR APPOINTMENT TO BOARD — TERM OF OFFICE — REMOVAL — FILLING VACANCIES — COMPENSATION OF COMMISSIONERS.) When a water management district has been created any resident freeholder in the district shall be eligible for appointment to the board of commissioners thereof. The terms of office of commissioners appointed to the first district board shall be determined by lot and shall be as herein provided. If such district board shall consist of three commissioners, one commissioner shall hold office for a term of two years, one shall serve for a term of three years, and one shall serve for a term of five years from the first day of January next following the date of their appointment. When a district board consists of five commissioners, two commissioners shall hold office for the term of two years, one for three years, one for four years and one commissioner a term of five years from the first day of January next following the date of their appointment. When a board shall consist of seven commissioners, two commissioners shall hold office for two years, two for three years, two for four years and one for five years from the first day of January next following the date of their appointment. When the term of office of a district commissioner has expired, his successor shall hold office for five years from the first day of January next following the date of their appointment. The term of office of a commissioner shall not terminate until his successor in office is appointed and qualified. In case the office of any district commissioner shall become vacant, the commissioner appointed to fill the vacancy shall serve the unexpired term of the member of the board whose office became vacant. **Each member of the board of commissioners shall receive the sum of fifteen dollars per day while performing his duties as a member of the board, and an allowance for actual meals and lodging expense in an amount not to exceed twelve dollars per day for each day spent in the performance of his duties, plus mileage expense reimbursement at the rate provided in section 54-06-09.** A commissioner may be removed from the board by the board of county commissioners after it appears to the board of county commissioners by competent evidence, and after a public hearing if so requested by the commissioner subject to removal, at which hearing such commissioner must be apprised of and allowed ample opportunity to repudiate such evidence, that such commissioner has been guilty of misconduct, malfeasance, crime in office, neglect of duty in office, habitual drunkenness, gross incompetency, or inability to perform the duties of office for reasons of health."

And renumber the lines and pages accordingly.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENT TO HOUSE BILL No. 1101

On page 1, line 2 of the engrossed bill, delete the first "and", and insert in lieu thereof a comma, and in the same line, after the word "state", insert the words ", or legislative"

On page 1, line 9, after the word "PROCEDURE", and before the period insert "-- COSTS", and in the same line after the word "primary", insert "special."

On page 1, line 11, delete the words "by less than three percent of the total"

On page 1, line 12, delete the words "votes cast for such office in such election"

On page 1, line 13, delete the period and the word "Such", and insert in lieu thereof the following: "in the manner and circumstances hereinafter provided. The demand may be made if the person shall have failed to be nominated in a primary election by less than two percent of the highest vote cast for a candidate of his party for the office sought, or the demand may be made by any person who failed to be elected at a special or general election by less than one-half of one percent of the highest vote cast for a candidate for that office. The"

On page 2, delete lines 9 through 12

On page 2, line 13, delete the words "of the total votes cast for such office, the"

On page 2, line 14, after the partial word "volved", delete the words "shall bear the costs of such recount"

And renumber the lines and pages accordingly.

PROPOSED AMENDMENT TO HOUSE BILL No. 1140

On page 1, line 6, of the engrossed bill, after the word "funds", and before the period, insert the following: "; and providing an effective date"

On page 3, line 17, delete the triple parentheses before and after the word "seven"

On page 3, line 18, delete the underscored word "five", and in the same line, delete the triple parentheses before the word "and" and delete the triple parentheses after the word "cents"

On page 3, line 28, delete the triple parentheses before the dash

On page 3, line 29, delete the triple parentheses after the word "DAKOTA"

On page 3, line 34, delete the triple parentheses

On page 4, line 2, delete the triple parentheses

On page 4, following line 4, insert the following new section:

"SECTION 8. EFFECTIVE DATE.) The provisions of this Act shall take effect on July 1, 1972."

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1229

Page 2 of the engrossed bill delete lines 24 through 28

Page 3 line 11 after the comma delete "1968" and insert in lieu thereof "1970"

Renumber pages and lines accordingly.

PROPOSED AMENDMENT TO HOUSE BILL No. 1254

On page 1 of the engrossed bill, delete lines 18 through 24, and insert in lieu thereof the following:

a. Seven thousand two hundred sixty dollars minimum salary in counties having a population not exceeding eight thousand.

b. Seven thousand four hundred eighty dollars minimum salary in counties having a population exceeding eight thousand, plus additional compensation of one hundred dollars for each one thousand additional population or major fraction thereof, but not to exceed the total sum of nine thousand nine hundred dollars.

c. Ten thousand four hundred fifty dollars minimum salary in counties having a population exceeding thirty thousand."

On page 2, delete lines 1 through 16

On page 2, line 17, delete the letter "f", and insert in lieu thereof the letter "d"

On Page 2 delete lines 24 through 32

And renumber the lines and pages accordingly.

PROPOSED AMENDMENT TO HOUSE BILL No. 1306

Page 1 line 22 after the ending triple parentheses delete the remainder of the line

Page 1 delete all of lines 23 and 24

Page 2 delete all of lines 1 through 17 and insert in lieu thereof the following

"ENROLLING AND ENGROSSING BILLS, ARRANGEMENT FOR — ADVERTISEMENTS.) The chairmen of the enrolling and engrossing committee of the House and Senate so designated at the organizational meeting and the Secretary of State shall constitute a negotiating committee and shall make all necessary arrangements for the engrossing and enrolling of bills and resolutions passed by each house of the Legislative Assembly. The negotiating committee may negotiate with any person or persons and may enter into and execute contracts to perform the necessary engrossing and enrolling of bills and resolutions. The Secretary of State shall advertise that, on the first day of the legislative organizational meeting in December, the committee will receive written proposals for engrossing and enrolling of bills and resolutions and invite persons who are interested to submit proposals. The advertisement shall be published in a newspaper at the seat of government at least once each week for two successive weeks commencing on the first Wednesday in October of the year preceding the regular session of the Legislative Assembly. The negotiating committee, however, shall not be limited to written proposals received. After examining and reviewing proposals submitted, it may award the contract to any person or persons on a negotiated basis.

Page 2 line 30 after the ending parenthesis delete the remainder of the line

Page 2 delete all of lines 31 through 35

Page 3 delete all of lines 1 through 3 and insert in lieu thereof the following

"The negotiating committee shall require a surety bond for the performance of the work in awarding the contract for enrolling and engrossing bills and resolutions of the Legislative Assembly. The amount of the surety bond shall be commensurate with the amount of work to be performed and shall be set by the negotiating committee. Such contract may be awarded only to a bona fide resident of this state."

Page 3 line 18 after the ending parenthesis delete the remainder of the line

Page 3 delete all of lines 19 through 30 and insert in lieu thereof the following

"The negotiating committee, with the advice of the Legislative Council, shall determine the form and style of the engrossed and enrolled bills and resolutions and shall determine the mechanical or other methods by which the engrossing or enrolling is to be done. The negotiating committee shall determine the charges to be made, which shall be set forth in the contract. The negotiating committee may also determine the number of employees to be employed by the person with whom it has contracted or will contract to enroll and engross bills and resolutions. The negotiating committee may also require and provide in the contract for specific provisions which will

expedite, improve and facilitate enrolling and engrossing services to the Legislative Assembly."

And renumber the pages and lines accordingly.

PROPOSED AMENDMENT TO HOUSE BILL No. 1352

Page 2 line 8 of the engrossed bill following the period insert the following: **"Such school may be reopened only at the beginning of the next regular school term which follows by at least ninety days the date of the election or the date the validity of the petition is verified."**

Renumber pages and lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1401

Page 2 of the engrossed bill line 5 after "and" delete "whenever such form is served" and insert in lieu thereof "serves same" and after "or" delete "mailed" and insert in lieu thereof "mails"

Line 18 of the Senate amendments after "jury" insert a period and delete the remainder of the line

Delete all of line 19 of the Senate amendment

Page 3 of the engrossed bill line 13 delete "as indicated in the judgment"

Delete all of lines 54 through 73 of the Senate amendments and insert in lieu thereof the following: "The board of county commissioners may authorize a judge of a county court of increased jurisdiction to appoint a referee of the small claims court who shall hold office at the pleasure of said judge. Such referee shall qualify in the same manner as other civil officers and his duties and powers in the conduct of trials in the small claims court shall be governed by the provisions of Rule 53 (c) North Dakota Rules of Civil Procedure insofar as such provisions are not in conflict with the provisions of this Act. The referee appointed shall be a person versed in the law. The board of county commissioners shall determine the salary or fee of said referee."

On page 1 of the engrossed bill line 7 after the word "LIMITS" insert the following: **"— EFFECTIVE DATE"**

On page 1, line 17 delete the word "five" and insert in lieu thereof the word "two"

On page 2, line 1 after the period, insert the following:

"Actions commenceable in the small claims court shall only be those in which the cause of action has accrued on or after January 1, 1971."

On page 2, line 20 delete the word "five" and insert in lieu thereof the word "two"

On page 2, line 24 delete the word "five" and insert in lieu thereof the word "two"

On page 2, line 27 after the period, insert the following:

"A trial by jury shall be deemed to be waived if neither party, before the commencement of the trial, demands a jury; or if either party fails to appear at the time fixed for the trial. Either party may demand a trial by jury on depositing with the court a sum sufficient to pay six jurors their fees for one day's attendance. A jury shall be composed of six residents of the county having the qualifications of jurors, or of any number less than six if the parties so agree."

On page 3, line 3 after the word "and" insert the following: **"unless otherwise provided in the order"**

On page 3, line 5 after the word "BY" delete the following: **"DEFENDANT — JURY"**

On page 3, line 6 delete the following: **"TRIAL IN DISTRICT COURT — SIZE OF JURY"** and insert in lieu thereof the following: **"PARTIES"**

On page 3, line 10 delete the words **"The judgement"**

On page 3 delete line 11, inclusive.

On page 3, line 12 delete the words "of appeal, and if the defendant" and insert in lieu thereof the following: "If any party"

On page 3 delete lines 17 through 35 and insert in lieu thereof the following: "2. The appeal in the small claims court is taken by serving the notice of appeal and a copy of the undertaking within five days after filing of the same, on the adverse party or his attorney and by filing the notice of appeal together with the undertaking required by law with the clerk of the district court of the county in which the appeal is taken. All proceedings in the district court shall be conducted in accordance with the North Dakota rules of civil procedure and the rules of the district courts applicable to civil action. Undertakings under this section shall be in the manner as provided for undertakings in appeals from justice courts."

On page 4 delete lines 1 through 17, inclusive.

On page 5, after the last printed line of the bill, insert the following new section:

SECTION 8. REFEREES, APPOINTMENT; TERM; METHOD OF QUALIFYING; POWERS AND DUTIES; COMPENSATION.) The judge of a county court of increased jurisdiction may appoint for his county one or more referees of the small claims court who shall hold office at the pleasure of such judge. However, such appointment shall not be made in any county having a population of less than thirty-five thousand inhabitants, unless the board of county commissioners of the county first shall authorize it. Such referees shall qualify in the same manner as other civil officers and his duties and powers in the conduct of trials in the small claims court shall be governed by the provisions of Rule 53 (c) North Dakota Rules of Civil Procedure insofar as such provisions are not in conflict with the provisions of this Act. The referee appointed shall be a person versed in the law. Each referee appointed hereunder shall be paid the annual salary, in equal monthly installments, in the sum fixed by the appointing judge, but subject to the consent of the board of County Commissioner as to amount. They shall, at the expense of the county, be furnished with such clerical assistance, office space and equipment as may be required to carry out the functions of the small claims court.

And renumber the pages and lines accordingly.

PROPOSED AMENDMENT TO HOUSE BILL No. 1534

On page 1, line 1 of the engrossed bill insert a comma after the numerals "16-04-15.2"

On page 1, line 2, delete the word "and" where it first appears

On page 1, line 2, after the numerals "16-11-05.1" insert the following word and numerals: ", and 16-18-06.1"

On page 1, line 8, after the word "officials" and before the period, insert the following: ", and providing a form for the application for absentee ballots and to provide that precincts shall be arranged on voting machines according to the total votes cast in the previous general election for governor, and to provide for the placement of names on ballots and voting machines in races having more than three candidates"

On page 4, line 4, after the period insert the following: "**For the purposes of this section, the precincts shall be arranged according to the total votes cast for governor in the last general election in which such office was filled, starting with the precinct having the highest total votes cast and ending with the precinct having the lowest total votes cast in such election.**"

If there are more than three candidates for any office, and it is not possible to place all of the names on one line, the names shall be placed in two or more lines having an equal or nearly equal num-

ber of names on each line, provided that in no such event shall only one name appear on any line."

On page 5, after line 22, insert the following new section:

"SECTION 7.) Section 16-18-06.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

16-18-06.1. APPLICATION FORM FOR ABSENT VOTER'S BALLOT FOR PERSONS AUTHORIZED TO VOTE FOR FEDERAL OFFICES ONLY.) Application for an absent voter's ballot for persons between eighteen and twenty-one years of age who are authorized to vote for federal offices only shall be made on a blank to be furnished by the proper officer of the county, city, or school district of which the applicant is a resident and must be in substantially the following form:

1, _____, a resident of the township of _____ or of the _____ precinct of the _____ ward of the city of _____ of the county _____ of the state of North Dakota, to my best knowledge and belief, am entitled to vote for federal elected officials in such precinct at the next election, expecting to be absent from the said county on the day for holding such election, or by reason of physical disability being unable to attend and vote at such election, hereby make application for an official absent voter's ballot to be voted by me at such election.

Date _____ Signed _____
 Witness: _____ Post Office _____

_____”

And renumber the lines, sections, and pages accordingly.

PROPOSED AMENDMENTS TO
 HOUSE CONCURRENT RESOLUTION No. 3028

Page 1 line 1 after "resolution" delete "directing" and insert in lieu thereof "urging"

Page 2 line 9 at the beginning of the sentence delete "and directs"
 Renumber pages and lines accordingly.

Rep. Streibel moved that the House stand recessed until 1:30 p.m., which motion prevailed.

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker Bier presiding.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, March 15, 1971

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on:

House Bill No. 1102

Senators:
 Ringsak
 Freed
 Gronhovd

Very respectfully,
 LEO LEIDHOLM, Secretary

SECOND READING OF A SENATE BILL

Senate Bill No. 2316. A Bill for an Act to create and enact subsection 5 of section 34-06-06 and to amend and reenact subsection 4 of section 34-06-06 of the North Dakota Century Code, relating to females holding management positions, and to the hours of employment of female workers during emergency periods.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 63; nays, 25; absent and not voting, 10.

Those voting in the affirmative were:

Atkinson	Gunderson	Kingsbury	Raile
Austin	Halcrow	Knudson	Reimers
Berg	Haugland	Lang	Rocheleau
Boustead	Hausauer, A.	Larson, G.	Sandness
Boyum	Hausauer, R.	Larson, L.	Stoltenow
Brekke	Henning	Lee	Streibel
Bunker	Henry	McGeehan	Strinden
DeKrey	Hensrud	Metzger	Thorsgard
Dick	Hentges	Meyer	Ulvedal
Dornacker	Herman	Miedema	Wagner
Dotzenrod	Hickle	Moore	Walsh
Eagles	Hildebrand	Murphy	Welder
Erickson, K.	Hilleboe	Olienyk	White
Fleming	Jacobson	Opedahl	Winge
Ganser	Jenkins	Patrick	Mr. Speaker
Giffey	Johnson, K.	Peterson, J.	

Those voting in the negative were:

Anderson	Gronneberg	Livingston	Rivinius
Backes	Hoffner	Lundene	Rofsrud
DeGroot	Johnson, H.	McGauvran	Rundle
Erickson, W.	Kieffer	Mertens	Shablow
Gengler	Laughlin	Miller, E.	Weber
Glaspey	Linderman	Mushik	Wilkie
Grant			

Absent and not voting:

Gackle	Miller, B.	Rice	Stone
Gerl	Peterson, R.	Solberg	Twetén
Haman	Raymond		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2316 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Rep. Eagles: "Mr. Speaker:

"When this bill came up the other day, I took the time to look up the law and read it in full. I think at the next Session of this Legislature you should give some thought to taking this bill completely out of the books. During this Session, in every committee I have been in, we have made a point of erasing every distinction as to sex. Wherever it says one appointment shall be a woman, or both sexes shall be represented, we took that out. The Twentieth Century woman is well educated, and now wants to compete equally with men and should be free to compete equally with men. I believe this bill as it exists today is being used to keep women out of managerial positions. Rep. Gengler says he has had some calls in opposition to this piece of legislation, 2317. I have had no calls against 2317, but I do know that the women on the status of Women Conference have opposed Section 34-06-06. These are well educated women. They are women who can work, and it is rather a joke when I sit here some days twelve hours and work, that anyone says that a woman cannot work an equal amount of hours with men, and I hope that next Session you men will give serious consideration to taking this law out of the books."

MOTION

Rep. Reimers moved that Senate Bill No. 2480 be re-referred to the Appropriations Committee, which motion failed on a division vote.

SECOND READING OF A SENATE BILL

Senate Bill No. 2480. A Bill for an Act authorizing the construction of an east court office building on the capitol grounds, providing a sinking fund for the retirement of certificates of indebtedness, setting forth additional responsibilities and duties of the capitol grounds planning commission, providing an appropriation, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 31; nays, 65; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Grant	Lundene	Rocheleau
Backes	Henry	McGauvran	Shablow
DeGroot	Hoffner	McGeehan	Solberg
Dotzenrod	Jacobson	Mertens	Walsh
Erickson, K.	Johnson, H.	Miller, E.	Weber
Erickson, W.	Kieffer	Olienyk	Wilkie
Gengler	Linderman	Opedahl	Winge
Glaspey	Livingston	Raymond	

Those voting in the negative were:

Atkinson	Grunderson	Lang	Rice
Austin	Halcrow	Larson, G.	Rivinius
Berg	Haugland	Larson, L.	Rolfsrud
Boustead	Hausauer, A.	Laughlin	Rundle
Boyum	Hausauer, R.	Lee	Sandness
Brekke	Henning	Metzger	Stoltenow
Bunker	Hensrud	Meyer	Stone
DeKrey	Hentges	Miedema	Streibel
Dick	Herman	Moore	Strinden
Dornacker	Hickle	Murphy	Thorsgard
Eagles	Hildebrand	Mushik	Tweten
Fleming	Hilleboe	Patrick	Ulvedal
Gackle	Jenkins	Peterson, J.	Wagner
Ganser	Johnson, K.	Peterson, R.	Welder
Gerl	Kingsbury	Raile	White
Giffey	Knudson	Reimers	Mr. Speaker
Gronneberg			

Absent and not voting:

Haman Miller, B.

So the bill lost.

SECOND READING OF
A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4002. A Concurrent Resolution directing the Public Welfare Board to implement administrative recommendations of the welfare study to improve the administration of public welfare in North Dakota.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 85; nays, 4; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Rivinius
Atkinson	Gunderson	Larson, G.	Rocheleau
Austin	Halcrow	Laughlin	Rolfsrud
Backes	Haugland	Lee	Rundle
Berg	Hausauer, A.	Linderman	Sandness
Boustead	Hausauer, R.	Livingston	Shablow
Boyum	Henning	Lundene	Solberg
Bunker	Henry	McGauvran	Stoltenow
DeGroot	Hensrud	McGeehan	Stone
Dick	Hentges	Mertens	Streibel
Dornacker	Herman	Meyer	Strinden
Dotzenrod	Hickle	Miller, E.	Thorsgard
Eagles	Hildebrand	Mushik	Tweten
Erickson, K.	Hoffner	Olienyk	Ulvedal
Erickson, W.	Jacobson	Opedahl	Wagner
Fleming	Jenkins	Patrick	Walsh
Ganser	Johnson, H.	Peterson, J.	Welder
Gengler	Johnson, K.	Peterson, R.	White
Gerl	Kieffer	Raile	Wilkie
Giffey	Kingsbury	Raymond	Winge
Glaspey	Knudson	Reimers	Mr. Speaker
Grant			

Those voting in the negative were:

DeKrey	Gackle	Moore	Murphy
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Absent and not voting:

Brekke	Larson, L.	Miedema	Rice
Haman	Metzger	Miller, B.	Weber
Hilleboe			

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4002 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Keiffer moved that the House reconsider the action by which Senate Bill No. 2160 was lost, which motion failed on a division vote for want of a two-thirds majority.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

SIXTIETH DAY

Bismarck, March 15, 1971

The House convened at 2:00 p.m., with Speaker Bier presiding.

Prayer was offered by Rev. Paul Stuart, Regular Baptist Fellowship Church, Bismarck.

Roll was called, and all members were present except Reps. Haman, B. Miller, and Reimers.

A quorum was declared by the Speaker.

MESSAGES FROM THE GOVERNOR
STATE OF NORTH DAKOTA
EXECUTIVE OFFICE

Bismarck

March 15, 1971

The Honorable Howard F. Bier
Speaker of the House
North Dakota House of Representatives
Bismarck, North Dakota 58501

Dear Mr. Speaker:

This is to inform you that on March 12, I signed the following:

House Bill No. 1114
 House Bill No. 1122
 House Bill No. 1149
 House Bill No. 1213
 House Bill No. 1221
 House Bill No. 1222
 House Bill No. 1233
 House Bill No. 1236
 House Bill No. 1244
 House Bill No. 1253
 House Bill No. 1265
 House Bill No. 1272
 House Bill No. 1287
 House Bill No. 1290
 House Bill No. 1348
 House Bill No. 1357
 House Bill No. 1380
 House Bill No. 1450

Sincerely yours,
 WILLIAM L. GUY
 Governor

WLG:jp

The Honorable Howard F. Bier
 Speaker of the House
 North Dakota House of Representatives
 Bismarck, North Dakota

Dear Mr. Speaker:

The 1969 Legislature created the five-member Advisory Board to the Bank of North Dakota. The members of the Board are appointed by the Governor for terms of from one to four years. The Governor appoints a chairman, vice chairman, and secretary of the board.

The present law gives the Advisory Board the duty of formulating recommendations to the Industrial Commission relative to the operation of the Bank of North Dakota.

The Advisory Board to the Bank of North Dakota is made up of highly qualified and prestigious people in several fields of finance. It has been a very productive board and its influence is reflected in many policies now followed by the Industrial Commission as that Commission directs the activities of the Bank of North Dakota.

There may have been some advantages to be gained in amending the legal responsibility of the Advisory Board as the law relates it to the creation of a \$100 million capital pool. This directive in the law was pursued by the Advisory Board in the past year and it was not found feasible to create such a capital pool.

House Bill 1115 does nothing to improve the operation of the Advisory Board to the Bank of North Dakota. In fact, it weakens the activity of the Advisory Board and is another case of diluting the necessary line of responsibility and authority between the Governor and departments and agencies in his Administration.

House Bill 1115 unnecessarily enlarges the membership on the Advisory Board to the Bank of North Dakota from five to seven.

In the process, it includes the President of the Bank of North Dakota as an ex officio member and the Board's secretary.

Since the Advisory Board, in its studies, must remain independent from influence by the management of the Bank of North Dakota, the inclusion of the President as an ex officio Board member weakens the ability of the Advisory Board to approach bank policy, practices and personnel in a candid and frank manner.

The President of the Bank of North Dakota is further instructed

by this legislation to furnish personal services and information if the majority of the Board so request. The term "personal service" is very vague and questionable, but even more serious the law permits the Bank of North Dakota President to vote and thereby contribute to a majority decision as to whether or not he should furnish "personal services" and information. This is a ponderous arrangement which further underlines the inadvisability of the President of the Bank of North Dakota's being a member of the Advisory Board.

House Bill 1115 takes away the authority of the Governor to appoint Advisory Board members and places this authority in the three-member Industrial Commission.

There seems to be a constant effort by the Legislature to erode the authority of the Chief Executive of our state. Sometimes I believe laws regarding the Chief Executive are considered on the basis of the person holding the position rather than on the basis of long-range effect on state government.

The authority of the Chief Executive and his Administration should be made stronger and not weaker, and this authority should not be diluted or completely eliminated by spreading it over other elected or appointed officials.

It should be obvious to those who observe the operation of partisan politics within the Legislature that the same condition exists in the Executive Branch of government when some elected officials may differ in their political party and governmental philosophy from that of the Governor.

A Governor is expected to form an Administration and assume the responsibility and authority for that Administration. To dilute or diminish his authority is not in the public interest, nor is it consistent with responsible state government.

Of a minor nature, but still significant, is the requirement in HB 1115 that the Advisory Board meet once a month. This requirement presupposes that there will be enough work to warrant meeting once a month, and that the members have the time to devote to a meeting once a month. Neither of these suppositions is necessarily valid, and to include what should be administrative decision as a requirement fixed in law is not good legislation.

Because this legislation does nothing to strengthen an already productive Advisory Board to the Bank of North Dakota, I veto House Bill 1115.

Sincerely yours,
WILLIAM L. GUY
Governor

MOTION

Rep. Streibel moved that the House reconsider House Bill No. 1115, which the Governor has vetoed, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1115. A Bill for an Act providing for a bank advisory board consisting of seven members appointed by the industrial commission to act in an advisory capacity to the Bank of North Dakota, and to repeal chapter 6-09.1 of the North Dakota Century Code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 54; nays, 37; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Gunderson	Larson, G.	Rundle
Austin	Halcrow	Lee	Sandness
Berg	Hausauer, A.	Metzger	Stoltenow

Boustead	Hausauer, R.	Miedema	Stone
Boyum	Henning	Moore	Streibel
Brekke	Hensrud	Murphy	Strinden
Bunker	Hentges	Olienyk	Thorsgard
DeKrey	Herman	Opedahl	Tweten
Dick	Hickle	Peterson, J.	Ulvedal
Dornacker	Jenkins	Peterson, R.	Wagner
Eagles	Johnson, K.	Raile	Welder
Gackle	Kingsbury	Raymond	White
Ganser	Knudson	Rivinius	Mr. Speaker
Giffey	Lang		

Those voting in the negative were:

Anderson	Grant	Linderman	Patrick
Backes	Gronneberg	Livingston	Rocheleau
DeGroot	Haugland	Lundene	Rolfsrud
Dotzenrod	Henry	McGauvrans	Shallow
Erickson, K.	Hoffner	McGeehan	Solberg
Erickson, W.	Jacobson	Mertens	Walsh
Fleming	Johnson, H.	Meyer	Weber
Gengler	Kieffer	Miller, E.	Wilkie
Gerl	Laughlin	Mushik	Winge
Glaspey			

Absent and not voting:

Haman	Hilleboe	Miller, B.	Rice
Hildebrand	Larson, L.	Reimers	

So the bill lost.

SECOND READING OF
A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4086. A Concurrent Resolution commending the United States Secretaries of Agriculture and the Treasury for bringing the food bargains American consumers enjoy to the public's attention.

Was read the second time.

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

POINT OF PERSONAL PRIVILEGE

Rep. Henry: "Mr. Speaker:

"I rise on a point of personal privilege and request that my remarks be printed in the journal.

"I am opposed to resolution No. 4086. This resolution commends the Secretary of Agriculture for bringing the food bargains American consumers enjoy to the public's attention. The resolution goes on to state that the Secretary recently pointed out, that agricultural income is at a very low ebb or at the lowest percentage of income ever, and that the farmer does not have an adequate share of the economy. I do not believe that the Secretary is sincere in worrying about the farmers income.

"Within the last 2 years, he has lowered the loan rates of oats, barley, rye, and flax. If we take the average yield in these 4 commodities for the last 3 years, times the lowered loan rate, we will have a net loss of \$29,470,000.00 in 1971. This loss of gross income for the North Dakota farmer comes right off the top. This is a severe blow to agriculture of our state. The loan rate sets the bottom price of grain. This loss of income to our state will be reflected in the farmer's net income and will affect the reserve balance of our state.

"We worry about bringing in new industries, and there has been nothing done in this legislature so far, to bring to the attention of anyone what this 20 million loss means. Furthermore, when the Secretary called in our 1967-68 wheat, this decision lowered the price of wheat in North Dakota from 10¢ to 15¢ bushel, this call in of this

grain in early winter, had a disastrous effect on our grain market and is contributing to the final disposal of many more farmers and the destruction of our small towns and communities. The Secretary has not been friendly to North Dakota Agriculture. I therefore, cannot support this resolution."

So the Senate Concurrent Resolution was declared adopted on a division vote.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4086 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Concurrent Resolution No. 4087. A Concurrent Resolution urging the State to give consideration to the scenic, recreational, and conservational value of state land in leasing policies, and to withhold this land from sale.

Was read the second time.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4087 was adopted, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Dornacker moved that the House concur in the Senate amendments to House Bill No. 1057, which motion prevailed.

Rep. Dornacker moved that the rules be suspended and that House Bill No. 1057 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1057. A Bill for an Act to amend and reenact subsection 10 of section 57-02-01 and subsection 15 of section 57-02-08 of the North Dakota Century Code, relating to the definition of a farm.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, G.	Rice
Austin	Gunderson	Larson, L.	Rivinius
Backes	Halcrow	Laughlin	Rocheleau
Berg	Haugland	Lee	Rolfsrud
Boustead	Hausauer, A.	Linderman	Rundle
Boyum	Hausauer, R.	Livingston	Sandness
Brekke	Henning	Lundene	Shablow
Bunker	Henry	McGauvran	Solberg
DeGroot	Hensrud	McGeehan	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Herman	Meyer	Streibel
Dornacker	Hickle	Miedema	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Ulvedal
Erickson, K.	Hoffner	Murphy	Wagner
Erickson, W.	Jacobson	Mushik	Walsh
Fleming	Jenkins	Olienyk	Weber
Gackle	Johnson, H.	Opedahl	Welder
Ganser	Johnson, K.	Patrick	White

Gerl	Kieffer	Raile	Wilkie
Giffey	Kingsbury	Raymond	Winge
Glaspey	Knudson	Reimers	Mr. Speaker
Grant	Lang		

Those voting in the negative were:
Mertens Peterson, J. Tweten

Absent and not voting:
Atkinson Haman Miller, B. Peterson, R.
Gengler

So the bill passed and the title was agreed to.

MOTION

Rep. Dornacker moved that the House not concur on Senate amendments to House Bill No. 1053, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

MOTION

Rep. Dornacker moved that the House not concur on Senate amendments to House Bill No. 1246, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Bier announced the appointment of the following conference committees:

On House Bill No. 1053:

Representatives:
Gackle
DeKrey
Shablow

On House Bill No. 1246:

Representatives:
Boyum
L. Larson
Wilkie

SECOND READING OF SENATE BILLS

Senate Bill No. 2042. A Bill for an Act to establish an office of higher education computer services under the control of the state board of higher education.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 49; nays, 47; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Giffey	Linderman	Rocheleau
Atkinson	Gunderson	Livingston	Sandness
Austin	Halcrow	McGeehan	Solberg
Boustead	Hausauer, R.	Mertens	Stone
Boyum	Henry	Miedema	Streibel
DeGroot	Hensrud	Moore	Strinden
Dick	Hildebrand	Murphy	Tweten
Dornacker	Hilleboe	Mushik	Ulvedal
Dotzenrod	Hoffner	Opedahl	White
Erickson, K.	Jacobson	Peterson, R.	Wilkie
Erickson, W.	Kieffer	Raymond	Winge
Fleming	Laughlin	Rivinius	Mr. Speaker
Gerl			

Those voting in the negative were:

Backes	Haugland	Larson, G.	Reimers
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Berg	Hausauer, A.	Larson, L.	Rice
Brekke	Henning	Lee	Rolfstrud
Bunker	Hentges	Lundene	Rundle
DeKrey	Herman	McGauvran	Shablou
Eagles	Hickle	Metzger	Stoltenow
Gackle	Jenkins	Meyer	Thorsgard
Ganser	Johnson, H.	Miller, E.	Wagner
Gengler	Johnson, K.	Olienyk	Walsh
Glaspey	Kingsbury	Patrick	Weber
Grant	Knudson	Peterson, J.	Welder
Gronneberg	Lang	Raile	

Absent and not voting:

Haman	Miller, B.
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So the bill lost for want of a constitutional majority.

Senate Bill No. 2122. A Bill for an Act to create and enact sections 25-09-02.1, 25-09-02.2, 25-09-03.1, and 25-09-11.1 of the North Dakota Century Code; to amend and reenact sections 25-09-02, 25-09-03, 25-09-04, 25-09-05, 25-09-06, subsection 2 of section 25-09-07, and section 25-09-08 of the North Dakota Century Code; and to repeal section 25-09-11 of the North Dakota Century Code, all relating to the expenses of care and treatment of patients at the Grafton state school and the state hospital.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Rice
Atkinson	Halcrow	Laughlin	Rivinius
Austin	Haman	Lee	Rocheleau
Backes	Haugland	Linderman	Rolfstrud
Berg	Hausauer, A.	Livingston	Rundle
Boustead	Hausauer, R.	Lundene	Sandness
Boyum	Henning	McGauvran	Shablou
Brekke	Henry	McGeehan	Solberg
Bunker	Hentges	Mertens	Stoltenow
DeKrey	Herman	Metzger	Stone
Dick	Hickle	Meyer	Streibel
Dotzenrod	Hildebrand	Miller, E.	Strinden
Eagles	Hilleboe	Moore	Thorsgard
Erickson, K.	Hoffner	Murphy	Tweten
Erickson, W.	Jacobson	Mushik	Ulvedal
Fleming	Jenkins	Olienyk	Wagner
Gackle	Johnson, H.	Opedahl	Walsh
Ganser	Johnson, K.	Patrick	Weber
Gengler	Kieffer	Peterson, J.	Welder
Gerl	Kingsbury	Peterson, R.	Wilkie
Giffey	Knudson	Raile	Winge
Grant	Lang	Raymond	Mr. Speaker
Gronneberg	Larson, G.	Reimers	

Those absent and not voting:

DeGroot	Glaspey	Miedema	White
Dornacker	Hensrud	Miller, B.	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2122 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 2182. A Bill for an Act to amend and reenact subsection 2 of section 11-10-10 and sections 11-16-02 and 11-16-05 of

the North Dakota Century Code, relating to providing that the position of states attorney in a county of over 35,000 population be a full-time position, the employment of assistant states attorneys, the restrictions on the powers of states attorneys, increasing the salaries of county officials, and to create and enact a section to provide for an effective date thereof.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 78; nays, 7; absent and not voting, 13.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Rolfsrud
Atkinson	Gunderson	Lee	Rundle
Austin	Halcrow	Linderman	Sandness
Backes	Haman	Livingston	Shablow
Berg	Haugland	Lundene	Solberg
Boustead	Henning	McGeehan	Stoltenow
Boyum	Henry	Mertens	Stone
Brekke	Hentges	Meyer	Streibel
Bunker	Herman	Miedema	Strinden
DeGroot	Hickle	Miller, E.	Thorsgard
DeKrey	Hildebrand	Mulshik	Tweten
Dick	Hilleboe	Olienyk	Ulvedal
Dotzenrod	Hoffner	Opedahl	Walsh
Eagles	Jacobson	Patrick	Weber
Erickson, K.	Johnson, H.	Peterson, J.	Welder
Erickson, W.	Kieffer	Raile	White
Fleming	Kingsbury	Rice	Wilkie
Gackle	Knudson	Rivinius	Winge
Ganser	Larson, G.	Rocheleau	Mr. Speaker
Grant	Larson, L.		

Those voting in the negative were:

Glaspey	Lang	Murphy	Wagner
Hausauer, A.	McGauvran	Peterson, R.	

Absent and not voting:

Dornacker	Hausauer, R.	Johnson, K.	Moore
Gengler	Hensrud	Metzger	Raymond
Gerl	Jenkins	Miller, B.	Reimers
Giffey			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the House stand recessed for fifteen minutes, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Bier presiding.

Senate Bill No. 2299. A Bill for an Act to amend and reenact subsection 2 of section 51-14-01 of the North Dakota Century Code, relating to definition of retail seller or seller.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, A.	Lee	Rocheleau
Backes	Hausauer, R.	Linderman	Rolfsrud
Boustead	Henning	Livingston	Rundle
Boyum	Henry	Lundene	Sandness
Brekke	Hensrud	McGauvran	Shablow

Bunker	Hentges	Mertens	Solberg
DeGroot	Herman	Metzger	Stoltenow
DeKrey	Hickle	Meyer	Stone
Dick	Hildebrand	Miedema	Streibel
Dotzenrod	Hilleboe	Moore	Strinden
Eagles	Hoffner	Murphy	Thorsgard
Erickson, K.	Jacobson	Mushik	Ulvedal
Erickson, W.	Jenkins	Olienyk	Wagner
Gackle	Johnson, H.	Opedahl	Walsh
Ganser	Johnson, K.	Patrick	Weber
Gerl	Kieffer	Peterson, J.	Welder
Giffey	Kingsbury	Peterson, R.	White
Grant	Knudson	Raile	Wilkie
Gronneberg	Lang	Raymond	Winge
Gunderson	Larson, G.	Reimers	Mr. Speaker
Haman	Larson, L.	Rice	

Those voting in the negative were:

Fleming	Glaspey	Halcrow	McGeehan
Gengler			

Absent and not voting:

Anderson	Dornacker	Miller, E.	Tweten
Berg	Miller, B.		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2299 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Rundle moved that the House reconsider the action by which Senate Bill No. 2182 was passed, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2182. A Bill for an Act to amend and reenact subsection 2 of section 11-10-10 and sections 11-16-02 and 11-16-05 of the North Dakota Century Code, relating to providing that the position of states attorney in a county of over 35,000 population be a full-time position, the employment of assistant states attorneys, the restrictions on the powers of states attorneys, increasing the salaries of county officials, and to create and enact a section to provide for an effective date thereof.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 7; nays, 84; absent and not voting, 7.

Those voting in the affirmative were:

Backes	Gackle	Haman	Walsh
Fleming	Grant	Haugland	

Those voting in the negative were:

Anderson	Hausauer, A.	Laughlin	Rice
Atkinson	Hausauer, R.	Lee	Rivinius
Austin	Henning	Linderman	Rocheleau
Boustead	Henry	Livingston	Rolfsrud
Boyum	Hensrud	Lundene	Rundle
Brekke	Hentges	McGauvran	Sandness
Bunker	Herman	McGeehan	Shablow
DeGroot	Hickle	Mertens	Solberg
DeKrey	Hildebrand	Metzger	Stoltenow
Dick	Hilleboe	Meyer	Stone
Dotzenrod	Hoffner	Miedema	Streibel

Eagles	Jacobson	Murphy	Strinden
Erickson, K.	Jenkins	Mushik	Thorsgard
Erickson, W.	Johnson, H.	Olienyk	Tweten
Ganser	Johnson, K.	Opedahl	Wagner
Gengler	Kieffer	Patrick	Weber
Gerl	Kingsbury	Peterson, J.	Welder
Glaspey	Knudson	Peterson, R.	White
Gronneberg	Lang	Raile	Wilkie
Gunderson	Larson, G.	Raymond	Winge
Halcrow	Larson, L.	Reimers	Mr. Speaker

Absent and not voting:

Berg	Giffey	Miller, E.	Ulvedal
Dornacker	Miller, B.	Moore	

So the bill lost.

MOTIONS

Rep. Rundle moved that the House not concur on Senate amendments to House Bill No. 1077, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Rundle moved that the House not concur on Senate amendments to House Bill No. 1229, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Rundle moved that the House not concur on Senate amendments to House Bill No. 1254, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2334. A Bill for an Act to amend and reenact section 13-04-01 of the North Dakota Century Code, relating to installment bank loan charges.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 7; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Halcrow	Larson, G.	Rivinius
Atkinson	Haman	Larson, L.	Rocheleau
Austin	Haugland	Lee	Rolfsrud
Backes	Hausauer, A.	Linderman	Rundle
Boustead	Hausauer, R.	Livingston	Sandness
Boyum	Henning	Lundene	Solberg
Brekke	Henry	McGeehan	Stoltenow
Bunker	Hensrud	Mertens	Stone
DeGroot	Hentges	Metzger	Streibel
DeKrey	Herman	Meyer	Strinden
Dick	Hickle	Miedema	Thorsgard
Dornacker	Hildebrand	Moore	Tweten
Dotzenrod	Hilleboe	Murphy	Ulvedal
Eagles	Hoffner	Mushik	Wagner
Erickson, K.	Jacobson	Olienyk	Walsh
Erickson, W.	Jenkins	Opedahl	Weber
Gackle	Johnson, H.	Patrick	Welder
Ganser	Johnson, K.	Peterson, J.	White
Gengler	Kieffer	Raile	Wilkie
Gerl	Kingsbury	Raymond	Winge
Grant	Knudson	Reimers	Mr. Speaker
Gunderson	Lang	Rice	

Those voting in the negative were:

Fleming	Gronneberg	McGauvran	Shablow
Glaspey	Laughlin	Miller, E.	

Absent and not voting:

Berg	Giffey	Miller, B.	Peterson, R.
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So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2334 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Bier announced the appointment of the following Conference Committees:

On House Bill No. 1229:

Rep. White
Rep. Brekke
Rep. Gerl

On House Bill No. 1254:

Rep. White
Rep. Brekke
Rep. Backes

On House Bill No. 1077:

Rep. Lang
Rep. Stone
Rep. Jacobson

SECOND READING OF SENATE BILLS

Senate Bill No. 2348. A Bill for an Act to provide for an appropriation out of the state lands maintenance fund in the state treasury for salaries and expenses of the commissioner of university and school lands.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 13; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Glaspey	Knudson	Rivinius
Atkinson	Grant	Lang	Rocheleau
Austin	Gronneberg	Larson, G.	Sandness
Backes	Gunderson	Larson, L.	Shablow
Boustead	Halcrow	Lee	Solberg
Boyum	Haman	Livingston	Stoltenow
Brekke	Haugland	Lundene	Stone
Bunker	Hausauer, A.	McGauvran	Streibel
DeGroot	Hausauer, R.	McGeehan	Strinden
DeKrey	Henning	Metzger	Thorsgard
Dick	Henry	Miedema	Tweten
Dornacker	Hensrud	Miller, E.	Ulvedal
Dotzenrod	Herman	Moore	Wagner
Eagles	Hilleboe	Olienyk	Walsh
Erickson, K.	Hoffner	Opedahl	Weber
Fleming	Jacobson	Peterson, R.	Welder
Gackle	Jenkins	Raile	White
Ganser	Johnson, H.	Raymond	Wilkie
Gengler	Johnson, K.	Reimers	Winge
Gerl	Kieffer	Rice	Mr. Speaker
Giffey	Kingsbury		

Those voting in the negative were:

Erickson, W.	Laughlin	Meyer	Patrick
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Hentges	Linderman	Murphy	Rolfsrud
Hickle	Mertens	Mushik	Rundle
Hildebrand			

Absent and not voting:

Berg	Miller, B.	Peterson, J.
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So the bill passed and the title was agreed to.

Senate Bill No. 2512. A Bill for an Act to authorize the state board of higher education to sell and convey certain land presently under the custody and control of the Ellendale branch of the university of North Dakota to the city of Ellendale or to a nonprofit industrial development corporation in such city.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 10; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Rice
Atkinson	Halcrow	Larson, L.	Rivinius
Austin	Haman	Laughlin	Rocheleau
Boustead	Haugland	Lee	Rolfsrud
Boyum	Hausauer, A.	Linderman	Rundle
Brekke	Hausauer, R.	Lundene	Shablow
Bunker	Henning	McGauvran	Solberg
DeGroot	Henry	McGeehan	Stone
DeKrey	Hensrud	Mertens	Streibel
Dick	Hentges	Metzger	Strinden
Dotzenrod	Herman	Miedema	Thorsgard
Eagles	Hildebrand	Moore	Tweten
Erickson, K.	Hoffner	Mushik	Ulvedal
Erickson, W.	Jacobson	Olienyk	Wagner
Fleming	Jenkins	Opedahl	Walsh
Ganser	Johnson, H.	Patrick	Weber
Gengler	Johnson, K.	Peterson, J.	Welder
Gerl	Kieffer	Peterson, R.	White
Giffey	Kingsbury	Raile	Wilkie
Glaspey	Knudson	Raymond	Winge
Grant	Lang	Reimers	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Backes	Hickle	Miller, E.	Sandness
Dornacker	Livingston	Murphy	Stoltenow
Gackle	Meyer		

Absent and not voting:

Berg	Hilleboe	Miller, B.
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So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2512 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTE ON SENATE BILL No. 2512

Rep. Dornacker: "Mr. Speaker:

"I would like to explain my no vote on Senate Bill No. 2512.

"You will remember some time back I introduced a bill that school buildings should be insured for replacement value. I really believe that part of the problems at Ellendale have been caused by the State of North Dakota and not insuring the buildings for replacement value.

"You may think I am taking a particularly personal interest in this, but I do feel from the stand point of smaller schools, they do provide a service to the State of North Dakota. Bottineau may

be next to go, and Mayville next, but I do think these small schools have a place in North Dakota, and if you will look at Minnesota, they had to go to doing what we are doing, and had to build smaller schools rather than have their huge schools alone. That is the reason I voted No."

MOTIONS

Rep. Bunker moved that the House concur in the Senate amendments to House Bill No. 1188, which motion prevailed.

Rep. Bunker moved that the rules be suspended and that House Bill No. 1188 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1188. A Bill for an Act to create and enact section 51-07-14 of the North Dakota Century Code, to allow wholesalers and manufacturers to charge a one and one-half percent service charge per month on all accounts which are overdue.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 72; nays, 21; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Gronneberg	Knudson	Riemers
Austin	Gunderson	Lang	Rice
Backes	Haugland	Larson, G.	Rivinius
Boustead	Hausauer, R.	Larson, L.	Rocheleau
Brekke	Henning	Lee	Rolfsrud
Bunker	Henry	Linderman	Sandness
DeGroot	Hensrud	Livingston	Solberg
DeKrey	Hentges	Lundene	Stoltenow
Dick	Herman	Mertens	Stone
Dornacker	Hickle	Meyer	Streibel
Eagles	Hildebrand	Miedema	Strinden
Erickson, K.	Hilleboe	Miller, E.	Thorsgard
Erickson, W.	Hoffner	Moore	Ulvedal
Gackle	Jacobson	Mushik	Wagner
Ganser	Jenkins	Olienyk	Walsh
Gengler	Johnson, H.	Opedahl	White
Gerl	Kieffer	Peterson, R.	Wilkie
Grant	Kingsbury	Raile	Mr. Speaker

Those voting in the negative were:

Anderson	Halcrow	McGauvran	Rundle
Boyum	Haman	McGeehan	Shablow
Dotzenrod	Hausauer, A.	Murphy	Weber
Fleming	Johnson, K.	Patrick	Welder
Giffey	Laughlin	Raymond	Winge
Glaspey			

Absent and not voting:

Berg	Miller, B.	Peterson, J.	Tweten
Metzger			

So the bill passed and the title was agreed to.

MOTIONS

Rep. Bunker moved that the House concur in the Senate amendments to House Bill No. 1446, which motion prevailed.

Rep. Bunker moved that the rules be suspended and that House Bill No. 1446 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1446. A Bill for an Act to create and enact chapter 43-18.1 of the North Dakota Century Code, relating to

the regulation of the installation of water conditioning equipment; and imposing a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 67; nays, 30; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Hausauer, R.	Larson, L.	Rivinius
Atkinson	Henning	Lee	Rundle
Austin	Henry	Linderman	Sandness
Backes	Hensrud	McGauvran	Stoltenow
Boustead	Hentges	Mertens	Stone
Boyum	Herman	Miedema	Streibel
Brekke	Hickle	Miller, B.	Strinden
Bunker	Hildebrand	Murphy	Thorsgard
Dick	Hilleboe	Olienyk	Tweten
Dornacker	Hoffner	Opedahl	Ulvedal
Dotzenrod	Jacobson	Patrick	Wagner
Eagles	Jenkins	Peterson, J.	Walsh
Giffey	Johnson, K.	Peterson, R.	Weber
Glaspey	Kieffer	Raile	White
Grant	Kingsbury	Raymond	Winge
Gronneberg	Knudson	Riemers	Mr. Speaker
Gunderson	Lang	Rice	

Those voting in the negative were:

DeGroot	Gerl	Livingston	Mushik
DeKrey	Halcrow	Lundene	Rocheleau
Erickson, K.	Haman	McGeehan	Rolfsrud
Erickson, W.	Haugland	Metzger	Shablow
Fleming	Hausauer, A.	Meyer	Solberg
Gackle	Johnson, H.	Miller, E.	Welder
Ganser	Larson, G.	Moore	Wilkie
Gengler	Laughlin		

Absent and not voting:

Berg

So the bill passed and the title was agreed to.

MOTION

Rep. Hilleboe moved that the House concur in the Senate amendments to House Concurrent Resolution No. 3066, which motion prevailed.

Rep. Hilleboe moved that the rules be suspended and that House Concurrent Resolution No. 3066 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

**SECOND READING OF
A HOUSE CONCURRENT RESOLUTION**

House Concurrent Resolution No. 3066. A Concurrent Resolution requesting the President of the United States and the Secretary of Housing and Urban Development to simplify and speed procedures for federal funds.

Was read the second time.

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

So the House Concurrent Resolution was declared adopted on a voice vote.

MOTIONS

Rep. Bunker moved that the House concur in the Senate amendments to House Bill No. 1247, which motion prevailed.

Rep. Bunker moved that the rules be suspended and that House

Bill No. 1247 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1247. A Bill for an Act relating to the creation and authorization of nonprofit vision service corporations whereby visual services may be provided by licensed practitioners to members of the public who become subscribers to said corporations under contracts which entitle such subscribers to certain specified vision services.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 6; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Grant	Laughlin	Rice
Atkinson	Gronneberg	Lee	Rivinius
Austin	Gunderson	Linderman	Rocheleau
Backes	Haman	Livingston	Rolfsrud
Boustead	Haugland	Lundene	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	McGeehan	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hentges	Meyer	Stoltenow
DeKrey	Hickle	Miedema	Streibel
Dick	Hildebrand	Miller, B.	Thorsgard
Dornacker	Hoffner	Moore	Tweten
Dotzenrod	Jacobson	Murphy	Ulvedal
Eagles	Jenkins	Mushik	Wagner
Erickson, K.	Johnson, H.	Olienyk	Walsh
Erickson, W.	Johnson, K.	Opedahl	Welder
Fleming	Kieffer	Patrick	White
Gackle	Kingsbury	Peterson, R.	Wilkie
Ganser	Knudson	Raile	Winge
Giffey	Larson, G.	Raymond	Mr. Speaker
Glaspey	Larson, L.	Reimers	

Those voting in the negative were:

Gengler	Halcrow	Metzger	Miller, E.
Gerl	Herman		

Absent and not voting:

Berg	Hilleboe	Peterson, J.	Strinden
Hausauer, A.	Lang	Stone	Weber
Hensrud			

So the bill passed and the title was agreed to.

Rep. Walsh moved that the rules be suspended and that House Bill No. 1436 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1436. A Bill for an Act to create and enact section 23-01-17 of the North Dakota Century Code, relating to authority for the state health council to make rules and regulations concerning noise that is hazardous to health and safety, and providing a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 49; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gerl	Larson, G.	Raymond
Atkinson	Giffey	Laughlin	Rocheleau
Backes	Glaspay	Linderman	Sandness
DeGroot	Grant	Livingston	Solberg
Dick	Gronneberg	Lundene	Stone
Dornacker	Haugland	McGeehan	Streibel
Dotzenrod	Henry	Mertens	Strinden
Eagles	Hildebrand	Miller, B.	Tweten
Erickson, K.	Hoffner	Miller, E.	Walsh
Erickson, W.	Jacobson	Mushik	Weber
Fleming	Kieffer	Opedahl	Winge
Gengler	Knudson	Peterson, R.	Mr. Speaker

Those voting in the negative were:

Austin	Hausauer, R.	Lee	Rice
Berg	Henning	McGauvran	Rivinius
Boustead	Hensrud	Metzger	Rolfsrud
Boyum	Hentges	Meyer	Rundle
Brekke	Herman	Miedema	Shablow
Bunker	Hickle	Moore	Stoltenow
DeKrey	Jenkins	Murphy	Thorsgard
Gackle	Johnson, H.	Olienyk	Ulvedal
Ganser	Johnson, K.	Patrick	Wagner
Gunderson	Kingsbury	Peterson, J.	Welder
Halcrow	Lang	Raile	White
Haman	Larson, L.	Reimers	Wilkie
Hausauer, A.			

Absent and not voting:

Hilleboe

So the bill lost.

MOTIONS

Rep. Atkinson moved that the House concur in the Senate amendments to House Bill No. 1401, which motion prevailed.

Rep. Atkinson moved that the rules be suspended and that House Bill No. 1401 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1401. A Bill for an Act to create a small claims court and to set forth its jurisdiction and procedures.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Gronneberg	Laughlin	Raymond
Atkinson	Halcrow	Lee	Rice
Austin	Haman	Linderman	Rivinius
Berg	Haugland	Livingston	Rocheleau
Boustead	Hausauer, A.	Lundene	Rolfsrud
Boyum	Hausauer, R.	McGauvran	Rundle
Brekke	Henning	McGeehan	Sandness
DeGroot	Henry	Mertens	Shablow
DeKrey	Hensrud	Metzger	Solberg
Dick	Hentges	Meyer	Stoltenow
Dornacker	Herman	Miedema	Streibel
Dotzenrod	Hickle	Miller, B.	Thorsgard
Eagles	Hildebrand	Miller, E.	Tweten
Erickson, K.	Hilleboe	Moore	Ulvedal
Erickson, W.	Hoffner	Murphy	Wagner

Fleming	Jacobson	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber
Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	White
Gerl	Kingsbury	Peterson, J.	Wilkie
Giffey	Larson, G.	Peterson, R.	Winge
Grant	Larson, L.	Raile	Mr. Speaker

Absent and not voting:

Backes	Gunderson	Lang	Stone
Bunker	Jenkins	Reimers	Strinden
Glaspsey	Knudson		

So the bill passed and the title was agreed to.

MOTIONS

Rep. Atkinson moved that the House concur in the Senate amendments to House Bill No. 1101, which motion prevailed.

Rep. Atkinson moved that the rules be suspended and that House Bill No. 1101 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1101. A Bill for an Act to provide for the recounting of ballots in congressional, state or legislative elections and to provide procedures for such recounts.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Glaspsey	Larson, G.	Reimers
Atkinson	Grant	Larson, L.	Rice
Austin	Gronneberg	Laughlin	Rivinius
Backes	Halcrow	Lee	Rocheleau
Berg	Haman	Linderman	Rolfsrud
Boustead	Haugland	Livingston	Rundle
Boyum	Hausauer, A.	Lundene	Sandness
Brekke	Henning	McGauvran	Shablow
Bunker	Henry	Mertens	Solberg
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Herman	Miedema	Streibel
Dornacker	Hickle	Miller, B.	Strinden
Dotzenrod	Hildebrand	Miller, E.	Thorsgard
Eagles	Hilleboe	Moore	Ulvedal
Erickson, K.	Hoffner	Murphy	Wagner
Erickson, W.	Jacobson	Mushik	Walsh
Fleming	Jenkins	Olienyk	Weber
Gackle	Johnson, H.	Opedahl	Welder
Ganser	Johnson, K.	Patrick	White
Gengler	Kieffer	Peterson, R.	Wilkie
Gerl	Kingsbury	Raile	Winge
Giffey	Lang	Raymond	Mr. Speaker

Absent and not voting:

Gunderson	Knudson	Peterson, J.	Tweten
Hausauer, R.	McGeehan		

So the bill passed and the title was agreed to.

MOTIONS

Rep. Reimers moved that the House concur in the Senate amendments to House Bill No. 1033, which motion prevailed.

Rep. Reimers moved that the rules be suspended and that House

Bill No. 1033 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1033. A Bill for an Act making an appropriation for salaries and expenses of the constitutional convention and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 7; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Halcrow	Laughlin	Rivinius
Atkinson	Haman	Lee	Rocheleau
Austin	Haugland	Linderman	Rolfsrud
Backes	Hausauer, A.	Livingston	Rundle
Berg	Hausauer, R.	Lundene	Sandness
Boustead	Henning	McGauvran	Shablow
Boyum	Henry	McGeehan	Solberg
Brekke	Hensrud	Mertens	Stoltenow
Bunker	Hentges	Meyer	Stone
DeGroot	Herman	Miedema	Streibel
Dick	Hildebrand	Miller, B.	Strinden
Dotzenrod	Hilleboe	Miller, E.	Thorsgard
Eagles	Hoffner	Mushik	Tweten
Erickson, K.	Jacobson	Olienyk	Ulvedal
Erickson, W.	Jenkins	Opedahl	Wagner
Fleming	Johnson, H.	Patrick	Walsh
Gackle	Kieffer	Peterson, J.	Weber
Ganser	Kingsbury	Peterson, R.	Welder
Gengler	Knudson	Raile	White
Gerl	Lang	Raymond	Wilkie
Giffey	Larson, G.	Reimers	Winge
Glaspey	Larson, L.	Rice	Mr. Speaker
Grant			

Those voting in the negative were:

DeKrey	Hickle	Metzger	Murphy
Dornacker	Johnson, K.	Moore	

Absent and not voting:

Gronneberg Gunderson

So the bill passed and the title was agreed to and the emergency clause was declared carried.

EXPLANATION OF VOTE ON HOUSE BILL No. 1033

Rep. Rundle: "Mr. Speaker:

"I would like to explain my vote on House Bill No. 1033.

"I didn't dare vote no because I would be called an obstructionist. What I would like to have the Constitutional Convention do is turn about \$50,000 back to the General Fund two years from now."

MOTIONS

Rep. Dick moved that the House request the return of Senate Bill No. 2489 from the Senate, which motion prevailed.

Rep. Hilleboe moved that the House not concur on Senate amendments to House Bill No. 1306, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Hilleboe moved that the House not concur on Senate amendments to House Concurrent Resolution No. 3083, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, March 15, 1971

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 2012

Senate Bill No. 2178

Senate Bill No. 2307

Refused to concur in the House amendment to:

Senate Bill No. 2004

Senate Bill No. 2306

And the President has appointed as a conference committee to act with a like Committee from the House,

Senators:

Strinden

Schultz

L. Larson

to serve on Senate Bill No. 2004

Senators:

Longmire

Goldberg

Berube

to serve on Senate Bill No. 2306

Very respectfully,
LEO LEIDHOLM, Secretary

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Bier announced the following appointment of Conference Committees:

Representatives:

Gunderson

Berg

Patrick

to serve on House Concurrent Resolution No. 3083

Representatives:

Rivinius

Hensrud

W. Erickson

to serve on House Bill No. 1306

Representatives:

Miedema

L. Hausauer

Anderson

to serve on Senate Bill No. 2004

SECOND READING OF
SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4084. A Concurrent Resolution urging the Congress of the United States to assume full responsibility for funding and administering the Aid to Families with Dependent Children program on federal Indian reservations.

Which has been read.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4084 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Concurrent Resolution No. 4091. A Concurrent Resolution providing for the retaining of certain employees of the House of

Representatives and Senate after the legislative session for the purpose of completing legislative work.

Which has been read.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Reimers
Atkinson	Gunderson	Larson, G.	Rice
Austin	Halcrow	Larson, L.	Rivinius
Backes	Haman	Lee	Rocheleau
Berg	Hausauer, A.	Livingston	Rundle
Boustead	Hausauer, R.	Lundene	Sandness
Boyum	Henning	McGauvran	Shablow
Brekke	Henry	McGeehan	Solberg
Bunker	Hensrud	Mertens	Stoltenow
DeGroot	Hentges	Metzger	Stone
DeKrey	Herman	Meyer	Streibel
Dick	Hickle	Miedema	Thorsgard
Dornacker	Hildebrand	Miller, B.	Tweten
Dotzenrod	Hilleboe	Miller, E.	Ulvedal
Eagles	Hoffner	Moore	Wagner
Erickson, K.	Jacobson	Murphy	Walsh
Erickson, W.	Jenkins	Opedahl	Weber
Gackle	Johnson, H.	Patrick	Welder
Ganser	Johnson, K.	Peterson, J.	White
Giffey	Kieffer	Peterson, R.	Wilkie
Glaspey	Kingsbury	Raile	Winge
Grant	Knudson	Raymond	Mr. Speaker

Absent and not voting:

Fleming	Haugland	Mushik	Rolfsrud
Gengler	Laughlin	Olienyk	Strinden
Gerl	Linderman		

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4091 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Reimers moved that the House reconsider the action by which Senate Bill No. 2348 was passed, which motion prevailed.

Rep. Reimers moved that the House reconsider the action by which the amendments to Senate Bill No. 2348, as shown on page 1315 of the House Journal, were adopted, which motion prevailed.

Rep. Reimers requested unanimous consent to suspend the rules for the purpose of amending Senate Bill No. 2348. There being no objection, permission was granted by Speaker Bier.

Rep. Reimers moved that Senate Bill No. 2348 be amended as follows:

On page 1, line 11 of the bill, delete the figure "346,930.00" and insert in lieu thereof the figure "371,930.00"

On page 1, line 15, delete the figure "275,247.00" and insert in lieu thereof the figure "298,747.00"

On page 1, line 20, delete the figure "1,000.00" and insert in lieu thereof the figure "2,500.00"

On page 1, line 21, delete the figure "346,930.00" and insert in lieu thereof the figure "371,930.00"

Which motion prevailed.

Rep. Reimers moved that the rules be suspended and that Senate

Bill No. 2348, as amended, be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2348. A Bill for an Act to provide for an appropriation out of the state lands maintenance fund in the state treasury for salaries and expenses of the commissioner of university and school lands.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays, 7; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Rice
Atkinson	Halcrow	Lee	Rivinius
Austin	Haman	Livingston	Rocheleau
Backes	Hausauer, A.	Lundene	Sandness
Berg	Hausauer, R.	McGauvran	Shablow
Boustead	Henning	McGeehan	Solberg
Boyum	Hensrud	Metzger	Stoltenow
Brekke	Herman	Meyer	Stone
Bunker	Hildebrand	Miedema	Streibel
DeGroot	Hilleboe	Miller, B.	Thorsgard
Dick	Hoffner	Miller, E.	Tweten
Dornacker	Jacobson	Moore	Ulvedal
Dotzenrod	Jenkins	Olienyk	Wagner
Eagles	Johnson, H.	Opedahl	Walsh
Erickson, K.	Johnson, K.	Patrick	Weber
Erickson, W.	Kieffer	Peterson, J.	Welder
Fleming	Kingsbury	Peterson, R.	White
Ganser	Knudson	Raile	Wilkie
Giffey	Lang	Raymond	Winge
Grant	Larson, G.	Riemers	Mr. Speaker
Gronneberg			

Those voting in the negative were:

DeKrey	Hentges	Laughlin	Rundle
Gackle	Hickle	Mertens	

Absent and not voting:

Gengler	Haugland	Murphy	Rolfstrud
Gerl	Henry	Mushik	Strinden
Glaspey	Linderman		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2348 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, March 15, 1971

Mr. Speaker: I have the honor to transmit herewith the following:

Senate Bill No. 2024

Senate Bill No. 2259

Senate Bill No. 2363

Senate Bill No. 2458

Senate Concurrent Resolution No. 4053

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 15, 1971

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 1389.

Very respectfully,
LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 15, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2056
Senate Bill No. 2089
Senate Bill No. 2228
Senate Bill No. 2252
Senate Bill No. 2286
Senate Bill No. 2287
Senate Bill No. 2301
Senate Bill No. 2339
Senate Bill No. 2345
Senate Bill No. 2351
Senate Bill No. 2368
Senate Bill No. 2386
Senate Bill No. 2403
Senate Bill No. 2418
Senate Bill No. 2434
Senate Bill No. 2435
Senate Bill No. 2459
Senate Bill No. 2467
Senate Bill No. 2477
Senate Bill No. 2491
Senate Bill No. 2496
Senate Bill No. 2500

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 15, 1971

Mr. President: I have the honor to return herewith the following,

Senate Bill No. 2001
Senate Bill No. 2003
Senate Bill No. 2367
Senate Bill No. 2457
Senate Bill No. 2509

Which the House has amended.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 15, 1971

Mr. President: I have the honor to return herewith the following,

Senate Bill No. 2460

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 15, 1971

Mr. President: I have the honor to return herewith the following,

Senate Bill No. 2385
Senate Concurrent Resolution No. 4021
Senate Concurrent Resolution No. 4063

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 15, 1971

Mr. President: I have the honor to return herewith the following,
Senate Bill No. 2160
Senate Concurrent Resolution No. 4077
Which the House has failed to pass.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 15, 1971

Mr. President: I have the honor to transmit herewith the following,
House Concurrent Resolution No. 3092
House Concurrent Resolution No. 3093
House Concurrent Resolution No. 3094
Which the House has passed and your favorable consideration is requested on.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 15, 1971

Mr. President: I have the honor to return herewith the following,
Senate Bill No. 2006
Senate Bill No. 2027
Senate Bill No. 2033
Senate Bill No. 2180
Senate Bill No. 2192
Senate Bill No. 2194
Senate Bill No. 2204
Senate Bill No. 2276
Senate Bill No. 2309
Senate Bill No. 2381
Senate Bill No. 2093
Which the House has amended.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 15, 1971

Mr. President: I have the honor to return herewith the following,
Senate Bill No. 2091
Senate Bill No. 2217
Senate Bill No. 2262
Senate Bill No. 2264
Senate Concurrent Resolution No. 4043
Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 15, 1971

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 1053
House Bill No. 1246

And the Speaker has appointed as a conference committee to act with a like committee from the Senate:

On House Bill No. 1053
Rep. Gackle
Rep. DeKrey
Rep. Shablow

On House Bill No. 1246
Rep. Boyum
Rep. L. Larson
Rep. Wilkie

Very respectfully,
ROY GILBREATH, Chief Clerk

MOTION

Rep. Wilkie moved that the House reconsider the action by which House Bill No. 1436 was lost, which motion prevailed on a division vote.

SECOND READING OF A HOUSE BILL

House Bill No. 1436. A Bill for an Act to create and enact section 23-01-17 of the North Dakota Century Code, relating to authority for the state health council to make rules and regulations concerning noise that is hazardous to health and safety, and providing a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 51; nays, 44; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Glaspey	Linderman	Rocheleau
Atkinson	Grant	Livingston	Sandness
Backes	Gronneberg	Lundene	Solberg
DeGroot	Haman	McGauvran	Stone
Dick	Henry	McGeehan	Streibel
Dotzenrod	Hensrud	Mertens	Strinden
Eagles	Hildebrand	Meyer	Tweten
Erickson, K.	Hoffner	Miller, B.	Walsh
Erickson, W.	Jacobson	Miller, E.	Weber
Fleming	Johnson, H.	Opedahl	Wilkie
Gengler	Kieffer	Patrick	Winge
Gerl	Knudson	Peterson, R.	Mr. Speaker
Giffey	Laughlin	Raymond	

Those voting in the negative were:

Austin	Halcrow	Lang	Riemers
Berg	Hausauer, A.	Larson, G.	Rice
Boustead	Hausauer, R.	Larson, L.	Rivinius
Boyum	Henning	Lee	Rundle
Brekke	Hentges	Metzger	Shablow
Bunker	Herman	Miedema	Stoltenow
DeKrey	Hickle	Moore	Thorsgard
Dornacker	Hilleboe	Murphy	Ulvedal
Gackle	Jenkins	Olienyk	Wagner
Ganser	Johnson, K.	Peterson, J.	Welder
Gunderson	Kingsbury	Raile	White

Absent and not voting:

Haugland	Mushik	Rolfsrud
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So the bill passed and the title was agreed to.

Rep. Atkinson moved that the vote by which House Bill No. 1436 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion failed on a division vote.

Rep. Streibel moved that the House reconsider Senate Bill No. 2066, which the Senate has passed over the Governor's veto, which motion prevailed.

Rep. Atkinson requested that his remarks in regard to the Governor's veto of Senate Bill No. 2066 be printed in the Journal.

"Mr. Speaker and Members of the House:

"In a few moments we will vote on the Governor's veto of Senate Bill 2066. As the Governor has chosen to make this a matter of partisan politics it seems likely that the House vote will not overturn the veto. However, it would not be fair to the people of North Dakota to let the misstatements of the veto message stand alone in

the Journal of this House. That is why I ask that these remarks be recorded.

"Senate Bill 2066 deals with the Corrupt Practices Act of North Dakota. This is the law which regulates the conduct of political candidates and their supporters. It has been in effect for many years for the purpose of defining what is improper and illegal conduct in political activities.

"Until the Governor's veto, this bill has not been a partisan issue. It was introduced with the unanimous support of the Judiciary Committee of the Legislative Council. It passed the Senate by a vote of 48 to 0. In the House the bill was approved by a vote of 66 to 13, a vote which clearly indicated support by members of both political parties.

"The bill was heard by the House Judiciary Committee on February 8. It was presented and explained by Mr. Paul Sand, the first assistant attorney general. Mr. Sand is an attorney who receives, and is entitled to have, the respect of all members of this legislature for his knowledge and legal abilities, and his neutral position regarding legislation, particularly so far as it might have any political implications.

"It has never been a secret that the need for this bill grew out of the Minot bank scandal, and certain court rulings which followed the grand jury investigation. It has never been seriously disputed that bank depositors' funds were being used in connection with political purposes including substantial contributions to candidates and political party activities.

"Following the grand jury investigation criminal charges were issued against a number of persons. These charges were later dismissed because of what the court viewed as a technical defect in the Corrupt Practices Act. Because of this dismissal no trial was ever held to determine the guilt or innocence of the persons who had been charged. The innocent had no trial to allow their names to be publicly cleared. The guilty, if some were found to be such, had no trial to assure justice for their offenses. The people of North Dakota were denied a public trial so as to understand the extent of involvement by public officials.

"The purpose of Senate Bill 2066 is to correct this technical defect. It is intended to assure that the intent of the Corrupt Practices Act is followed and that proper investigations of violations can be carried out. The bill would allow bringing to trial those who have been found by grand jury investigations to have possibly violated the law.

"The Governor, by his veto, has prevented effective enforcement of the Corrupt Practices Act and investigation by grand jury proceedings. By his veto he has attempted to assure protection to his political friends from further inquiry into the Minot bank scandal.

"Of even greater concern is the fact that by his veto the Governor of North Dakota has chosen to publicly associate himself with the Minot bank scandal and the events surrounding it. Every citizen of North Dakota will be expecting a full explanation from their Governor as to the meaning and full implications of this association."

Rep. Backes: "Mr. Speaker:

"I request that my remarks be printed in the Journal.

"There is a saying that let those with no sin cast the first stone, and I think it really applies here.

"I don't consider the Attorney General's office of North Dakota having been anointed or their pronouncements as being infallible, and just because they stood up and said this was needed in order to try certain individuals in a bank case, I don't think it is proper procedure on this floor. Everyone standing on this floor knows what he says here is protected by immunity, and we are going to try and repeal a statute of immunity that has been on the books for fifty or

sixty years. Is this within the meaning of justice? Or is this an attempt at vindication of the Attorney General of North Dakota and the Ward County States Attorney for their incompetence?

"What do we do when we repeal this immunity statute? It is like when you take a child and bring him to you and say you are going to whip him if he tells you what he did, and you are also going to whip him if he doesn't tell you. We would be saying that the Grand Jury is not useable with the immunity statute, and is even less useable when the immunity statute is removed.

"I think some of you do not understand what happens in a grand jury. I didn't know when I went before the grand jury. That was the first one I had been before, and I believe the last grand jury in the state was in 1937. You have the prosecutor in the room. Your attorney is not with you. There is no judge in the room, and your attorney has no voice in the selection of the jurors. If the prosecutor there doesn't like you, he brings the evidence to that jury that he wants to have before that jury. That is a case of railroading in a jury.

"I think that if we are going to talk about what happened up there, you should look at my own election. People in my home town didn't think I was guilty. They elected me by a margin of four to one. They know me better than the grand jury. If we are going to talk about who should be investigated, we should look at the \$21 million spent for President Nixon's campaign. He didn't raise that at bake sales. That came from somewhere other than dollar donations and bake sales. No one is perfect.

"There was an insinuation there is a scandal. Who makes it a scandal? The person who says it is. Can you say it is a scandal? Not me. I don't buy that. I think that if you want to eliminate the one thing that makes a grand jury workable, you are wrong. I introduced a bill this session to make a grand jury more workable. It would have allowed an attorney to be appointed by both political parties when we go into political fishing expeditions.

"If a grand jury is useless with the statute, then it is more useless without the immunity provision."

Rep. Atkinson: "Mr. Speaker:

"I have a great personal regard for my colleague Rep. Backes, and my remarks were not directed toward him.

"I believe the question remains unanswered and will remain unanswered until Governor Guy makes a public explanation of his veto of Senate Bill No. 2066. In support of that, I would like to refer to a copy of the criminal judgment dated September 24, 1970, and the criminal indictment dated December 8, 1969.

"I would like to make these a part of the Journal of this House.

<p>"STATE OF NORTH DAKOTA COUNTY OF WARD</p> <p>State of North Dakota, Plaintiff,</p> <p>vs. "First Western State Bank, a corporation, Minot, North Dakota, Defendant.</p>	}	<p>IN DISTRICT COURT FIFTH JUDICIAL DISTRICT</p> <p>CRIMINAL JUDGEMENT</p>
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"This action having come on for hearing and trial on the 14th and 15th days of September, 1970, the Honorable Norbert J. Muggli, Judge, presiding, at the Courthouse in Minot, North Dakota, and the Court having heard the evidence presented before the Court in Hear-

ing, the State of North Dakota and the Defendant having waived jury,

"And the Court being fully advised in the premises and upon all the records and files therein

"DOES NOW ORDER, FIND AND ADJUDGE the defendant guilty as charged on Counts 1, 5 and 15 of the Indictment and the defendant having no legal cause or excuse to show why judgment should not be pronounced, fines and sentences the Defendant as follows:

"Court 1 — The Defendant shall pay a fine of \$1000.00 and costs of \$1000.00. \$250.00 of the fine shall be suspended upon payment of \$750.00 of the fine and the costs.

Count 5 — The Defendant shall pay a fine of \$1000.00 and costs of \$1000.00. \$250.00 of the fine shall be suspended upon payment of \$750.00 of the fine and the costs.

Count 15 — The Defendant shall pay a fine of \$1000.00 and costs of \$1000.00.

"NOW, THEREFORE, IT IS ORDERED that the State of North Dakota have judgment against the above named Defendant for the sum of \$5500.00 with interest thereon from the 15th day of September, 1970.

"LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated this 24th day of September, 1970.

BY THE COURT:
Hon. Norbert J. Muggli
Judge of the District Court

"INDICTMENT

"Indictment under Section 16-20-08 of the North Dakota Century Code, as amended, making unlawful political contributions by a corporation in the years of 1966 and 1968, in which State-wide elections were held.

I.

The Grand Jury of the County of Ward, in the Fifth Judicial District, State of North Dakota, duly and legally impaneled, charged and sworn according to law in open Court at the special October term of the District Court in the year 1969, in and for the said County and State, in the name and by the authority of the State of North Dakota, does hereby charge that at different times in the years of 1966 and 1968, up to May 19, 1969, the First Western State Bank at Minot, North Dakota, a corporation organized and incorporated under the laws of the State of North Dakota, and doing business in this State, did directly or indirectly pay, use, offer, consent, or agree to pay or use, any money, property or anything of value to aid a political party, committee or organization, or to aid a corporation or association organized or maintained for political purposes, or to aid candidates for political office, which political contributions were in violation of the provisions of Section 16-20-08 of the North Dakota Century Code, as amended, and were made, wholly or substantially, by one or more of the following methods, or combinations thereof:

A. The said corporation acquired control of a license agency on or about October 9, 1967, and employed deceptive, circuitous methods in making political contributions by and through such license agency so as to make it appear that such contributions and secretarial services for political purposes came from the earnings of the license agency, whereas, in fact, the political contributions substantially exceeded the earnings of said license agency and consisted of funds of the First Western State Bank which were made available by allowing overdrafts on the License Agency's checking account, making available to said License Agency and allowing it to use proceeds of loans from said bank on notes executed by Jeannie Quick, with the oral

understanding and agreement that no demand or collection will be enforced by said bank against Jeannie Quick for such notes, by fictitious loans made by said bank on notes executed in the names of Leonard and Alfred Pietsch, the proceeds of which were used to remove from the bank records loans made by said Jeannie Quick and overdrafts of the License Agency, by using funds of said bank to pay the salary of Jeannie Quick while she was managing the License Agency and not performing any services for said bank.

B. The First Western State Bank encouraged the activation of and financed the North Dakota Secretarial Service the successor to the Ward County Research and Development Company, to perform stenographic and clerical services for political candidates or organizations which, as of May 19, 1969, had not paid for such services, but the costs were financed from the proceeds of a loan made by the First Western State Bank on a note executed by Glory Ann Dickinson with the oral understanding that no demand or collection will be enforced against said Glory Ann Dickinson on said note, and from proceeds of a loan on a note executed by the First Western Management Company in favor of Leonard Pietsch, for which a real estate loan with said bank by Leonard Pietsch was reduced in the amount of the Glory Ann Dickinson note, which was later removed from the records of the said bank from the proceeds of fictitious notes of Leonard and Alfred Pietsch, and in this manner the said First Western State Bank made political contributions in violation of law by and through such North Dakota Secretarial Service.

C. The said bank also expended its funds in making available for political purposes goods, materials, and typing equipment without charging or being reimbursed for same;

D. The said bank paid from its funds salaries, fees or wages to certain persons for performing political services; and

E. The said bank in certain instances allowed overdrafts on checking accounts, which accounts were known by said bank to be used solely or primarily for political purposes and activities.

The specific violations are, to wit:

COUNT 1.

That said First Western State Bank, as stated and charged in Paragraph I. above, did in the year of 1968 make political contributions in violation of Section 16-20-08 of the North Dakota Century Code to the campaign activities of Hubert H. Humphrey, the Democrat candidate for United States President, in the manner set forth in Paragraph A. above, by making a payment from the License Agency on June 22, 1968, in the amount of \$420.00 to the United Democrats for Humphrey.

COUNT 5.

That said First Western State Bank, as stated and charged in Paragraph I. above, did at different times in the year of 1968, make political contributions in violation of Section 16-20-08 of the NDCC to the campaign activities of William L. Guy, the Democrat-NPL candidate for Governor of the State of North Dakota, by paying the salary and expenses of Robert Larson as Chairman of "The Dakotans for Guy", from the funds of said bank through the License Agency as described in Paragraph A. and from funds described in Paragraph D. above.

COUNT 15.

That said First Western State Bank, as stated and charged in Paragraph I. above, did make political contributions in violation of Section 16-20-08 of the NDCC to the campaign activities of Douglas Sutter, a candidate for Alderman of the Fifth Ward of the City of Minot, in a special election originally scheduled to be held April 15, 1969, but which was actually held on June 17, 1969, by permitting the account entitled "Sutter Campaign Fund" to be created

by an overdraft on March 19, 1969, and continued to be overdrawn to July 16, 1969, in the amount of \$1,656.73, which amount has been charged off as a loss.

CONTRARY to the form of the statute in such case made and provided, and against the peace and dignity of the State of North Dakota.

STATE OF NORTH DAKOTA

VS.

FIRST WESTERN STATE BANK

15 COUNTS

A TRUE BILL, dated December 8, 1969

Bruno P. Serrano

Foreman of the Grand Jury

Note: Names of witnesses appearing before the Grand Jury are set forth on the page attached and made a part hereof.

I, _____, Clerk of the Ward County District Court, Minot, North Dakota, filed the within instrument on the _____ day of December, 1969.

Eldore Leier, Clerk of Court
Fifth Judicial District
Ward County
Minot, North Dakota"

SECOND READING OF A SENATE BILL

Senate Bill No. 2066. A Bill for an Act to repeal section 16-20-10 of the North Dakota Century Code, relating to immunity from prosecution for persons testifying to campaign contributions by corporations.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 57; nays, 39; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Larson, G.	Rivinius
Austin	Hausauer, R.	Larson, L.	Rundie
Berg	Henning	Lee	Sandness
Boustead	Hensrud	Metzger	Stoltenow
Boyum	Hentges	Miedema	Stone
Brekke	Herman	Moore	Streibel
Bunker	Hickle	Murphy	Strinden
DeKrey	Hildebrand	Olienyk	Thorsgard
Dick	Hilleboe	Peterson, J.	Tweten
Dornacker	Jenkins	Peterson, R.	Ulvedal
Eagles	Johnson, K.	Raile	Wagner
Gackle	Kingsbury	Raymond	Welder
Ganser	Knudson	Riemers	White
Gunderson	Lang	Rice	Mr. Speaker
Halcrow			

Those voting in the negative were:

Anderson	Glaspey	Linderman	Patrick
Backes	Grant	Livingston	Rocheleau
DeGroot	Gronneberg	Lundene	Rolfsrud
Dotzenrod	Haman	McGauvran	Shablow
Erickson, K.	Henry	McGeehan	Solberg
Erickson, W.	Hoffner	Mertens	Walsh
Fleming	Jacobson	Meyer	Weber
Gengler	Johnson, H.	Miller, B.	Wilkie
Gerl	Kieffer	Miller, E.	Winge
Giffey	Laughlin	Opedahl	

Absent and not voting:
 Haugland Mushik
 So the bill lost.

MOTION

Rep. Streibel moved that the House accede to the Senate request for the return of House Bill No. 1389, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution No. 3003 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. R. PETERSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution No. 3011 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. R. PETERSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution No. 3014 has had the same under consideration and recommends that the same do pass.

REP. R. PETERSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed.

Rep. Streibel moved that the rules be suspended, and that House Concurrent Resolution No. 3014 be placed on second reading and final passage, which motion prevailed.

**SECOND READING OF A
 HOUSE CONCURRENT RESOLUTION**

House Concurrent Resolution No. 3014. A Concurrent Resolution directing a study by the Legislative Council for the purpose of determining a method of removing the eyesore created by the abandonment of junk automobiles on the landscape of the state.

Which has been read.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 83; nays, 12; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raile
Atkinson	Gronneberg	Larson, G.	Raymond
Austin	Gunderson	Larson, L.	Reimers
Backes	Halcrow	Laughlin	Sandness
Berg	Haman	Lee	Shablow
Boustead	Haugland	Linderman	Solberg
Boyum	Hausauer, A.	Livingston	Stone
Brekke	Henning	Lundene	Streibel
Bunker	Henry	McGauvran	Strinden
DeGroot	Hensrud	McGeehan	Thorsgard
Dick	Hentges	Mertens	Tweten
Dornacker	Herman	Metzger	Ulvedal
Dotzenrod	Hildebrand	Meyer	Wagner
Erickson, K.	Hilleboe	Miller, B.	Walsh
Erickson, W.	Hoffner	Miller, E.	Weber
Fleming	Jacobson	Mushik	Welder

Ganser	Jenkins	Olienyk	White
Gengler	Johnson, H.	Opedahl	Wilkie
Gerl	Kieffer	Patrick	Winge
Giffey	Kingsbury	Peterson, J.	Mr. Speaker
Glaspay	Knudson	Peterson, R.	

Those voting in the negative were:

DeKrey	Johnson, K.	Rice	Rolfstrud
Gackle	Moore	Rivinius	Rundle
Hickle	Murphy	Rocheleau	Stoltenow

Absent and not voting:

Eagles	Hausauer, R.	Miedema
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So the House Concurrent Resolution was declared adopted.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution No. 3019 has had the same under consideration and recommends that the same do pass.

REP. R. PETERSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed.

Rep. Streibel moved that the rules be suspended and House Concurrent Resolution No. 3019 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3019. A Concurrent Resolution requesting a Legislative Council study of the North Dakota court system to determine if the citizens and taxpayers of the state would be benefited by changes in administration and procedures followed by the North Dakota judicial system.

Which has been read.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 69; nays, 27; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Peterson, R.
Atkinson	Halcrow	Laughlin	Raymond
Austin	Haman	Lee	Sandness
Backes	Haugland	Linderman	Shablow
Boustead	Hausauer, A.	Lundene	Solberg
Bunker	Hausauer, R.	McGauvran	Stone
DeGroot	Henning	McGeehan	Streibel
Dick	Hensrud	Mertens	Strinden
Dotzenrod	Hentges	Meyer	Thorsgard
Dornacker	Herman	Miedema	Tweten
Eagles	Hildebrand	Miller, B.	Ulvedal
Erickson, K.	Hilleboe	Moore	Wagner
Fleming	Hoffner	Mushik	Walsh
Ganser	Jacobson	Olienyk	White
Gengler	Johnson, H.	Opedahl	Wilkie
Giffey	Knudson	Patrick	Winge
Grant	Lang	Peterson, J.	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Berg	Henry	Livingston	Rivinius
Boyum	Hickle	Metzger	Rocheleau
Brekke	Jenkins	Miller, E.	Rolfstrud
DeKrey	Johnson, K.	Murphy	Rundle
Gackle	Kieffer	Raile	Stoltenow

Gerl	Kingsbury	Reimers	Welder
Glaspey	Larson, L.	Rice	

Absent and not voting:

Erickson, W. Weber

So the House Concurrent Resolution was declared adopted.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution No. 3021 has had the same under consideration and recommends that the same do pass.

REP. R. PETERSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed.

Rep. Streibel moved that the rules be suspended and House Concurrent Resolution No. 3021 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3021. A Concurrent Resolution requesting a Legislative Council study of the adequacy of various forms of agricultural finance that will be required during the implementation period of the individual farm unit irrigation projects and associated intensive farming in the Garrison Diversion Irrigation Project and in the years thereafter.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 72; nays, 24; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Giffey	Lee	Rocheleau
Atkinson	Grant	Linderman	Sandness
Austin	Gronneberg	Livingston	Shablow
Backes	Gunderson	Lundene	Solberg
Berg	Haman	McGauvran	Stoltenow
Boustead	Haugland	McGeehan	Stone
Boyum	Hausauer, R.	Mertens	Streibel
Brekke	Henning	Meyer	Strinden
Bunker	Henry	Miller, B.	Thorsgard
DeGroot	Hensrud	Miller, E.	Tweten
Dick	Hildebrand	Moore	Ulvedal
Dornacker	Hoffner	Opedahl	Wagner
Dotzenrod	Jacobson	Patrick	Walsh
Eagles	Kieffer	Peterson, J.	Weber
Erickson, K.	Knudson	Peterson, R.	Welder
Fleming	Lang	Raile	Wilkie
Gackle	Larson, L.	Raymond	Winge
Gengler	Laughlin	Rice	Mr. Speaker.

Those voting in the negative were:

DeKrey	Hentges	Johnson, K.	Mushik
Ganser	Herman	Kingsbury	Olienyk
Gerl	Hickle	Larson, G.	Reimers
Glaspey	Hilleboe	Metzger	Rivinius
Halcrow	Jenkins	Miedema	Rolfsrud
Hausauer, A.	Johnson, H.	Murphy	White

Absent and not voting:

Erickson, W. Rundle

So the House Concurrent Resolution was declared adopted.

Rep. Streibel moved that the House dispense with the reading of

the title to House Concurrent Resolutions Nos. 3031, 3039, 3040, 3041, 3050, 3052, 3053, 3063, 3074, 3075, 3082, 3091, and 3095, which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution No. 3031 has had the same under consideration and recommends that the same do pass.

REP. R. PETERSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed.

Rep. Streibel moved that the rules be suspended and House Concurrent Resolution No. 3031 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3031. A Concurrent Resolution requesting the Legislative Council to examine the need for the continuation of the North Dakota Rural Rehabilitation Corporation and to make such recommendations for its continuance or dissolution as are deemed appropriate.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 79; nays, 14; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Giffey	Knudson	Peterson, J.
Austin	Glaspey	Lang	Peterson, R.
Backes	Grant	Larson, G.	Raymond
Berg	Gronneberg	Larson, L.	Rivinius
Boustead	Gunderson	Laughlin	Rolfstrud
Boyum	Halcrow	Lee	Rundle
Brekke	Haman	Linderman	Sandness
Bunker	Haugland	Livingston	Shablow
DeGroot	Hausauer, R.	Lundene	Solberg
DeKrey	Henning	McGauvran	Stoltenow
Dick	Henry	McGeehan	Stone
Dornacker	Hentges	Mertens	Streibel
Dotzenrod	Herman	Meyer	Ulvedal
Eagles	Hildebrand	Miller, B.	Wagner
Erickson, K.	Hilleboe	Miller, E.	Walsh
Erickson, W.	Hoffner	Moore	Weber
Fleming	Jacobson	Mushik	Wilkie
Ganser	Johnson, H.	Olienyk	Winge
Gengler	Johnson, K.	Opedahl	Mr. Speaker
Gerl	Kingsbury	Patrick	

Those voting in the negative were:

Gackle	Kieffer	Raile	Thorsgard
Hausauer, A.	Metzger	Reimers	Welder
Hickle	Miedema	Rice	White
Jenkins	Murphy		

Absent and not voting:

Atkinson	Rocheleau	Strinden	Tweten
Hensrud			

So the House Concurrent Resolution was declared adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution No. 3039 has

had the same under consideration and recommends that the same be indefinitely postponed.

REP. R. PETERSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution No. 3040 has had the same under consideration and recommends that the same do pass.

REP. R. PETERSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed.

Rep. Streibel moved that the rules be suspended and House Concurrent Resolution No. 3040 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF
A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3040. A Concurrent Resolution directing the Legislative Council to study the membership, duties, responsibilities, and appointments of all statutory boards and commissions, excepting those occupational and professional licensing boards and commissions.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 63; nays, 24; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Grant	Knudson	Peterson, J.
Atkinson	Gronneberg	Larson, G.	Peterson, R.
Austin	Haman	Larson, L.	Raymond
Backes	Haugland	Laughlin	Rocheleau
Berg	Hausauer, R.	Lee	Sandness
Boustead	Henning	Livingston	Shablow
Bunker	Henry	Lundene	Solberg
DeGroot	Hentges	McGauvran	Stoltenow
Dick	Herman	McGeehan	Streibel
Dornacker	Hildebrand	Mertens	Strinden
Dotzenrod	Hilleboe	Miller, B.	Ulvedal
Eagles	Hoffner	Miller, E.	Walsh
Erickson, W.	Jacobson	Moore	Weber
Fleming	Jenkins	Mushik	Winge
Giffey	Johnson, H.	Opedahl	Mr. Speaker
Glaspey	Kieffer	Patrick	

Those voting in the negative were:

Boyum	Hickle	Miedema	Rivinius
DeKrey	Johnson, K.	Murphy	Rolfsrud
Gackle	Kingsbury	Olienyk	Rundle
Ganser	Lang	Raile	Thorsgard
Halcrow	Metzger	Reimers	Welder
Hausauer, A.	Meyer	Rice	Wilkie

Absent and not voting:

Brekke	Gerl	Linderman	Wagner
Erickson, K.	Gunderson	Stone	White
Gengler	Hensrud	Tweten	

So the House Concurrent Resolution was declared adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution No. 3041 has

had the same under consideration and recommends that the same be indefinitely postponed.

REP. R. PETERSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution No. 3050 has had the same under consideration and recommends that the same do pass.

It is the intent of the Legislative Council Resolutions Committee that the study provided for in House Concurrent Resolution No. 3039 be carried on as a part of the study under House Concurrent Resolution No. 3050.

REP. R. PETERSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed.

Rep. Hilleboe moved that the rules be suspended and House Concurrent Resolution No. 3050 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3050. A Concurrent Resolution directing the Legislative Council to carry out a revision of the substantive criminal laws of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 86; nays, 3; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Halcrow	Lee	Reimers
Atkinson	Haman	Linderman	Rice
Austin	Haugland	Livingston	Rivinius
Backes	Hausauer, A.	Lundene	Rocheleau
Berg	Henning	McGauvran	Sandness
Boustead	Henry	McGeehan	Shablow
Boyum	Hensrud	Mertens	Solberg
Bunker	Hentges	Metzger	Stoltenow
DeKrey	Herman	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dornacker	Hildebrand	Miller, B.	Strinden
Dotzenrod	Hilleboe	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Twetten
Erickson, K.	Jacobson	Murphy	Ulvedal
Erickson, W.	Johnson, H.	Mushik	Wagner
Fleming	Johnson, K.	Olienyk	Walsh
Gackle	Kieffer	Opedahl	Weber
Ganser	Kingsbury	Patrick	Welder
Gengler	Knudson	Peterson, R.	Wilkie
Glaspey	Larson, G.	Raile	Winge
Grant	Larson, L.	Raymond	Mr. Speaker
Gronneberg	Laughlin		

Those voting in the negative were:

DeGroot	Rolfsrud	Rundle
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Absent and not voting:

Brekke	Gunderson	Jenkins	Peterson, J.
Gerl	Hausauer, R.	Lang	White
Giffey			

So the House Concurrent Resolution was declared adopted.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution No. 3052 has had the same under consideration and recommends that the same do pass.

REP. R. PETERSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed.

Rep. Atkinson moved that the rules be suspended and House Concurrent Resolution No. 3052 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A
HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3052. A Concurrent Resolution directing the Legislative Council to study the Judges' Retirement Fund, and the statutes providing the system of retirement benefits for supreme and district court judges.

Which has been read.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 78; nays, 11; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Grant	Lang	Raymond
Atkinson	Gronneberg	Larson, G.	Rice
Austin	Gunderson	Laughlin	Rocheleau
Backes	Halcrow	Lee	Rundle
Berg	Haman	Linderman	Sandness
Boustead	Haugland	Livingston	Solberg
Boyum	Hausauer, A.	Lundene	Stoltenow
Bunker	Hausauer, R.	McGauvran	Stone
DeGroot	Henning	McGeehan	Streibel
DeKrey	Henry	Mertens	Strinden
Dick	Hensrud	Metzger	Tweten
Dornacker	Hentges	Miller, B.	Ulvedal
Dotzenrod	Herman	Moore	Wagner
Eagles	Hickle	Mushik	Walsh
Erickson, K.	Hildebrand	Olienyk	Weber
Erickson, W.	Hoffner	Opedahl	Welder
Fleming	Jacobson	Patrick	Wilkie
Ganser	Kieffer	Peterson, J.	Winge
Gengler	Kingsbury	Peterson, R.	Mr. Speaker
Glaspey	Knudson		

Those voting in the negative were:

Gackle	Meyer	Murphy	Shablow
Johnson, H.	Miedema	Rivinius	Thorsgard
Johnson, K.	Miller, E.	Rolfsrud	

Absent and not voting:

Brekke	Hilleboe	Larson, L.	Riemers
Gerl	Jenkins	Raile	White
Giffey			

So the House Concurrent Resolution was declared adopted.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution No. 3053 has had the same under consideration and recommends that the same do pass.

REP. R. PETERSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed.

Rep. Atkinson moved that the rules be suspended and House Concurrent Resolution No. 3053 be placed on second reading and final passage, which motion prevailed.

**SECOND READING OF A
HOUSE CONCURRENT RESOLUTION**

House Concurrent Resolution No. 3053. A Concurrent Resolution directing the Legislative Council to study the feasibility and desirability of adopting the Uniform Probate Code for North Dakota.

Which has been read.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 66; nays, 19; absent and not voting, 13.

Those voting in the affirmative were:

Anderson	Ganser	Lang	Patrick
Atkinson	Glaspey	Larson, L.	Peterson, R.
Austin	Grant	Laughlin	Raymond
Backes	Gronneberg	Lee	Rundle
Berg	Gunderson	Linderman	Sandness
Boustead	Halcrow	Lundene	Shablow
Boyum	Haman	McGauvran	Solberg
Bunker	Hausauer, A.	McGeehan	Stone
DeGroot	Henning	Mertens	Streibel
DeKrey	Henry	Metzger	Strinden
Dick	Hensrud	Miller, B.	Tweten
Dornacker	Hentges	Miller, E.	Ulvedal
Dotzenrod	Herman	Moore	Walsh
Eagles	Hildebrand	Mushik	Weber
Erickson, K.	Hoffner	Olienyk	Winge
Erickson, W.	Jenkins	Opedahl	Mr. Speaker
Fleming	Knudson		

Those voting in the negative were:

Gengler	Johnson, K.	Murphy	Stoltenow
Haugland	Kieffer	Rice	Thorsgard
Hausauer, R.	Livingston	Rivinius	Welder
Hickle	Meyer	Rocheleau	Wilkie
Jacobson	Miedema	Rolfsrud	

Absent and not voting:

Brekke	Hilleboe	Larson, G.	Reimers
Gackle	Johnson, H.	Peterson, J.	Wagner
Gerl	Kingsbury	Raile	White
Giffey			

So the House Concurrent Resolution was declared adopted.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution No. 3063 has had the same under consideration and recommends that the same do pass.

REP. R. PETERSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed.

Rep. Boyum moved that the rules be suspended and House Concurrent Resolution No. 3063 be placed on second reading and final passage, which motion prevailed.

**SECOND READING OF A
HOUSE CONCURRENT RESOLUTION**

House Concurrent Resolution No. 3063. A Concurrent Resolution directing the Legislative Council to continue the study directed by House Concurrent Resolution No. 17 adopted by the Forty-first

Legislative Assembly, relating to the financing of road and street construction.

Which has been read.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 78; nays, 11; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Rice
Atkinson	Gunderson	Larson, L.	Rivinius
Austin	Halcrow	Laughlin	Rocheleau
Backes	Haman	Lee	Sandness
Berg	Haugland	Linderman	Shablow
Boustead	Hausauer, A.	Livingston	Solberg
Boyum	Henning	Lundene	Stoltenow
Bunker	Henry	McGauvran	Stone
DeGroot	Hensrud	McGeehan	Streibel
DeKrey	Hentges	Miedema	Strinden
Dick	Herman	Miller, E.	Thorsgard
Dornacker	Hickle	Murphy	Tweten
Eagles	Hilleboe	Mushik	Ulvedal
Erickson, K.	Hoffner	Olienyk	Wagner
Erickson, W.	Jacobson	Opedahl	Walsh
Fleming	Jenkins	Patrick	Welder
Ganser	Johnson, H.	Peterson, J.	Winge
Gengler	Kieffer	Peterson, R.	Wilkie
Glaspey	Kingsbury	Raymond	Mr. Speaker
Grant	Knudson		

Those voting in the negative were:

Dotzenrod	Johnson, K.	Meyer	Rolfsrud
Hausauer, R.	Mertens	Miller, B.	Rundle
Hildebrand	Metzger	Moore	

Absent and not voting:

Brekke	Giffey	Raile	Weber
Gackle	Larson, G.	Reimers	White
Gerl			

So the House Concurrent Resolution was declared adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution No. 3074 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. R. PETERSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution No. 3075 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. R. PETERSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution No. 3082 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. R. PETERSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Council Resolutions

to whom was referred House Concurrent Resolution No. 3091 has had the same under consideration and recommends that the same do pass.

REP. R. PETERSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed.

Rep. Weber moved that the rules be suspended and House Concurrent Resolution No. 3091 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3091. A Concurrent Resolution providing for a study by the Legislative Council of the impact of federal revenue sharing proposals upon programs of the State and its political subdivisions.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 87; nays, 2; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Riemers
Atkinson	Haman	Larson, L.	Rice
Austin	Haugland	Laughlin	Rivinius
Backes	Hausauer, A.	Lee	Rolfstrud
Berg	Hausauer, R.	Linderman	Rundle
Boustead	Henning	Livingston	Sandness
Boyum	Henry	Lundene	Shallow
Brekke	Hensrud	McGauvran	Solberg
Bunker	Hentges	Mertens	Stoltenow
DeGroot	Herman	Metzger	Stone
Dick	Hickle	Meyer	Streibel
Dornacker	Hildebrand	Miller, B.	Strinden
Dotzenrod	Hilleboe	Miller, E.	Thorsgard
Eagles	Hoffner	Moore	Tweten
Erickson, K.	Jacobson	Murphy	Ulvedal
Erickson, W.	Jenkins	Mushik	Wagner
Fleming	Johnson, H.	Olienyk	Weber
Gackle	Johnson, K.	Opedahl	Welder
Ganser	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, J.	Winge
Glaspey	Knudson	Peterson, R.	Mr. Speaker
Grant	Lang	Raymond	

Those voting in the negative were:

Gengler Gerl

Absent and not voting:

DeKrey	McGeehan	Raile	Walsh
Gronneberg	Miedema	Rocheleau	White
Halcrow			

So the House Concurrent Resolution was declared adopted.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution No. 3095 has had the same under consideration and recommends that the same do pass.

REP. R. PETERSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed.

Rep. Strinden moved that the rules be suspended and House Concurrent Resolution No. 3095 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF
A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3095. A Concurrent Resolution directing the Legislative Council, with the aid and cooperation of the State Tax Department, to make a comprehensive study of the North Dakota tax structure, with emphasis upon property tax assessment procedures, the twenty-one mill levy, the business privilege tax, and the sales tax.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 76; nays, 15; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Giffey	Knudson	Peterson, J.
Atkinson	Glaspey	Lang	Peterson, R.
Austin	Grant	Larson, G.	Raymond
Backes	Gronneberg	Larson, L.	Riemers
Berg	Gunderson	Laughlin	Rivinius
Boustead	Haman	Lee	Sandness
Boyum	Haugland	Linderman	Shablow
Brekke	Hausauer, R.	Livingston	Solberg
Bunker	Henning	Lundene	Stone
DeGroot	Henry	McGauvran	Streibel
DeKrey	Hensrud	Mertens	Strinden
Dick	Hentges	Miller, B.	Thorsgard
Dornacker	Herman	Miller, E.	Tweten
Dotzenrod	Hickle	Moore	Ulvedal
Eagles	Hildebrand	Murphy	Wagner
Erickson, K.	Jacobson	Mushik	Walsh
Erickson, W.	Jenkins	Olienyk	Weber
Fleming	Johnson, H.	Opedahl	Winge
Ganser	Kingsbury	Patrick	Mr. Speaker

Those voting in the negative were:

Gackle	Hoffner	Meyer	Stoltenow
Gengler	Johnson, K.	Rice	Welder
Gerl	Kieffer	Rolfsrud	Wilkie
Hausauer, A.	Metzger	Rundle	

Absent and not voting:

Halcrow	McGeehan	Raile	White
Hilleboe	Miedema	Rocheleau	

So the House Concurrent Resolution was declared adopted.

MOTION

Rep. Atkinson moved that the House not concur on Senate amendments to House Bill No. 1140, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

Speaker Bier appointed the following conference committee to act on:

House Bill No. 1140:
Rep. Atkinson
Rep. Rundle
Rep. Rocheleau

MESSAGES TO THE SENATE

House Chamber
Bismarck, March 15, 1971

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 1229

House Bill No. 1254

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

House Bill No. 1229:

Rep. White
Rep. Brekke
Rep. Gerl

House Bill No. 1254:

Rep. White
Rep. Brekke
Rep. Backes

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 15, 1971

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Concurrent Resolution No. 3083

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Representatives:

Gunderson
Berg
Patrick

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 15, 1971

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, on:

Senate Bill No. 2004

Representatives:

Miedema
L. Hausauer
Anderson

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 15, 1971

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 1033

House Bill No. 1057

House Bill No. 1101

House Bill No. 1188

House Bill No. 1247

House Bill No. 1401

House Bill No. 1436

House Bill No. 1446

House Concurrent Resolution No. 3066

Very respectfully,
ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, March 15, 1971

Mr. Speaker: I have the honor to inform you that the President

has appointed as a conference committee to act with a like committee from the House, on:

House Bill No. 1053
House Bill No. 1246

Senators:

Doherty
Thoreson
Rait

to serve on House Bill No. 1053

Senators:

Anderson
Unruh
Erdman

to serve on House Bill No. 1246

Very respectfully,
LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed until 9:00 a.m., Tuesday, March 16, 1971, which motion prevailed.

ROY GILBREATH, Chief Clerk

SIXTIETH DAY AFTER RECESS

Bismarck, March 16, 1971

The House reconvened at 9:00 a.m., pursuant to recess taken, with Speaker Bier presiding.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 2056
Senate Bill No. 2089
Senate Bill No. 2228
Senate Bill No. 2252
Senate Bill No. 2286
Senate Bill No. 2287
Senate Bill No. 2301
Senate Bill No. 2339
Senate Bill No. 2345
Senate Bill No. 2351
Senate Bill No. 2368
Senate Bill No. 2386
Senate Bill No. 2403
Senate Bill No. 2418
Senate Bill No. 2434
Senate Bill No. 2435
Senate Bill No. 2459
Senate Bill No. 2467
Senate Bill No. 2477
Senate Bill No. 2491
Senate Bill No. 2496
Senate Bill No. 2500
House Bill No. 1003
House Bill No. 1006
House Bill No. 1008
House Bill No. 1012
House Bill No. 1028
House Bill No. 1054
House Bill No. 1058
House Bill No. 1097
House Bill No. 1113
House Bill No. 1158
House Bill No. 1159
House Bill No. 1170
House Bill No. 1192
House Bill No. 1201
House Bill No. 1220
House Bill No. 1235
House Bill No. 1238
House Bill No. 1275
House Bill No. 1336
House Bill No. 1353
House Bill No. 1413

House Bill No. 1421
 House Bill No. 1430
 House Bill No. 1435
 House Bill No. 1437
 House Bill No. 1439
 House Bill No. 1441
 House Bill No. 1442
 House Bill No. 1444
 House Bill No. 1445
 House Bill No. 1508
 House Bill No. 1521
 House Bill No. 1556

And the Speaker signed the same in the presence of the House of Representatives.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bier announced the appointment of the following Conference Committee to act on:

Senate Bill No. 2306,
 Representatives:
 Bunker
 Strinden
 Fleming

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution No. 3036 has had the same under consideration and recommends that the same be amended as follows:

Page 2, line 8 after "States" insert ", and generally review the practices involved in the lease and sale of state-owned land"

And when so amended recommends the same do pass.

REP. R. PETERSON, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed.

MOTIONS

Rep. Streibel moved that the rules be suspended and House Concurrent Resolution No. 3036 be placed on the Sixth Order, which motion prevailed.

Rep. Streibel moved that the amendments to House Concurrent Resolution No. 3036 be adopted, which motion prevailed.

Rep. Streibel moved that the rules be suspended, that House Concurrent Resolution No. 3036 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3036. A Concurrent Resolution directing the Legislative Council, with the cooperation of pertinent state agencies and departments, to study North Dakota laws regarding the sale or exchange of state-owned lands under the authority of either the State or its various departments and agencies.

Which has been read.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 68; nays, 11; absent and not voting, 19.

Those voting in the affirmative were:

Anderson	Glaspey	Knudson	Patrick
Atkinson	Grant	Lang	Peterson, R.
Austin	Gunderson	Larson, G.	Raymond
Backes	Haman	Laughlin	Rivinius

Berg	Haugland	Lee	Rocheleau
Brekke	Henning	Linderman	Rolfsrud
Bunker	Henry	Livingston	Sandness
DeGroot	Hentges	Lundene	Solberg
Dick	Herman	McGauvran	Streibel
Dotzenrod	Hickle	McGeehan	Strinden
Eagles	Hildebrand	Mertens	Thorsgard
Erickson, K.	Hoffner	Metzger	Ulvedal
Erickson, W.	Jacobson	Meyer	Wagner
Fleming	Jenkins	Miller, E.	Walsh
Ganser	Johnson, H.	Mushik	Weber
Gerl	Kieffer	Olienyk	White
Giffey	Kingsbury	Opedahl	Mr. Speaker

Those voting in the negative were:

Halcrow	Hensrud	Raile	Stoltenow
Hausauer, A.	Johnson, K.	Rice	Stone
Hausauer, R.	Murphy	Rundle	

Absent and not voting:

Boustead	Gengler	Miller, B.	Tweten
Boyum	Gronneberg	Moore	Welder
DeKrey	Hilleboe	Peterson, J.	Wilkie
Dornacker	Larson, L.	Reimers	Winge
Gackle	Miedema	Shablow	

So the House Concurrent Resolution was declared adopted.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution No. 3059 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. R. PETERSON, Chairman

Rep. R. Peterson moved that the report be adopted.

Rep. Haugland moved a substitute motion that House Concurrent Resolution No. 3059 be placed on the calendar, which motion failed on a division vote.

The question then was on the motion of Rep. R. Peterson to adopt the Committee Report on House Concurrent Resolution No. 3059, which motion prevailed. House Concurrent Resolution No. 3059 was indefinitely postponed.

Mr. Speaker: Your Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution No. 3090 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. R. PETERSON, Chairman

Rep. R. Peterson moved that the report be adopted.

Rep. Hildebrand moved a substitute motion that House Concurrent Resolution No. 3090 be placed on the calendar, which motion prevailed.

Rep. Streibel moved that the rules be suspended and House Concurrent Resolution No. 3090 be placed on second reading and final passage, which motion prevailed.

Rep. Hentges moved to delay action on House Concurrent Resolution No. 3090 pending receipt of a fiscal note, which motion prevailed.

MOTION

Rep. Atkinson moved that the House not concur on Senate amendments to House Bill No. 1534, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

Speaker Bier announced the appointment of the following Conference Committee on:

House Bill No. 1534

Representatives:

Stone
Murphy
Mertens

MOTIONS

Rep. Knudson moved that the House concur in the Senate amendments to House Bill No. 1352, which motion prevailed.

Rep. Knudson moved that the rules be suspended and that House Bill No. 1352 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1352. A Bill for an Act to amend and reenact sections 15-53.1-27 and 15-53.1-40 of the North Dakota Century Code as contained in section 9 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to the continuance of elementary schools in reorganized school districts.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 85; nays, 1; absent and not voting, 12.

Those voting in the affirmative were:

Atkinson	Haman	Livingston	Rocheleau
Austin	Haugland	Lundene	Rolfsrud
Backes	Henning	McGauvran	Rundle
Berg	Henry	McGeehan	Sandness
Boustead	Hensrud	Mertens	Shablow
Brekke	Hentges	Metzger	Solberg
DeGroot	Herman	Meyer	Stoltenow
DeKrey	Hickle	Miller, B.	Stone
Dick	Hildebrand	Miller, E.	Streibel
Dotzenrod	Hoffner	Moore	Strinden
Eagles	Jacobson	Murphy	Thorsgard
Erickson, K.	Johnson, H.	Mushik	Tweten
Erickson, W.	Johnson, K.	Olienyk	Ulvedal
Gackle	Kieffer	Opedahl	Wagner
Ganser	Knudson	Patrick	Walsh
Gengler	Lang	Peterson, J.	Weber
Gerl	Larson, G.	Peterson, R.	Welder
Glaspey	Larson, L.	Raile	White
Grant	Laughlin	Reimers	Wilkie
Gronneberg	Lee	Rice	Winge
Gunderson	Linderman	Rivinius	Mr. Speaker
Halcrow			

Those voting in the negative were:

Hausauer, A.

Absent and not voting:

Anderson	Dornacker	Hausauer, R.	Kingsbury
Boyum	Fleming	Hilleboe	Miedema
Bunker	Giffey	Jenkins	Raymond

So the bill passed and the title was agreed to.

MOTIONS

Rep. Knudson moved that the House concur in the Senate amendments to House Concurrent Resolution No. 3028, which motion prevailed.

Rep. Knudson moved that the rules be suspended and that House Concurrent Resolution No. 3028 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

**SECOND READING OF A
HOUSE CONCURRENT RESOLUTION**

House Concurrent Resolution No. 3028. A Concurrent Resolution urging the public school boards of this State to cooperate in the transportation of nonpublic school children.

Which has been read.

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

So the House Concurrent Resolution was declared adopted on a voice vote.

MOTION

Rep. Reimers moved that the House not concur on Senate amendments to House Bill No. 1030, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bier appointed the following to serve on a Conference Committee on:

House Bill No. 1030

Representatives:

Olienyk
Tweten
B. Miller

MOTION

Rep. Kingsbury moved that the House reconsider the action by which House Concurrent Resolution No. 1555 was passed, which motion failed on a division vote.

**SECOND READING OF A
HOUSE CONCURRENT RESOLUTION**

House Concurrent Resolution No. 3090. A Concurrent Resolution directing a Legislative Council study of teacher certification procedures.

Which has been read.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 69; nays, 15; absent and not voting, 14.

Those voting in the affirmative were:

Atkinson	Glaspey	Kingsbury	Opedahl
Austin	Grant	Knudson	Patrick
Berg	Gronneberg	Larson, G.	Peterson, J.
Boustead	Gunderson	Larson, L.	Raile
Boyum	Halcrow	Laughlin	Raymond
Brekke	Haman	Lee	Rice
DeGroot	Haugland	Linderman	Rocheleau
DeKrey	Hausauer, A.	Livingston	Shablow
Dick	Henning	McGauvran	Stoltenow
Dotzenrod	Henry	McGeehan	Stone
Eagles	Hensrud	Mertens	Streibel
Erickson, K.	Herman	Metzger	Thorsgard
Erickson, W.	Hildebrand	Miller, B.	Ulvedal
Gackle	Hoffner	Miller, E.	Walsh
Ganser	Jacobson	Moore	Weber
Gengler	Jenkins	Mushik	Winge
Gerl	Johnson, H.	Olienyk	Mr. Speaker
Giffey			

Those voting in the negative were:

Hentges	Lang	Rivinius	Wagner
Hickle	Lundene	Rolfstrud	White
Johnson, K.	Meyer	Rundle	Wilkie
Kieffer	Murphy	Solberg	

Absent and not voting:

Anderson	Fleming	Peterson, R.	Strinden
Backes	Hausauer, R.	Reimers	Tweten
Bunker	Hilleboe	Sandness	Welder
Dornacker	Miedema		

So the House Concurrent Resolution was declared adopted.

MOTIONS

Rep. Boustead moved that the House concur in the Senate amendments to House Bill No. 1070, which motion prevailed.

Rep. Boustead moved that the rules be suspended and that House Bill No. 1070 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1070. A Bill for an Act to create and enact sections 26-02-37, 26-02-38, 26-02-39, 26-02-40, and 26-02-41 of the North Dakota Century Code, and to amend and reenact sections 26-02-32, 26-02-33, 26-02-34, 26-02-35, and 26-02-36 of the North Dakota Century Code, relating to the cancellation and nonrenewal of automobile liability insurance policies, and the furnishing of reasons for cancellation and nonrenewal, providing a penalty, and providing an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 76; nays, 2; absent and not voting, 20.

Those voting in the affirmative were:

Atkinson	Gunderson	Lang	Raymond
Austin	Haman	Larson, G.	Reimers
Berg	Haugland	Larson, L.	Rice
Boustead	Hausauer, A.	Laughlin	Rivinius
Boyum	Henning	Lee	Rocheleau
DeGroot	Henry	Linderman	Rolfstrud
DeKrey	Hensrud	Livingston	Rundle
Dotzenrod	Hentges	Lundene	Stoltenow
Eagles	Herman	McGauvran	Stone
Erickson, K.	Hickle	McGeehan	Streibel
Erickson, W.	Hildebrand	Metzger	Thorsgard
Gackle	Hoffner	Meyer	Tweten
Ganser	Jacobson	Miller, B.	Ulvedal
Gengler	Jenkins	Miller, E.	Wagner
Gerl	Johnson, H.	Moore	Walsh
Giffey	Johnson, K.	Mushik	Weber
Glaspey	Kieffer	Olienyk	Wilkie
Grant	Kingsbury	Opedahl	Winge
Gronneberg	Knudson	Patrick	Mr. Speaker

Those voting in the negative were:

Raile	Shablow
-------	---------

Absent and not voting:

Anderson	Dornacker	Mertens	Sandness
Backes	Fleming	Miedema	Solberg
Brekke	Halcrow	Murphy	Strinden
Bunker	Hausauer, R.	Peterson, J.	Welder
Dick	Hilleboe	Peterson, R.	White

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Concurrent Resolutions Nos. 3014, 3019, 3021, 3023, 3031, 3036, 3040, 3050, 3052, 3063, 3090, 3091 and 3095, were adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1484 has had the same under consideration and recommends that the House do concur with the Senate amendments.

For the Senate:

Senator Longmire
Senator Jacobson
Senator Christensen

For the House:

Rep. Lee
Rep. Hentges
Rep. W. Erickson

Rep. Lee moved that the report be adopted, which motion prevailed.

MOTION

Rep. Lee moved that the rules be suspended, that House Bill No. 1484 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1484. A Bill for an Act to provide that state agencies shall render reasonable assistance to the convention; and that the director of institutions shall provide space for the convention; and to amend and reenact section 9 of chapter 462 of the 1969 Session Laws of the state of North Dakota, relating to the periods during which the constitutional convention can meet in plenary session.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 73; nays, 0; absent and not voting, 25.

Those voting in the affirmative were:

Atkinson	Henry	Lee	Rice
Austin	Hensrud	Linderman	Rivinius
Backes	Hentges	Livingston	Rocheleau
Berg	Herman	Lundene	Rolfstrud
Boyum	Hickle	McGauvran	Rundle
DeGroot	Hildebrand	McGeehan	Sandness
DeKrey	Hoffner	Metzger	Shablow
Dick	Jacobson	Meyer	Solberg
Dotzenrod	Jenkins	Miller, B.	Stoltenow
Eagles	Johnson, H.	Miller, E.	Streibel
Erickson, K.	Johnson, K.	Moore	Thorsgard
Ganser	Kieffer	Mushik	Tweten
Gengler	Kingsbury	Olienyk	Ulvedal
Giffey	Knudson	Opedahl	Wagner
Glaspey	Lang	Patrick	Walsh
Gronneberg	Larson, G.	Peterson, J.	Wilkie
Haman	Larson, L.	Raile	Winge
Haugland	Laughlin	Reimers	Mr. Speaker
Henning			

Absent and not voting:

Anderson	Gackle	Hausauer, R.	Raymond
Boustead	Gerl	Hilleboe	Stone
Brekke	Grant	Mertens	Strinden
Bunker	Gunderson	Miedema	Weber

Dornacker	Halcrow	Murphy	Welder
Erickson, W.	Hausauer, A.	Peterson, R.	White
Fleming			

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Rep. Boyum moved that consideration of the Conference Committee Report on House Bill No. 1434 be delayed, which motion prevailed.

REPORTS OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2002 has had the same under consideration and recommends the Senate do accede with the House amendments.

For the Senate:

Senator Robinson
Senator Jones
Senator Larson

For the House:

Rep. Tweten
Rep. Olienyk
Rep. Opedahl

Rep. Tweten moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2024 has had the same under consideration and recommends that the Senate accede with the House amendments.

For the Senate:

Senator Schultz
Senator Jones
Senator Larson

For the House:

Rep. Jenkins
Rep. Kingsbury
Rep. Linderman

Rep. Jenkins moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2063 has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate:

Senator Goldberg
Senator Hernet
Senator Van Horn

For the House:

Rep. Bunker
Rep. White
Rep. DeGroot

Rep. Bunker moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1434 has had the same under consideration and recommends that the House accede to the Senate Amendments and further amends as follows:

On page 1, line 13, after the letters "ly" insert the following:
"and involuntarily"

And renumber the lines accordingly.

For the Senate:

Senator Forkner
Senator Page
Senator Erdmann

For the House:

Rep. Boustead

Rep. Boyum
Rep. DeGroot

Rep. Boustead moved that the report be adopted, which motion prevailed.

MOTION

Rep. Boustead moved that the rules be suspended, that House Bill No. 1434 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1434. A Bill for an Act to amend and reenact section 39-04-44 of the 1969 supplement to the North Dakota Century Code relating to registration credits on destroyed vehicles.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 80; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Atkinson	Gronneberg	Larson, G.	Riemers
Austin	Gunderson	Larson, L.	Rice
Backes	Halcrow	Laughlin	Rocheleau
Berg	Haman	Lee	Rolfsrud
Boustead	Haugland	Linderman	Rundle
Boyum	Henning	Livingston	Sandness
Brekke	Hensrud	Lundene	Shablow
DeGroot	Hentges	McGauvran	Solberg
DeKrey	Herman	McGeehan	Stoltenow
Dick	Hickle	Metzger	Streibel
Dornacker	Hildebrand	Meyer	Thorsgard
Dotzenrod	Hoffner	Miller, B.	Tweten
Eagles	Jacobson	Miller, E.	Wagner
Erickson, K.	Jenkins	Moore	Walsh
Erickson, W.	Johnson, H.	Mushik	Weber
Gackle	Johnson, K.	Olienyk	Welder
Ganser	Kieffer	Opedahl	White
Giffey	Kingsbury	Patrick	Wilkie
Glaspey	Knudson	Peterson, R.	Winge
Grant	Lang	Raile	Mr. Speaker

Absent and not voting:

Anderson	Hausauer, A.	Miedema	Rivinius
Bunker	Hausauer, R.	Murphy	Stone
Fleming	Henry	Peterson, J.	Strinden
Gengler	Hilleboe	Raymond	Ulvedal
Gerl	Mertens		

So the bill passed and the title was agreed to.

MOTION

Rep. Boustead moved that the House reconsider the action by which House Concurrent Resolution No. 3014 was passed, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3014. A Concurrent Resolution directing a study by the Legislative Council for the purpose of determining a method of removing the eyesore created by the abandonment of junk automobiles on the landscape of the state.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 0; nays, 85; absent and not voting, 13.

Those voting in the negative were:

Anderson	Gronneberg	Knudson	Raile
Atkinson	Gunderson	Lang	Rice
Austin	Halcrow	Larson, G.	Rivinius
Berg	Haman	Larson, L.	Reimers
Boustead	Haugland	Laughlin	Rocheleau
Boyum	Hausauer, A.	Lee	Rundle
Brekke	Hausauer, R.	Linderman	Sandness
Bunker	Henning	Livingston	Shablow
DeGroot	Henry	Lundene	Solberg
DeKrey	Hensrud	McGauvran	Stoltenow
Dick	Hentges	McGeehan	Streibel
Dornacker	Herman	Metzger	Strinden
Dotzenrod	Hickle	Meyer	Thorsgard
Eagles	Hildebrand	Miller, B.	Wagner
Erickson, K.	Hoffner	Miller, E.	Walsh
Erickson, W.	Jacobson	Moore	Weber
Fleming	Jenkins	Mushik	Welder
Gackle	Johnson, H.	Olienyk	White
Gengler	Johnson, K.	Opedahl	Wilkie
Giffey	Kieffer	Patrick	Winge
Glaspay	Kingsbury	Peterson, R.	Mr. Speaker
Grant			

Absent and not voting:

Backes	Mertens	Peterson, J.	Stone
Ganser	Miedema	Raymond	Tweten
Gerl	Murphy	Rolfstrud	Ulvedal
Hilleboe			

So the House Concurrent Resolution was declared lost.

Rep. Raile moved that the vote by which House Concurrent Resolution No. 3014 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion failed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2259 has had the same under consideration and recommends that the House recede from its amendments and Senate Bill 2259 be amended as follows:

Page 1, line 17 after the ending triple parentheses delete "six" and insert in lieu thereof "five"

For the Senate:

Senator Longmire
 Senator Goldberg
 Senator Just

For the House:

Rep. Brekke
 Rep. White
 Rep. Backes

Rep. Brekke moved that the report be adopted, which motion prevailed.

MOTION

Rep. Brekke moved that the rules be suspended and that Senate Bill No. 2259 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2259. A Bill for an Act to amend and reenact sections 40-46-02 and 40-46-26 of the North Dakota Century Code, relating to tax levies for city employees' pension funds and to pay city's share of federal social security plans for employees.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended,

the roll was called and there were ayes, 67, nays, 13; absent and not voting, 18.

Those voting in the affirmative were:

Anderson	Glaspay	Larson, G.	Rice
Atkinson	Grant	Larson, L.	Rivinius
Austin	Gronneberg	Laughlin	Rocheleau
Berg	Haman	Linderman	Rolfsrud
Boustead	Haugland	Livingston	Rundle
Brekke	Hausauer, A.	Lundene	Sandness
Bunker	Henning	McGeehan	Solberg
DeGroot	Henry	Metzger	Streibel
Dick	Hensrud	Meyer	Thorsgard
Dornacker	Herman	Miedema	Wagner
Dotzenrod	Hickle	Miller, B.	Walsh
Eagles	Hildebrand	Miller, E.	Weber
Erickson, K.	Hoffner	Mushik	Welder
Erickson, W.	Jacobson	Olienyk	Wilkie
Fleming	Johnson, K.	Opedahl	Winge
Gackle	Knudson	Peterson, J.	Mr. Speaker
Gengler	Lang	Peterson, R.	

Those voting in the negative were:

Boyum	Johnson, H.	McGauvran	Raile
Gunderson	Kieffer	Moore	Shablow
Halcrow	Kingsbury	Patrick	Stoltenow
Hentges			

Absent and not voting:

Backes	Hausauer, R.	Murphy	Strinden
DeKrey	Hilleboe	Raymond	Tweten
Ganser	Jenkins	Reimers	Ulvedal
Gerl	Lee	Stone	White
Giffey	Mertens		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2259 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2304 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill No. 2304 be amended as follows:

On page 1, line 2 of the engrossed bill, after the numerals "44-08-04" add the following: "and subsection 1 of section 54-06-09"

On page 2, after line 1, insert the following:

"SECTION 2. AMENDMENT.) Subsection 1 of section 54-06-09 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

1. The sum of (((nine))) **ten** cents per mile for each mile actually and necessarily traveled in the performance of official duty when such travel is by motor vehicle. The sum of (((eleven))) **ten** cents per mile for each mile actually and necessarily traveled in the performance of official duty when such travel is by private airplane. If only one person shall engage in such travel in a motor vehicle exceeding at any geographical point one hundred fifty miles beyond the borders of this state, reimbursement shall be limited to seven cents per mile for the out-of-state portion of the travel. When (((any such))) **official travel is by** motor vehicle or airplane (((is))) owned by the state or by any department or political subdivision thereof, no allowance shall be made or paid for such mileage;"

For the Senate:

Senator Coughlin
 Senator Schultz
 Senator Swedlund

For the House:

Rep. Hilleboe
 Rep. Hentges
 Rep. Patrick

Rep. Hilleboe moved that the report be adopted, which motion prevailed.

MOTION

Rep. Hentges moved that the rules be suspended and that Senate Bill No. 2304 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2304. A Bill for an Act to amend and reenact subsections 1, 2, 3 and 4 of section 44-08-04 and subsection 1 of section 54-06-09 of the North Dakota Century Code, relating to travel expenses.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 75; nays, 2; absent and not voting, 21.

Those voting in the affirmative were:

Anderson	Haman	Larson, L.	Raymond
Atkinson	Haugland	Laughlin	Rice
Austin	Hausauer, A.	Linderman	Rivinius
Berg	Henning	Livingston	Rocheleau
Boustead	Henry	Lundene	Rolfsrud
DeGroot	Hensrud	McGauvran	Rundle
Dick	Hentges	McGeehan	Sandness
Dotzenrod	Herman	Metzger	Shablow
Eagles	Hickie	Meyer	Solberg
Erickson, K.	Hildebrand	Miedema	Stoltenow
Erickson, W.	Hoffner	Miller, B.	Streibel
Fleming	Jacobson	Miller, E.	Strinden
Gackle	Johnson, H.	Mushik	Thorsgard
Gengler	Johnson, K.	Olienyk	Wagner
Giffey	Kieffer	Opedahl	Walsh
Glaspey	Kingsbury	Patrick	Welder
Grant	Knudson	Peterson, J.	Wilkie
Gunderson	Lang	Peterson, R.	Mr. Speaker
Halcrow	Larson, G.	Raile	

Those voting in the negative were:

Moore Winge

Absent and not voting:

Backes	Ganser	Jenkins	Stone
Boyum	Gerl	Lee	Tweten
Brekke	Gronneberg	Mertens	Ulvedal
Bunker	Hausauer, R.	Murphy	Weber
DeKrey	Hilleboe	Reimers	White
Dornacker			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2304 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEES.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2363 has had the same under consideration and recommends that the House recede from its amendments.

For the Senate:

Senator Freed
Senator Page
Senator Barth

For the House:

Rep. Moore
Rep. Murphy
Rep. Dotzenrod

Rep. Moore moved that the report be adopted, which motion prevailed.

MOTION

Rep. Moore moved that the rules be suspended and that Senate Bill No. 2363 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2363. A Bill for an Act to amend and reenact section 30-14-10 of the North Dakota Century Code, relating to the report and account of guardians regarding the estate of a ward and the times at which such reports must be rendered.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 74; nays, 0; absent and not voting, 24.

Those voting in the affirmative were:

Anderson	Haman	Laughlin	Raymond
Atkinson	Haugland	Linderman	Rice
Austin	Hausauer, A.	Livingston	Rivinius
Berg	Henning	Lundene	Rocheleau
Boustead	Hensrud	McGauvran	Rolfsrud
Boyum	Hentges	McGeehan	Rundle
DeGroot	Hickle	Metzger	Sandness
DeKrey	Hildebrand	Meyer	Shablow
Dick	Hilleboe	Miedema	Solberg
Dotzenrod	Hoffner	Miller, B.	Stoltenow
Eagles	Jacobson	Miller, E.	Streibel
Erickson, K.	Johnson, H.	Moore	Thorsgard
Erickson, W.	Johnson, K.	Mushik	Wagner
Gackle	Kieffer	Olienyk	Walsh
Glaspey	Kingsbury	Patrick	Welder
Grant	Knudson	Peterson, J.	Wilkie
Gronneberg	Lang	Peterson, R.	Winge
Gunderson	Larson, G.	Raile	Mr. Speaker
Halcrow	Larson, L.		

Absent and not voting:

Backes	Gengler	Jenkins	Stone
Brekke	Gerl	Lee	Strinden
Bunker	Giffey	Mertens	Tweten
Dornacker	Hausauer, R.	Murphy	Ulvedal
Fleming	Henry	Opedahl	Weber
Ganser	Herman	Reimers	White

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2363 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2458 has had the same under consideration and recommends that the Senate concur with the House amendments and recommends that it be further amended as follows:

Page 1 line 3 of the engrossed bill before the period insert the following “; and declaring an emergency”

Page 2 line 16 before “but” insert beginning triple parentheses and after “feet” and before the comma insert ending triple parentheses

Page 2 after line 31 insert the following new section:

“SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.”

Renumber pages and lines accordingly.

For the Senate:

Senator Mutch
Senator Unruh
Senator Erdman

For the House:

Rep. Hensrud
Rep. Boustead
Rep. Gengler

Rep. Hensrud moved that the report be adopted, which motion prevailed.

MOTION

Rep. Hensrud moved that the rules be suspended and that Senate Bill No. 2458 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2458. A Bill for an Act to amend and reenact Section 39-18-03 of the North Dakota Century Code, relating to fees for travel trailers; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 78; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

Anderson	Haugland	Lee	Rice
Atkinson	Hausauer, A.	Linderman	Rivinius
Austin	Hausauer, R.	Livingston	Rocheleau
Berg	Henning	Lundene	Rolfstrud
Boustead	Hensrud	McGauvran	Rundle
Boyum	Hentges	McGeehan	Sandness
DeGroot	Herman	Metzger	Shablow
DeKrey	Hickle	Meyer	Stoltenow
Dick	Hildebrand	Miedema	Streibel
Dotzenrod	Hoffner	Miller, B.	Strinden
Eagles	Jacobson	Miller, E.	Thorsgard
Erickson, K.	Johnson, H.	Moore	Tweten
Erickson, W.	Johnson, K.	Mushik	Ulvedal
Gackle	Kieffer	Olienyk	Wagner
Glaspey	Kingsbury	Opedahl	Walsh
Grant	Knudson	Patrick	Welder
Gronneberg	Lang	Peterson, R.	Wilkie
Gunderson	Larson, G.	Raile	Winge
Halcrow	Larson, L.	Raymond	Mr. Speaker
Haman	Laughlin		

Absent and not voting:

Backes	Ganser	Hilleboe	Reimers
Brekke	Gengler	Jenkins	Solberg
Bunker	Gerl	Mertens	Stone
Dornacker	Giffey	Murphy	Weber
Fleming	Henry	Peterson, J.	White

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Rep. Streibel moved that the vote by which Senate Bill No. 2458 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORTS OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Concurrent Resolution No. 4053 has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate:

Senator Jacobson
Senator Anderson
Senator Christensen

For the House:

Rep. Hentges
Rep. Stoltenow
Rep. Weber

Rep. Hentges moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred House Concurrent Resolution No. 3020 has had the same under consideration and recommends that the Senate recede from its amendments.

For the Senate:

Senator Freed
Senator Page
Senator Barth

For the House:

Rep. Stone
Rep. Raile
Rep. Lundene

Rep. Stone moved that the report be adopted, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Rep. Boustead moved that the following remarks of Rep. Strinden be printed in the Journal, which motion prevailed.

Rep. Strinden: "Mr. Speaker, Ladies and Gentlemen of this Assembly:

"I was a little bit amazed when I read the March R.E.C. magazine to see that several pages were devoted to House Bill No. 1377.

"This is a very honorable Legislature. We are citizens of the State of North Dakota, serving in a dual capacity, taking part of our lives to work on this matter of legislation and the business of our state. The rest of the time we work on the endeavors of our livelihood. I think we can be very proud of the way we work, honorably, truly dedicated to serve the best interests of the citizens of North Dakota. I would hope that the members of this Assembly who are members of the R.E.C.'s would voice their objections to the editorial printed on page 2 of the March R.E.C. Magazine. I think it is downgrading to this Legislature when any person would refer to Legislators as helpless puppets on strings for any interest group in this state. I would not accuse those members who vote for House Bill No.

1377 as puppets of R.E.C.'s. At the same time, I would not want anyone of those members who opposed 1377 to be accused of being puppets for any group.

"I think in this Assembly this particular matter was debated at length, not only in committee, but on the floor of the House. The members made up their minds not because of the influence from outside, but because of their judgment after studying this piece of legislation and what it would do or would not do for this state.

"I think it is unfortunate when the editor of this particular magazine would play on the emotions of the citizens of our state and the members of his organization to infer that the action taken here was taken in any other way than I have just decried.

"I would hope again that the members that can exert any influence on the editorial comment of this magazine would see that it would be a responsible type of publication that would truly tell a story and be of service and create an image for the fine organization it represents."

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2045

Senate Bill No. 2122

Senate Bill No. 2316

Senate Bill No. 2348

Senate Concurrent Resolution No. 4002

Which the House has amended.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2182

Which the House has failed to pass.

ROY GILBREATH, Chairman

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2299

Senate Bill No. 2334

Senate Bill No. 2512

Senate Concurrent Resolution No. 4084

Senate Concurrent Resolution No. 4086

Senate Concurrent Resolution No. 4087

Senate Concurrent Resolution No. 4091

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2066

Which the House has failed to pass over the Governor's veto.

The vote on Senate Bill No. 2066 is ayes, 57; nays, 39; absent and not voting, 2.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 15, 1971

Mr. President: I have the honor to request the return of:

House Bill No. 2489

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 15, 1971

Mr. President: I have the honor to return:
House Bill No. 1389
Which the Senate has requested.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 15, 1971

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 1077
House Bill No. 1306

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Representatives:

Lang
Stone
Jacobson

to serve on House Bill No. 1077

Representatives:

Rivinius
Hensrud
W. Erickson

to serve on House Bill No. 1306

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, on:

Senate Bill No. 2306

Representatives:

Bunker
Strinden
Fleming

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 1140

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Representatives:

Atkinson
Rundle
Rocheleau

Very respectfully,
ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 1313

And find the same correctly engrossed and Enrolled.

REP. MIEDEMA, Chairman

Rep. DeKrey moved that the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF A BILL

The Chief Clerk announced that the Speaker was about to sign:
House Bill No. 1313

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to transmit:
House Bill No. 1313

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk
MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:
House Bill No. 1313

Which the President has signed.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to inform you that the Senate re-considered in its action in concurring in the House amendment to:
Senate Bill No. 2002

The President has appointed a conference committee to act as a like committee from the House,

Senators:
Robinson
Jones
L. Larson

Very respectfully,
LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 1313

Was delivered to the Governor for his approval at the hour of 11:50 o'clock a.m., March 16, 1971.

REP. MIEDEMA, Chairman

Rep. Streibel moved that the House stand recessed until 1:30 p.m., which motion prevailed.

The House reconvened at 1:30 p.m., pursuant to recess taken with Speaker Bier presiding.

MESSAGES TO THE SENATE

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 1030

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Representatives:
Olienyk
Tveten
B. Miller

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:
House Bill No. 1534

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Representatives:
Stone
Murphy
Mertens

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to transmit:

House Concurrent Resolution No. 3019
House Concurrent Resolution No. 3021
House Concurrent Resolution No. 3031
House Concurrent Resolution No. 3040
House Concurrent Resolution No. 3050
House Concurrent Resolution No. 3052
House Concurrent Resolution No. 3053
House Concurrent Resolution No. 3063
House Concurrent Resolution No. 3090
House Concurrent Resolution No. 3091
House Concurrent Resolution No. 3095

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1434
House Bill No. 1484
House Concurrent Resolution No. 3020

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

Senate Bill No. 2002
Senate Bill No. 2024
Senate Bill No. 2063
Senate Bill No. 2259
Senate Bill No. 2304
Senate Bill No. 2363
Senate Bill No. 2458
Senate Concurrent Resolution No. 4053

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1003
House Bill No. 1006
House Bill No. 1008

House Bill No. 1012
House Bill No. 1028
House Bill No. 1054
House Bill No. 1058
House Bill No. 1097
House Bill No. 1113
House Bill No. 1158
House Bill No. 1159
House Bill No. 1170
House Bill No. 1192
House Bill No. 1201
House Bill No. 1220
House Bill No. 1235
House Bill No. 1238
House Bill No. 1275
House Bill No. 1336
House Bill No. 1353
House Bill No. 1413
House Bill No. 1421
House Bill No. 1430
House Bill No. 1435
House Bill No. 1437
House Bill No. 1439
House Bill No. 1441
House Bill No. 1442
House Bill No. 1444
House Bill No. 1445
House Bill No. 1508
House Bill No. 1521
House Bill No. 1556

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE GOVERNOR
STATE OF NORTH DAKOTA

Executive Office
Bismarck

March 16, 1971

The Honorable Howard F. Bier
Speaker of the House
North Dakota House of Representatives
Bismarck, North Dakota 58501

Dear Mr. Speaker:

This is to inform you that on March 15, I signed the following:

House Bill No. 1055
House Bill No. 1061
House Bill No. 1105
House Bill No. 1156
House Bill No. 1166
House Bill No. 1189
House Bill No. 1207
House Bill No. 1209
House Bill No. 1250
House Bill No. 1258
House Bill No. 1281
House Bill No. 1305
House Bill No. 1312
House Bill No. 1316
House Bill No. 1358
House Bill No. 1461
House Bill No. 1462
House Bill No. 1465
House Bill No. 1468

House Bill No. 1482
House Bill No. 1510
House Bill No. 1527

On March 16, I signed the following:

House Bill No. 1066
House Bill No. 1131
House Bill No. 1280
House Bill No. 1463
House Bill No. 1491
House Bill No. 1496
House Bill No. 1509
House Bill No. 1515
House Bill No. 1528

Sincerely yours,
William L. Guy
Governor

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1102 has had the same under consideration and recommends that the Senate recede from its amendments.

For the Senate:
Senator Ringsak
Senator Freed
Senator Gronhovd

For the House:
Rep. Moore
Rep. Rundle
Rep. Lundene

Rep. Moore moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on:

House Bill No. 1140
House Bill No. 1306
House Bill No. 1534
House Bill No. 1077
Senator Freed
Senator Thane
Senator Barth
To serve on House Bill No. 1140

Senator Ringsak
Senator Thane
Senator Page
To serve on House Bill No. 1306

Senator Freed
Senator Page
Senator Gronhovd
To serve on House Bill No. 1534

Senator Redlin
Senator Longmire
Senator Just
To serve on House Bill No. 1077

Very respectfully,
LEO LEIDHOLM, Secretary

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1140 has had the same under consideration and rec-

ommends that the Senate recede from its amendments and House Bill No. 1140 be amended as follows:

On page 1, line 6, of the engrossed bill, after the word "funds", and before the period, insert the following: "; and providing an effective date"

On page 3, line 17, delete the triple parentheses before and after the word "seven"

On page 3, line 18, delete the underscored word "five," and in the same line, delete the triple parentheses before the word "and" and delete the triple parentheses after the word "cents"

On page 4, following line 4, insert the following new section: "SECTION 8. EFFECTIVE DATE.) The provisions of this Act shall take effect on July 1, 1972."

And renumber the lines and pages accordingly.

For the Senate:

Senator Freed
Senator Thane
Senator Barth

For the House:

Rep. Atkinson
Rep. Rundle
Rep. Rocheleau

Rep. Atkinson moved that the report be adopted, which motion prevailed.

MOTION

Rep. Atkinson moved that the rules be suspended, that House Bill No. 1140, as amended, be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1140. A Bill for an Act to amend and reenact subsection 1 of section 11-17-04 and sections 11-17-05, 27-03-05, 27-03-06, 27-07-40, and 27-07-41 of the North Dakota Century Code, relating to court filing fees and the disposition of the proceeds thereof; and to repeal section 27-12-08 of the North Dakota Century Code, relating to the use of bar association funds; and providing an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Reimers
Atkinson	Halcrow	Lee	Rice
Austin	Haman	Linderman	Rivinius
Berg	Haugland	Livingston	Rolfsrud
Boustead	Hausauer, A.	Lundene	Rundle
Boyum	Hausauer, R.	McGauvran	Sandness
Brekke	Henning	Mertens	Shablow
Bunker	Henry	Metzger	Stoltenow
DeGroot	Hentges	Meyer	Streibel
DeKrey	Hickle	Miller, B.	Strinden
Dick	Hildebrand	Miller, E.	Thorsgard
Dornacker	Hoffner	Moore	Tweten
Eagles	Jacobson	Murphy	Wagner
Erickson, K.	Jenkins	Mushik	Walsh
Erickson, W.	Johnson, H.	Olienyk	Weber
Fleming	Johnson, K.	Opedahl	Welder
Gackle	Kieffer	Patrick	White
Giffey	Kingsbury	Peterson, J.	Wilkie

Glaspey	Knudson	Peterson, R.	Winge
Grant	Larson, G.	Raile	Mr. Speaker
Gronneberg	Larson, L.	Raymond	

Absent and not voting:

Backes	Gerl	Lang	Solberg
Dotzenrod	Hensrud	McGeehan	Stone
Ganser	Herman	Miedema	Ulvedal
Gengler	Hilleboe	Rocheleau	

So the bill passed and the title was agreed to.

APPOINTMENT OF 1971-1973 INTERIM COMMITTEE MEMBERS

Speaker Bier announced the following appointments to the Legislative Council:

Rep. Bryce Streibel
 Rep. S. F. Hoffner
 Rep. Howard Bier
 Rep. Earl Strinden
 Rep. Art Bunker
 Rep. Oscar Solberg
 Rep. Richard Backes
 Rep. Francis Weber

Capitol Grounds Planning Commission:

Rep. Carl Boustead
 Rep. Mike Olienyk
 Rep. Donald Giffey

Combined Law Enforcement Council:

Rep. Aloha Eagles

For the appointment to the Heritage Commission, Rep. Strinden nominated Rep. Mushik. Rep. Streibel moved that nominations cease, and a unanimous ballot be cast for Rep. Mushik to serve on the Heritage Commission, which motion prevailed.

For the appointment to the Education Commission of the States, Rep. Reimers nominated Rep. Oscar Solberg. Rep. Streibel moved that nominations cease, and a unanimous ballot be cast for Rep. Solberg to serve on the Education Commission of the States, which motion prevailed.

Rep. Wagner moved that the Assembly go into a special order of business, and that Rep. Dick be asked to preside, which motion prevailed.

Rep. Dick came to the rostrum to preside.

Rep. Dick called Rep. Boustead to the rostrum.

Rep. Boustead: "Mr. Speaker and Members of the Assembly:

"I am most pleased to have been granted the opportunity to participate in this event. Particularly so because of the man to whom I am to make not one, but two, presentations. He is a good friend of both yours and mine. Politics is not unlike salesmanship, both professions are most exciting and dear to me. It is the science and art of dealing with people, of convincing them that your views are right and in the public interest, and of persuading them that it is to their advantage to join with you in getting your proposals accepted. We, as legislators, are of course familiar with the function of government — particularly state government, county government and city government. However, we have in our midst, a gentleman, one who, through dogged determination, has made each and every one of us cognizant of the importance to him of the function and place of township government within the entire scheme of government.

"It is perhaps not exactly necessary to call him by name but would Hank Weber please step forward to the rostrum?"

"Hank, on behalf of the Finance and Taxation Committee and the Transportation Committee of the 42nd Legislative Assembly, who have heard you expound on the merits of township government, we are most pleased to present you this little token.

"Now, Mr. Speaker and Members of the Assembly, I would like to be dead serious for a few moments.

"The basic responsibility of a self-governing people is to cast intelligent votes in the hope of electing thoughtful and hard working men and women to our State Legislature. This is exactly what happened when the citizens of rural Cass County, the 22nd District, elected Hank Weber. By the same token, such a basic responsibility exists when in our caucuses we cast intelligent votes in electing thoughtful and hard working men to provide the leadership necessary to cause their party to function properly and smoothly during the session. This was accomplished by the minority party when they elected Hank Weber to the position of Assistant Minority Floor Leader.

"I say, Mr. Speaker, a more outstanding characteristic is his friendship with so many, his friendly smile, firm handshake, manly bearing, and his sincerity reveals his strong character and leaves no doubt that he is a leader among men — an outstanding legislator."

Rep. Weber: "Rep. Boustead, Mr. Speaker, and Members of this Assembly:

"With all these fine words that have been said, I just can't believe they are true. Thank you very much."

Rep. Dick called Rep. Fleming to the rostrum.

Rep. Fleming:

"Mr. Speaker, Ladies and Gentlemen of the Assembly:

"As the session draws to a close, it is appropriate that we recognize the extra efforts required of the leadership of this House. The task which they have been assigned is indeed a difficult one. Their responsibilities are great. Their selection to leadership positions indicates the faith of the membership in their abilities.

"I have had the privilege to serve on the Political Subdivisions Committee with the Assistant Majority Leader. Certainly the discussion at times in that committee has been heated. More often than not, Rep. Strinden and I have been on opposite sides of the major issues coming before that committee. Rep. Strinden has not been timid in making his opinions known in those deliberations, nor have I. It is in this healthy atmosphere that the legislative process churns, hopefully producing the finest product that will benefit the people of our state.

"As Assistant Majority Leader, Rep. Strinden has on occasion cracked the whip in an effort to seek unity amongst the membership of the majority party on various issues. Even the most casual observer of this assembly recognizes that that task is a very difficult one. As a partisan of the opposite party, I would point out that he too often has been successful in those endeavors. But no man, regardless of his political persuasion, cannot help but respect and admire an individual who understands his job, accepts responsibilities, and makes a dedicated effort to meet those responsibilities. Rep. Strinden has certainly met that criteria.

"Certainly the memories of this session, Rep. Strinden, will remain with you throughout your lifetime. But to add to those memories, I am happy to present this gift to you on behalf of the entire membership of this assembly for your efforts as Assistant Majority Leader during this session."

Rep. Strinden:

"Mr. Speaker, Ladies and Gentlemen of the 42nd Assembly:

"First, I would like to say a special thank you to our desk staff and all of our House employees, and to Emerson Murray and the Legislative Council. Without the competent and dedicated service of all these fine people, our job would be impossible.

"Speaker Bier, you have done an outstanding job of presiding over this assembly. We are all most grateful to you. This is the second session I have had the honor to serve as the assistant to our Majority Leader Bryce Streibel. I would like to again express my appreciation to him for his unselfish, dedicated service. I am confident that history will prove him one of the strongest and most able legislative leaders ever in our state.

"A special tribute to Floor Leader Hoffner and Assistant Minority Floor Leader Weber. These gentlemen have served their party and this Legislature in a most responsible manner. Political bickering has been kept to a minimum. We have worked together in the best interests of the citizens of North Dakota.

"As we near the time for the sine die motion, all of us welcome the chance to return home and getting back to normal life. Yet, I am sure we all feel a tinge of sadness with the end of this 42nd Assembly. We are part of a great fraternity; friendships made here will be cherished and continued for a lifetime. It has been a real honor to serve with each and every one of you.

"Good luck. Best wishes to each of you.

"Thank you again for the privilege of being a colleague in the 42nd Assembly."

Rep. Dick called Rep. Hilleboe to the rostrum.

Rep. Hilleboe:

"Mr. Dick, Members of the Assembly:

"Members of the Assembly I have had a few problems when attending this Session — not while in the capitol, but in the City of Bismarck. There is one member of this Assembly who seems to bear a resemblance to me. His hair is quite long and he has sideburns. Well, it seems that this particular member has been covering certain watering spots in town and there are some people who have gotten the two of us mixed up. I hold in my hand a card I received in this chamber, a mash card addressed to me and signed by the name Virginia. I don't know anyone named Virginia. So, at this time, I should like to present a gift from the members of this Assembly and return the card that must belong to my good friend Slingshot Hoffman, and request that he reads the card to the members of this Assembly."

Rep. Hoffner:

"Thank you for those kind words, Pete."

"I want to thank the members of this Assembly for recognizing me as a leader. I want to thank the caucus for electing me as their leader. I don't know what is in this gift, but I will cherish it very much, you can be sure.

"Rep. Strinden mentioned that we have had a good session, and I would like to say, and I am sure I am speaking for all the Minority members, that we have been treated very fairly by the Speaker, by the Majority Floor Leader, Rep. Strinden and by all the Chairmen of all the Committees, and this is very important in making a democratic legislative process work. You know, when men and women can sit in the same Chamber — the reason I mention women is because we have started to treat these ladies like fellow legislators; and this noon at our luncheon, Rep. Mushik was pleased that we didn't treat her as a female legislator, and I told her we were disappointed she didn't turn her charms more often and try to tease us. It is amazing that legislators can move from document to document and be opposed to an individual across the aisle on one and then shift and be with him on the next bill. I can remember the session when we used to have some real political knifing, and some

days the Minority and Majority members couldn't talk to each other for three and four days.

"I have gotten to sort of enjoy this session when I can sit over there and oppose a big man like Art Bunker on the Uniform Commercial Credit Code, and then look up at him in the aisle, shudder and be friendly. I think you have conducted yourselves as real statesmen, and I mean that in all sincerity.

"People often like to criticize legislators, county commissioners, council supervisors, and this is natural for the people. If we don't do anything else when we leave here, I hope we all go back and defend the projects we have supported in this legislative process. I think we should all go back and be leaders. I am your leader and Rep. Streibel is your leader, and we are all leaders, and when you go home you must exert your leadership.

"I want to thank you everyone, the staff at the desk, the Speaker, and if everything would go right we could be going home in a few hours. If not, we can sit here and take a swing or two at the Senate.

"Thank you very much."

Rep. Dick called Rep. Lundene to the rostrum.

Rep. Lundene:

"I am really pleased to be selected to be part of this program today. It reminds me of the time I was invited to say something at a Labor Day exercise. I was informed that the program would include a talk by the Mayor, a recitation by a student, my remarks, and then the firing squad.

"Mr. Speaker, Members of the Assembly. This Assembly is made up of 98 persons, both sexes, both parties, several religious faiths, a number of nationalities, and a wide variance of ages and philosophies.

"It became the obligation of one of the majority party acting as their floor leader to assume the leadership and management of this entire Assembly. This is as it should be. Keeping these 98 persons, each one an individual in his own right, working toward a common goal for completion of an enormous work load in the sixty legislative days allotted to us, was part of his assignment.

"The Republican party, which is the majority party in this 42nd Legislature, chose this leader, and they chose well.

"Bryce Streibel, your ability to guide this maze of legislation through this House and within the framework of a set of complicated set of rules, has not gone unnoticed. I, for one, have marveled on how you have been able to keep every parliamentary situation at your fingertips.

"Ladies and Gentlemen of this Assembly, it was my privilege to watch the elder Streibel in operation on the Senate floor, and it wouldn't surprise me if Bryce cut his teeth on a legislative rule book, or Roberts Rules of Order.

"Majority Floor Leader Streibel, we of the minority recognize in you a man of fairness, and we want you to know that though we may differ on some questions, you have earned our respect and everlasting friendship.

"In behalf of the entire Assembly, it gives me a great deal of satisfaction to be able to give you this expression of our esteem in which you are held by this House of Representatives."

Rep. Streibel:

"As we approach the twilight hours of the 42nd Assembly we are prone to reminisce rather than to project. In this special order of business we exchange verbal bouquets and it's only fitting and proper that we should do this.

"I am indebted to each one of you for your unflinching attitude of cooperation which allowed us to expedite the work of the House

in an orderly and business-like manner. To Representative Hoffner and our 39 colleagues of the Minority, let me say that I consider our working relationship to be one of the highlights of this or any other Session. To my 57 colleagues of the Majority, my thanks for your loyalty and for overlooking my many shortcomings. I want to pay special tribute to Earl Strinden whose ability, capacity for work and dedication provided invaluable assistance to my office. To our Speaker, Howard, for your fairness, diligence and cooperation, a personal thanks.

"In the 14 years I have served in this House we have seen much change and most of it has been good. We have seen responsive refinement on every level. We have been a part of improved efficiency that has allowed for the processing of work loads that have doubled. We have been pleased by the minimization of political bickering. We have observed the application of more and more business management guidelines in state government.

"State governments are unquestionably on trial today! The States form the keystone in the arch of the federal system — the bridge between local governments concerned with community problems and a central government dealing with nationwide issues. Our three-level federalism leaves the National government with the money, local governments with the problems, and the States with the legal powers. If States do not adopt modern structural frameworks to replace archaic constitutions, if State Legislators do not become responsive to the needs and desires of people, if weak executive branches of government are not substituted for strong chief executive structures, if uncoordinated court systems are not rationalized to allow for more orderly process of caseloads, then State government's role in the federal system will continue to diminish and the urban-federal partnership will strengthen.

"To those of you who will return, let me caution you of this: If we are not willing to pay the price, if we cannot change where change is required, then we have only one recourse. And that is to prepare for an orderly transfer of our remaining responsibilities to the federal government.

"If we are willing to pay the price, if we do bring about change where change is required then we will truly live our role as Lincoln defined it when he said, and I quote, 'I like to see a man proud of the place in which he lives; and so live that the place will be proud of him.'"

Rep. Dick called Rep. Bunker to the rostrum.

Rep. Bunker:

"It is indeed my pleasure to present a token of our esteem and recognition to the Majority Party Caucus Chairman, and I speak for everyone when I say I don't know of anyone who conducts a caucus on a more fair basis when it is fair for Burleigh County than Vern Wagner does.

"I think you have heard this expression once in your life at least, Vern. This is a gavel for the Chairman, 'Walk softly, but carry a big stick.'"

Rep. Wagner:

"It seems strange that they would pick such a large man to make this presentation. Because of my height over the years, I have had a special stool built for a Speaker's platform, but one of the responses I must always give is that people are measured from the shoulders up.

"Thank you very much for this gift. I am sure that I will remember it for many years.

"And to the Minority, I will also say that this has been one of the finest sessions to work in and the accomplishments have been great. I appreciate the cooperation of the Majority in the office of

caucus chairman, and before the Majority Leader says, 'Unless we get out of here and get busy, we will be here another two weeks,' I shall now depart. Thank you."

Rep. Dick called Rep. Winge to the rostrum.

Rep. Winge: "I have had the opportunity of being up here a few times, and I really appreciate after serving about the first ten days of the session the leadership we have up here in our Speaker, the leadership we have sitting here in the middle aisle in the Majority and Minority Floor Leaders and their assistants. This really holds true when it comes down to your caucus chairman because so many of the decisions made on the floor come from information we get while in caucus, and this is what makes the caucus so important.

"When I was asked to make a presentation here a few minutes ago, I thought I would be making the presentation to Vern Wagner, and I was wondering at the time about the difference in our size — and then I was replaced with Art Bunker. It was a good choice.

"You know, the Democratic Minority here has been having a caucus at noon every day, and we prefer to call it the informational caucus because in most cases it doesn't really make much difference what we do down there. We can come back up here and vote, and the information we have gained has been very helpful in determining that vote, especially for the new members, and this is why we really appreciate the people of the Majority who have made it so easy for so many of us.

"The statement has been made let's hurry up and get this over so we can start campaigning again. One thing we have to do is let the people know us just well enough to vote for us, but not so well they won't vote for us.

"In just summarizing this Legislative Session and after having five others for experience, I felt that with my agricultural background, I would like to liken this Session to the tractor standing in the yard idling as beautifully as it can, and with the tractor idling we haven't worn out the plow. We have made a lot of decisions, and they were made a lot easier by our caucus chairman, and he has had several sessions' experiences at it. In fact, he has been with us since 1961, and he was Chairman of Finance and Taxation during the 1965 Session. You may have noticed that both parties have picked out some pretty sturdy characters for caucus chairmen. Our caucus chairman has done a wonderful job as far as caucus is concerned, and now as a little bit of appreciation to Dick Backes, we would like to present him with a gift.

Rep. Backes: "Thank you. I hope I am here two years from now and my caucus is this size. I am not going to make a speech. I think I got scared out when I first started in politics. The local editor at home wrote up a rally where both Rep. Backes and Rep. Glaspey attended, and a couple days following, it was reported that after we talked, we were followed by two good speeches.

"I want to thank the group very much for this, and at this stage in the session, I can let out a few secrets. Reimers wants to know what we do at noon, and he doesn't believe we are really meeting down there, but only do this to have the exclusive lunch cart so we would have something besides gooseliver sandwiches.

"Thank you very much."

Rep. Dick called Rep. Solberg to the rostrum.

Rep. Solberg: "Mr. Chairman and Members of the Assembly:

"It becomes my pleasant task to honor a man with whom I have served in the House of Representatives for many sessions. Serving in the Legislature develops a special kind of friendship that transcends party lines. There is a special kind of respect and fellowship that is unlike any other fraternity.

"It has been my privilege to serve many sessions in this beautiful chamber. Every session is different and every session somehow

takes on, in part, the character of the man who presides as Mr. Speaker.

"This session has been pleasant with a minimum of dissention and political bickering. No freshman legislator was made to feel uncomfortable by a rigid adherence to rules and, if mistakes were made, the Speaker was always willing to start all over again to get in the proper parliamentary motions.

"The honor to be Speaker of the House comes to relatively few individuals. To obtain this position one must first have gained the confidence and respect of his own party. After he is selected, and elected, he has the added responsibility of working with the minority who are always apprehensive of their consideration and fairness in rule interpretation. As a member of the minority, I have heard nothing but praise for you as an individual and as a presiding officer.

"In a few hours we will be adjourning sine die and will be on the way to our homes and families. This historical and stately chamber which has been so full of activity for the past sixty days will become once more a quiet empty room with clean desks and neatly placed chairs. But the friendships that have developed here will serve as a bond that will remain intact throughout the years.

"And so Mr. Speaker, I wish to present you with this traditional speaker's watch as a memento of the respect and admiration that your fellow Legislators have for you. And as you cherish this gift through the years, I hope it will bring back memories of your days of service as Speaker of the House in the forty-second Legislative Assembly of the State of North Dakota.

"Mr. Speaker, I congratulate you on a job well done."

Speaker Bier:

"Representative Dick, Fellow House Members, My Friends: Thank you Representative Solberg for your very kind words.

"Serving the past 60 days as your Speaker has been one of the nicest and most enjoyable experiences of my life. It has been an enjoyable experience because of the actions and wishes of each and every one of you. We have, without exception, always been courteous, friendly, and very cooperative. You have always had a cheery "Hello," a ready smile and a friendly word. You, members of the House, deserve the credit for making this a most harmonious session.

"I want to thank you again for selecting me your Speaker. I have tried to be fair, and if I failed at times, it was because of human weakness and I ask your forgiveness.

"To Rep. Streibel and Rep. Strinden, my heartfelt thanks for their ready assistance and support at all times. Their counsel and guidance helped me weather many a parliamentary storm. To Rep. Hoffner and Rep. Weber, the leaders of the "loyal opposition," who I am sure passed up opportunities to confuse and confound the Speaker, I am deeply grateful. I appreciate so much the wonderful cooperation you gave me.

"To the desk force, Barbara, Roy, Buck and Del, I am so grateful. None of you can realize how utterly dependent the Speaker is on these wonderful people. They are without equal in efficiency, cooperation and good humor.

"To Cecil, our genial and efficient sergeant-at-arms, and his crew of assistants and bill book clerks, to Clara and all the pages, to the committee clerks and stenographers and to the many other loyal employees, may I say many thanks for a job well done.

"To my secretary, Dorothy, who is always asking if there isn't more she can do to help, my sincerest thanks.

"I will always treasure this gift you have given me. Few of us are so lucky to receive it. I will always remember my years in the North Dakota Legislature. The friends I have made here will last a lifetime.

"From the bottom of my heart my most grateful thanks for the honor of being your Speaker.

"My best wishes for the future to each and every one of you."

Rep. Dick called Rep. DeKrey to the rostrum.

Rep. DeKrey:

"Speaker Bier, I am your legislative partner. You will remember when we met on July 1, 1966, when we decided to campaign together. I can't tell you you are a good fellow because you know that. I can't tell you that I have enjoyed campaigning, but this I am sure is mutual. I could remind you of two years when we sat together. We were together for two terms, and we would talk over the several bills, and decide that this is a good bill or that it is a bad bill, and we would vote accordingly. Now I sit out yonder and you are in this position of authority, and when I push that red button, invariably you would push the green.

"All fooling aside, on behalf of this same District No. 31, on behalf of your fellow legislator, our county chairman, part of the desk force, and all of the people of District No. 31, may I present you with this plaque?"

Speaker Bier:

"Thank you so very much, Rep. DeKrey."

Rep. Weber:

"May I have a few comments, Members of the Legislature. When I received the Gill Township sweatshirt I was just a little bit shook.

"This has really been an experience for me as Assistant Minority Floor Leader. I wish that all the people in North Dakota could have some part or be a member of this Legislative Body or be an employee. I am sure that they would have a greater and better understanding of what goes on. There are so many in our state that have not been in this capitol, let alone attend a Legislative Session. I think the ones who have been here are awed by what goes on and have a much greater appreciation when they do go back home.

"Mr. Speaker, Rep. Hoffner, the Minority Party and I want to congratulate you, and we appreciate the fairness of the Majority Party and Rep. Streibel and Rep. Strinden. You have been good to us as far as the rules go, and we really appreciate that, and this is shown, I recall, by one particular example when Rep. Gerl introduced that resolution, and he was allowed to take it back. We really appreciate it. I also think we accomplished a whole lot by the harmony between the Minority Floor Leaders and the Majority Floor Leaders. I think because of this we accomplished a whole lot more than if it had been the other way. I also want to offer my thanks to all the people, to the Speaker who has been honest and fair, to all the legislative employees, and to everyone who made this 42nd Legislative Session possible. I also want to thank the Legislative Council — without their help and dedication and long hours, it would have been very difficult to accomplish what we have. They do a good job.

"Thank you very much. It has been good to be a member of the 42nd Legislative Session."

Rep. Wagner moved that the special order of business be dissolved, which motion prevailed.

Speaker Bier returned to the chair to preside.

Rep. B. Miller moved that the House reconsider the action by which Senate Bill No. 2042 was lost, which motion prevailed on a division vote.

SECOND READING OF A SENATE BILL

Senate Bill No. 2042. A Bill for an Act to establish an office of

higher education computer services under the control of the state board of higher education.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 57; nays, 37; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Rivinius
Atkinson	Halcrow	Laughlin	Rocheleau
Austin	Haman	Linderman	Sandness
Berg	Hausauer, R.	Lundene	Solberg
Boustead	Henry	McGeehan	Streibel
Boyum	Hensrud	Meyer	Strinden
Brekke	Hentges	Miedema	Thorsgard
DeGroot	Hildebrand	Miller, B.	Tweten
Dick	Hoffner	Moore	Ulvedal
Dotzenrod	Jacobson	Mushik	Weber
Erickson, K.	Johnson, H.	Peterson, J.	White
Erickson, W.	Kieffer	Peterson, R.	Wilkie
Gerl	Knudson	Raymond	Winge
Glaspey	Lang	Rice	Mr. Speaker
Grant			

Those voting in the negative were:

Backes	Haugland	Lee	Raile
Bunker	Hausauer, A.	Livingston	Reimers
DeKrey	Henning	McGauvran	Rolfsrud
Dornacker	Herman	Mertens	Rundle
Eagles	Hickle	Metzger	Shallow
Fleming	Jenkins	Miller, E.	Stoltenow
Gackle	Johnson, K.	Olienyk	Wagner
Gengler	Kingsbury	Opedahl	Walsh
Giffey	Larson, G.	Patrick	Welder
Gronneberg			

Absent and not voting:

Ganser	Hilleboe	Murphy	Stone
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So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2042 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SIGNING OF A BILL

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 1032

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1032

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2056

Senate Bill No. 2089

Senate Bill No. 2228
 Senate Bill No. 2252
 Senate Bill No. 2286
 Senate Bill No. 2287
 Senate Bill No. 2301
 Senate Bill No. 2339
 Senate Bill No. 2345
 Senate Bill No. 2351
 Senate Bill No. 2368
 Senate Bill No. 2386
 Senate Bill No. 2403
 Senate Bill No. 2418
 Senate Bill No. 2434
 Senate Bill No. 2435
 Senate Bill No. 2459
 Senate Bill No. 2467
 Senate Bill No. 2477
 Senate Bill No. 2491
 Senate Bill No. 2496
 Senate Bill No. 2500

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1062

House Bill No. 1086

House Bill No. 1351

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2480

Which the House has failed to pass.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1259

House Bill No. 1394

House Concurrent Resolution No. 3038

House Concurrent Resolution No. 3045

House Concurrent Resolution No. 3088

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1001

House Bill No. 1004

House Bill No. 1015

House Bill No. 1021

House Bill No. 1089

House Bill No. 1325

House Bill No. 1368
 House Bill No. 1545
 House Bill No. 1550
 House Concurrent Resolution No. 3076
 Which the Senate has amended.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1001

On page 3, of the engrossed bill, delete line 24 and insert in lieu thereof the following:

"Salaries and wages	\$408,685.00
Fees and services	39,500.00
Supplies and materials	31,500.00
	<hr/>
Total operating budget	479,685.00
Less estimated income	99,400.00
	<hr/>
Total	\$380,285.00
Custodial expenses (July 1, 1972 to June 30, 1973)	50,000.00
	<hr/>
Total general fund	\$430,285.00"

On page 3, delete lines 25, 26, and 27

On page 5, line 18, delete the numerals "47,280,925.00" and insert in lieu thereof the numerals "47,678,710.00"

On page 6, line 34, delete the words "legislature that the university" and insert in lieu thereof the following: "legislative assembly that the appropriation for the university of North Dakota - Ellendale branch contained within this Act shall provide for its normal operation as an ongoing institution of higher education for the period July 1, 1971, to June 30, 1972, and that upon the date of June 30, 1972, such institution shall cease operation as an institution of higher education and that a sum not in excess of \$50,000.00 be expended for such institution from the period July 1, 1972, to June 30, 1973, for the purpose of custodial care and routine maintenance only."

On page 6, delete line 35

On page 7, delete lines 1 through 4

On page 2 line 5 delete the word "operatint" and insert in lieu thereof the word "operating"

On page 2 line 28, after the word "plant" add the following: "and plant improvements"

On page 2 line 28 delete the figure "656,000.00" and insert in lieu thereof the figure "956,000.00"

On page delete all of line 29

On page 6 line 30 after the word "buildings" add the following: "and land acquisition"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The intent of the amendments in the North Dakota State University budget is to consolidate the heating plant appropriation with other plant improvements to allow flexibility. The amendment in SECTION 6 is to allow for land acquisition with the approval of the emergency commission.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1004

On page 1, line 12, of the engrossed bill, delete the figure "473,296.00" and insert in lieu thereof the figure "521,796.00"

On page 1, line 18 delete the figure "201,957.00" and insert in lieu thereof the figure "210,457.00"

On page 2, after line 1, add the following new line:

"Medora interpretive center and parking 40,000.00"

On page 2, line 4, delete the figure "344,257.00" and insert in lieu thereof the figure "392,757.00"

On page 2, line 6, delete the figure "339,296.00" and insert in lieu thereof the figure "387,796.00"

On page 2, line 11, delete the figure "473,296.00" and insert in lieu thereof the figure "521,796.00"

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1015

On page 1, line 13 delete the figure "1,284,785.00" and insert in lieu thereof the figure "1,333,410.00"

On page 1, line 18 delete the figure "803,723.00" and insert in lieu thereof the figure "821,748.00"

On page 1, line 22 delete the figure "204,666.00" and insert in lieu thereof the figure "233,266.00"

On page 1, line 23 delete the figure "58,370.00" and insert in lieu thereof the figure "60,370.00"

On page 2, line 3 delete the figure "1,284,785.00" and insert in lieu thereof the figure "1,333,410.00"

On page 1, line 13 delete the figure "1,284,785.00" and insert in lieu thereof the figure "1,308,810.00"

On page 1, line 18 delete the figure "803,723.00" and insert in lieu thereof the figure "821,748.00"

On page 1, line 22 delete the figure "204,666.00" and insert in lieu thereof the figure "208,666.00"

On page 1, line 23 delete the figure "58,370.00" and insert in lieu thereof the figure "60,370.00"

On page 2, line 3 delete the figure "1,284,785.00" and insert in lieu thereof the figure "1,308,810.00"

PROPOSED AMENDMENTS TO HOUSE BILL No. 1021

On page 1, line 12 delete the figure "3,893,065.00" and insert in lieu thereof the figure "3,664,285.00"

On page 1, line 17 delete the figure "2,431,165.00" and insert in lieu thereof the figure "2,290,385.00"

On page 1, line 18 delete the figure "1,154,900.00" and insert in lieu thereof the figure "1,066,900.00"

On page 1, line 21 delete the figure "3,893,065.00" and insert in lieu thereof the figure "3,664,285.00"

And renumber the lines and pages accordingly.

Statement of the Purpose of the Amendment: The intent of the amendments is to allow adequate funds for salaries and wages so that increases will be in line with other state agencies and under the provisions of Senate Concurrent Resolution No. 4037; and to reduce the proposed fees and services to allow a 10% increase for the necessary expenses but not to provide for extra benefits and memberships for management.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1089

In the 3rd line of SECTION 9, as contained in the amendments to House Bill No. 1089 as printed on pages 873, 874, and 875 of the Senate Journal, delete the figure "48,000.00" and insert in lieu thereof the figure "20,000.00"

Statement of the Purpose of the Amendment: The intent of the amendment is to supplement the appropriation of the department of agriculture for the salary of the poultry board executive secretary, but to leave other personnel and responsibilities in the department.

On page 1, line 1, after the word "sections" insert the numerals "4-13-03,"

On page 1, line 2, delete the word "and", and after the numerals "4-13-07" insert the following: ", 4-13-10, 4-13-12, and 4-13-14"

On page 1, line 3, after the word "Code", insert the following:

"and to repeal sections 4-13-01, 4-13-02, 4-13-11, and 4-13-13 of the North Dakota Century Code."

On page 1, line 4, following the word "board" and before the period insert the words "providing for a penalty and for an appropriation"

On page 1, line 9, insert the following new section:

"SECTION 1. AMENDMENT.) Section 4-13-03 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

4-13-03. NORTH DAKOTA POULTRY IMPROVEMENT BOARD — PURPOSE.) The North Dakota poultry improvement board shall have for its purposes the following:

- ((1. To promote the welfare of and stimulate interest in the poultry industry;
- 2. To co-operate with the North Dakota department of agriculture and labor, and all other state and federal agencies in all activities and programs designed for the advancement, promotion, and improvement of the poultry industry of this state;
- 3.)) 1. To improve poultry breeding and to cooperate with the North Dakota livestock sanitary board in controlling and eradicating communicable diseases of poultry ((;)).
- ((4.)) 2. To act as the official state agency for North Dakota in cooperation with the bureau of animal industry, United States department of agriculture, for the purpose of furthering the objectives and supervising the state's participation in the national poultry improvement plan ((;)).
- ((5.)) 3. To act as the state agency to cooperate with the United States department of agriculture, to provide federal-state grading service for poultry and poultry products, and to require identification as to grade of poultry and poultry products offered for sale at the retail level, and to supervise the federal-state poultry grading service ((;)), and to enforce regulations at the retail level as to identification by grade of all poultry sold.
- ((6.)) 4. To promote generally the welfare and improvement of the poultry industry and the marketing of poultry and poultry products within this state through such means and in such manner as may be deemed by the board conducive to such improvement, and to effectuate these purposes the provisions relating to the poultry improvement board shall be construed liberally.

On page 1, line 20, delete the word "five" and insert in lieu thereof the word "three"

On page 2, line 11, after the comma where it first appears, insert the word "and"

On page 2, line 11, after the word "federation" delete the words "the North Dakota"

On page 2, delete line 12

On page 2, line 13, delete the words "tion of food retailers"

On page 2, line 22, delete the comma following the words "egg production" and insert in lieu thereof the word "or"

On page 2, line 23, delete the words "feed manufacturing, or food retailing,"

On page 2, line 29, delete the word "five" and insert in lieu thereof the word "three"

On page 2, line 32, place triple parentheses before the word "one"

and remove the triple parentheses before and after the numerals "1945"

On page 2, line 33, place triple parentheses after the comma where it first appears and before the word "one" where it last appears, and delete the numerals "1973"

On page 2, line 34, remove the triple parentheses before the numerals "1947"

On page 2, line 35, remove the triple parentheses following the numerals "1948"

On page 2, line 35, place triple parentheses after the comma following the numerals "1975" and delete the numerals "1975"

On page 3, line 28, delete the word "three" and insert in lieu thereof the word "two"

On page 4, line 10, insert triple parentheses before the word "The", and on line 12 of the same page insert triple parentheses after the period.

On page 4, line 18, delete the word "the"

On page 4, line 19, delete the words "**poultry improvement fund**" and insert in lieu thereof the words "**funds appropriated by the legislative assembly for this purpose. The amounts herein specified shall be the only compensation allowable.**"

On page 4, following the period in line 19, insert the following new sections:

"SECTION 6. AMENDMENT.) Section 4-13-10 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

4-13-10. LICENSES AND FEES.) No person shall engage in the business of poultry or turkey buyer, processor, packer, hatchery operator, baby chick jobber, or salesman, ((record of performance breeder, or poultry or turkey feed manufacturer, wholesaler, or retailer,))) without first securing from the North Dakota poultry improvement board a license to engage therein. All such licenses shall expire on the first day of July of each year, and shall be issued or renewed only upon payment to the board of ((such))) **the license fees** ((as it may fix)) for each of said occupations ((, not exceeding, however,))) in the amounts hereinafter set forth:

1. For poultry and turkey buyers, processors, and packers, the annual license fee shall ((not exceed))) **be** one dollar ((plus twenty-five cents per thousand pounds or fraction thereof, of poultry and turkeys processed, packed, or sold;))).
2. For hatcheries, the annual license fee shall ((not exceed))) **be** one dollar ((plus fifty cents per thousand eggs, or fraction thereof, based upon manufacturer's rated incubating capacity;))).
3. For baby chick and turkey poult jobbers and salesmen, the annual license fee shall ((not exceed))) **be** one dollar ((plus fifty cents per thousand chicks and poults, or fraction thereof sold;)).
4. For record of performance breeders, the annual license fee shall not exceed ten dollars plus five cents per pullet candidate over one hundred birds entered in record of performance work; and
5. For poultry and turkey feed manufacturers, wholesalers, and retailers, the annual license fee shall not exceed one dollar plus fifty cents per ton for all mixed poultry feeds produced or sold in this state. The poultry improvement board shall collect a license fee from only one source, and if the fee is paid by the manufacturer or wholesaler, it shall not be col-

lected from the retailer. A person shall be deemed to be a retailer who sells poultry or turkey feed to the ultimate consumer.

The foregoing schedule of license charges and fees shall constitute the maximum to be charged and collected, but the North Dakota poultry improvement board, if it determines that any or all such fees or charges are excessive or unduly burdensome, or that a lesser schedule of fees will produce all income necessary for carrying on the work of the board, may reduce the license charges and fees of any or all of such occupations)). The annual license fees for the ensuing year ((, plus all other fees previously accrued,)) must be paid before any license is issued ((, and all accrued fees other than license fees must be remitted at the time of making the reports hereinafter required)). Failure to pay any ((fee or)) license charge within ten days after the same shall become due shall constitute a violation of this chapter.

SECTION 7. AMENDMENT.) Section 4-13-12 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

4-13-12. POULTRY IMPROVEMENT FUND — DEPOSIT OF FEES (((— AUDITING))) .) All license charges ((and fees)) collected under this chapter shall be deposited in the state treasury in (((a special))) the **general** fund ((to be known as the poultry improvement fund, and shall be disbursed upon proper vouchers approved by the chairman of the North Dakota poultry improvement board. The fund shall constitute the sole source of revenue for carrying out the provisions of this chapter, and the fund and the affairs of the board shall be audited in the same manner and by the same officer as other similar public funds and boards of the state are audited))).

SECTION 8. AMENDMENT.) Section 4-13-14 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

4-13-14. PENALTY.) A violation of this chapter **or the rules and regulations promulgated thereunder** shall constitute a misdemeanor and shall be punished by a fine of not more than fifty dollars for each offense, and as additional or alternative penalties, the board may revoke any license issued and may restrain by injunction the continuance of any operations covered by this chapter.

SECTION 9. APPROPRIATION.) There is hereby appropriated out of any monies in the general fund in the state treasury, not otherwise appropriated, the sum of \$48,000.00, or so much thereof as may be necessary, to the poultry improvement board for salaries and administrative expenses for the biennium beginning July 1, 1971, and ending June 30, 1973.

SECTION 10. REPEAL.) Sections 4-13-11 and 4-13-13 of the North Dakota Century Code, and sections 4-13-01 and 4-13-02 of the 1969 Supplement to the North Dakota Century Code are hereby repealed."

And renumber the lines, sections, and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1325

Page 6 line 9 of the engrossed bill insert beginning triple parentheses before "Such"

Page 6 line 11 after "board" delete the beginning triple parentheses and after the ending triple parentheses insert the following "**and deposit and disburse them in accordance with section 54-44-12**"

Renumber pages and lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1368

On page 1, line 1 delete the word "authorizing" and insert in lieu thereof the words: "to cease operation of university of North Dakota-Ellendale branch as an institution of higher education and for its conversion to an alternative use, to authorize"

On page 1, line 3 after the word "Hall" delete the following: "at the state teacher's"

On page 1, line 4 delete the following: "college at Ellendale"

On page 1, line 8 after the colon insert the following new SECTION: "SECTION 1. ELLENDALE BRANCH TO CEASE OPERATION — ALTERNATIVE USE TO BE FOUND.) At a date determined by law, the university of North Dakota-Ellendale branch shall cease operation as an ongoing institution of higher education and shall not continue to educate students, grant degrees, hold classes, or continue its administration; however, routine maintenance and custodial care of the institutional facilities shall be provided. The legislative council is hereby directed to create a special committee, of nine members, the members of which shall include four citizens of the community of Ellendale selected by the chairman of the legislative council, to determine a use for the physical facilities of the university of North Dakota-Ellendale branch other than that of an institution of higher education. All members shall be voting members, and those who are not members of the legislative assembly shall be paid travel expenses and per diem in the same manner as provided for legislative members pursuant to section 54-35-10 of the North Dakota Century Code. It shall be the duty of the committee to study and determine an alternative use for the physical facilities. The committee may use such moneys appropriated from fire insurance proceeds held by the board of higher education for the university of North Dakota-Ellendale branch as may be appropriated by the legislative assembly."

On page 1, line 16 after the word "the" delete the following: "state teacher's college at"

On page 1, line 17 delete the word "Ellendale" and insert in lieu thereof the words: "university of North Dakota-Ellendale branch"

On page 1, line 17 after the word "treasury" insert the following words: "the sum of \$48,000.00, or so much thereof as may be necessary, for purposes specified in SECTION 1 of this Act, and"

On page 1, line 19 delete the numeral "1" and insert in lieu thereof the numeral "2"

On page 1, line 20 after the word "of" delete the word "such" and insert in lieu thereof the words "the revenue"

And renumber the lines, pages and sections accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The intent of the amendment is to establish and fund a committee to assist the community in finding alternative uses for facilities at the university of North Dakota-Ellendale branch.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1545

Page 1 line 2 of the engrossed bill after the second comma delete "15-15.1-27,"

Page 1 line 6 after the first comma delete "continuance of elementary schools,"

Page 4 delete all of lines 33 through 35

Page 5 delete all of lines 1 through 15

Renumber pages, lines and sections accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1550

Page 1 line 18 after "hospitalization" insert a comma

Page 2 line 8 at the beginning of the line delete "an"

Page 2 line 12 at the end of the line delete "30-20-05" and insert in lieu thereof "39-20-05"

Renumber pages and lines accordingly.

PROPOSED AMENDMENTS TO
HOUSE CONCURRENT RESOLUTION No. 3076

Page 1 line 2 after "to" delete "establish a 20% level of assessment" and insert in lieu thereof "maintain the present levels of assessments for a two year period with only minor variations"

Page 2 delete all of lines 10 through 13 and insert in lieu thereof "maintain the present levels of assessment for a two year period with only minor variations"

Renumber pages and lines accordingly.

LEO LEIDHOLM, Secretary

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4059

Senate Concurrent Resolution No. 4085

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MOTION

Rep. Reimers moved that the House not concur on Senate amendments to House Bill No. 1001, and that a Conference Committee be appointed to meet with a like committee from the Senate.

Rep. Moore moved a substitute motion that House do concur with the Senate amendments to House Bill No. 1001, which motion failed.

The question then was on the motion of Rep. Reimers not to concur on Senate amendments to House Bill No. 1001, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

Speaker Bier appointed the following Conference Committee on House Bill No. 1001:

Rep. Wagner

Rep. Kingsbury

Rep. Opedahl

MOTIONS

Rep. Reimers moved that the House concur in the Senate amendments to House Bill No. 1015, which motion prevailed.

Rep. Reimers moved that the rules be suspended and the House Bill No. 1015 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1015. A Bill for an Act making an appropriation for the purpose of paying salaries and miscellaneous expenses of the workmen's compensation bureau.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Grant	Knudson	Raile
Atkinson	Gronneberg	Lang	Reimers
Austin	Gunderson	Larson, G.	Rice
Backes	Halcrow	Larson, L.	Rocheleau
Berg	Haman	Laughlin	Rolfsrud
Boustead	Haugland	Linderman	Rundle

Boyum	Hausauer, A.	Livingston	Sandness
Brekke	Hausauer, R.	Lundene	Shallow
Bunker	Henning	McGauvran	Solberg
DeGroot	Henry	McGeehan	Stoltenow
DeKrey	Hentges	Mertens	Streibel
Dick	Herman	Metzger	Strinden
Dornacker	Hickle	Meyer	Thorsgard
Dotzenrod	Hildebrand	Miedema	Tweten
Eagles	Hilleboe	Miller, B.	Ulvedal
Erickson, K.	Hoffner	Miller, E.	Wagner
Fleming	Jacobson	Mushik	Walsh
Gackle	Jenkins	Olienyk	Welder
Gengler	Johnson, H.	Opedahl	White
Gerl	Johnson, K.	Patrick	Wilkie
Giffey	Kieffer	Peterson, J.	Winge
Glaspey	Kingsbury	Peterson, R.	Mr. Speaker

Those voting in the negative were:
Murphy

Absent and not voting:

Erickson, W.	Lee	Raymond	Stone
Ganser	Moore	Rivinius	Weber
Hensrud			

So the bill passed and the title was agreed to.

Rep. Reimers requested that the Appropriations Committee be excused for twenty minutes, which request was granted.

MOTIONS

Rep. Boustead moved that the House concur in the Senate amendments to House Bill No. 1550, which motion prevailed.

Rep. Boustead moved that the rules be suspended and that House Bill No. 1550 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1550. A Bill for an Act to authorize the use of a chemical screening test or tests of a driver's breath when the vehicle he is driving is involved in a collision which results in the death or personal injury requiring hospitalization of any person; to authorize a test of blood for screening test under certain circumstances; to limit the use of the results of screening tests to determine justification for a further test under the provisions of section 39-20-01; and to authorize the revocation of driver's license for a refusal to submit to a screening test.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 49; nays, 14; absent and not voting, 35.

Those voting in the affirmative were:

Atkinson	Erickson, K.	Hoffner	Raile
Austin	Gackle	Jacobson	Rice
Backes	Giffey	Kieffer	Rocheleau
Berg	Grant	Knudson	Sandness
Boustead	Gunderson	Lang	Stoltenow
Boyum	Haman	Larson, G.	Streibel
Brekke	Haugland	Larson, L.	Strinden
Bunker	Hentges	Laughlin	Ulvedal
DeGroot	Herman	Lundene	Walsh
DeKrey	Hickle	McGeehan	White
Dick	Hildebrand	Miller, E.	Winge
Dotzenrod	Hilleboe	Peterson, R.	Mr. Speaker
Eagles			

Those voting in the negative were:

Fleming	Johnson, K.	Murphy	Rundle
Gengler	McGauvran	Mushik	Shablow
Gerl	Metzger	Patrick	Wilkie
Hausauer, A.	Meyer		

Absent and not voting:

Anderson	Henry	Miedema	Rolfsrud
Dornacker	Hensrud	Miller, B.	Solberg
Erickson, W.	Jenkins	Moore	Stone
Ganser	Johnson, H.	Olienyk	Thorsgard
Glaspey	Kingsbury	Opedahl	Tweten
Gronneberg	Lee	Peterson, J.	Wagner
Halcrow	Linderman	Raymond	Weber
Hausauer, R.	Livingston	Reimers	Welder
Henning	Mertens	Rivinius	

So the bill lost.

House stood at ease.

House reconvened with Speaker Bier presiding.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1022 has had the same under consideration and recommends that the Senate recede from its amendments, and that the bill then be amended as follows:

On page 1, line 11, delete the figure "599,370.00" and insert in lieu thereof the figure "624,370.00"

On page 1, line 19, delete the word "economic" and insert in lieu thereof the word "transportation"

On page 1, line 20, delete the words "through North Dakota experiment station" and in the same line delete the figure "80,000.00" and insert in lieu thereof the figure "105,000.00"

On page 1, line 22, delete the figure "599,370.00" and insert in lieu thereof the figure "624,370.00"

On page 2, following line 5, insert the following new section:

"SECTION 3. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that a minimum of \$25,000.00 of the amount shown in the line item dealing with research in section 1 of this Act be expended for transportation research."

And renumber the lines and pages accordingly.

For the Senate:

Senator Wenstrom
Senator Coughlin
Senator L. Larson

For the House:

Rep. Halcrow
Rep. Jenkins
Rep. Opedahl

Rep. Halcrow moved that the report be adopted, which motion prevailed.

MOTION

Rep. Halcrow moved that the rules be suspended, that House Bill No. 1022 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1022. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the state wheat commission.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended,

the roll was called and there were ayes, 75; nays, 5; absent and not voting, 18.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Raile
Atkinson	Halcrow	Larson, L.	Reimers
Austin	Haugland	Laughlin	Rice
Backes	Hausauer, A.	Lee	Rivinius
Berg	Henning	Linderman	Rolfstrud
Boustead	Henry	Livingston	Rundle
Bunker	Hensrud	Lundene	Sandness
DeGroot	Hentges	McGauvran	Solberg
DeKrey	Herman	Mertens	Stoltenow
Dick	Hickle	Metzger	Streibel
Dornacker	Hildebrand	Meyer	Strinden
Dotzenrod	Hilleboe	Miedema	Thorsgard
Eagles	Hoffner	Miller, B.	Ulvedal
Erickson, K.	Johnson, H.	Moore	Wagner
Erickson, W.	Johnson, K.	Olienyk	Welder
Giffey	Kieffer	Opedahl	Wilkie
Glaspay	Kingsbury	Patrick	Winge
Grant	Knudson	Peterson, J.	Mr. Speaker
Gronneberg	Lang	Peterson, R.	

Those voting in the negative were:

Fleming	Gerl	Miller, E.	Rocheleau
Gengler			

Absent and not voting:

Boyum	Hausauer, R.	Mushik	Tweten
Brekke	Jacobson	Raymond	Walsh
Gackle	Jenkins	Shablow	Weber
Ganser	McGeehan	Stone	White
Haman	Murphy		

So the bill passed and the title was agreed to.

MOTIONS

Rep. Wagner moved that the House concur in the Senate amendments to House Bill No. 1325, which motion prevailed.

Rep. Wagner moved that the rules be suspended and that House Bill No. 1325 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1325. A Bill for an Act to amend and reenact sections 43-12-01, 43-12-02, 43-12-03, 43-12-04, 43-12-05, 43-12-06, 43-12-07, 43-12-08, 43-12-09, 43-12-10, 43-12-11, 43-12-13, 43-12-15, 43-12-16, 43-12-17, 43-12-18, 43-12-21, 43-12-22, and 43-12-24 of the North Dakota Century Code, and to repeal sections 43-12-19 and 43-12-20 of the North Dakota Century Code, all relating to professional nurses, and providing a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Raymond
Atkinson	Gunderson	Laughlin	Reimers
Austin	Halcrow	Lee	Rice
Backes	Haugland	Linderman	Rivinius
Berg	Hausauer, A.	Livingston	Rocheleau
Boustead	Henning	Lundene	Rolfstrud
Boyum	Henry	McGauvran	Rundle
Bunker	Hensrud	McGeehan	Sandness

DeGroot	Hentges	Mertens	Solberg
DeKrey	Herman	Metzger	Stoltenow
Dick	Hickle	Meyer	Stone
Dornacker	Hildebrand	Miedema	Streibel
Dotzenrod	Hilleboe	Miller, B.	Strinden
Eagles	Hoffner	Miller, E.	Thorsgard
Erickson, K.	Johnson, H.	Moore	Ulvedal
Erickson, W.	Johnson, K.	Olienyk	Wagner
Fleming	Kieffer	Opedahl	Welder
Gengler	Kingsbury	Patrick	White
Gerl	Knudson	Peterson, J.	Wilkie
Giffey	Lang	Peterson, R.	Winge
Glasphey	Larson, G.	Raile	Mr. Speaker
Grant			

Absent and not voting:

Brekke	Hausauer, R.	Murphy	Tweten
Gackle	Jacobson	Mushik	Walsh
Ganser	Jenkins	Shablou	Weber
Haman			

So the bill passed and the title was agreed to.

MOTIONS

Rep. Knudson moved that the House concur in the Senate amendments to House Bill No. 1545, which motion prevailed.

Rep. Knudson moved that the rules be suspended and that House Bill No. 1545 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1545. A Bill for an Act to amend and reenact sections 15-53.1-05, 15-53.1-06, 15-53.1-11, 15-53.1-27, 15-53.1-35, and 15-53.1-36 of the North Dakota Century Code, as contained in section 9 of House Bill No. 1045, as approved by the Forty-second Legislative Assembly, relating to annexation hearings, continuance of elementary schools, county committees, attachment of contiguous territory to school districts, transfers of land upon reorganization or annexation, and publication of reorganization notices.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays, 2; absent and not voting, 15.

Those voting in the affirmative were:

Anderson	Haugland	Laughlin	Reimers
Atkinson	Hausauer, A.	Lee	Rice
Austin	Hausauer, R.	Linderman	Rivinius
Berg	Hemming	Livingston	Rocheleau
Boustead	Henry	Lundene	Rolfstrud
DeGroot	Hensrud	McGauvran	Sandness
DeKrey	Hentges	McGeehan	Solberg
Dick	Herman	Mertens	Stoltenow
Dotzenrod	Hickle	Metzger	Stone
Eagles	Hildebrand	Meyer	Streibel
Erickson, K.	Hilleboe	Miedema	Strinden
Erickson, W.	Hoffner	Miller, B.	Thorsgard
Fleming	Johnson, H.	Miller, E.	Tweten
Gengler	Johnson, K.	Moore	Ulvedal
Gerl	Kieffer	Olienyk	Wagner
Giffey	Kingsbury	Opedahl	Welder
Glasphey	Knudson	Patrick	White
Grant	Lang	Peterson, J.	Wilkie
Gronneberg	Larson, G.	Peterson, R.	Winge
Gunderson	Larson, L.	Raymond	Mr. Speaker
Halcrow			

Those voting in the negative were:

Murphy Raile

Absent and not voting:

Backes	Dornacker	Jacobson	Shablow
Boyum	Gackle	Jenkins	Walsh
Brekke	Ganser	Mushik	Weber
Bunker	Haman	Rundle	

So the bill passed and the title was agreed to.

Rep. Hilleboe moved that the House reconsider the action by which the House did not concur on the Senate Amendments to House Concurrent Resolution No. 3083, which motion prevailed.

MOTIONS

Rep. Hilleboe moved that the House concur in the Senate amendments to House Concurrent Resolution No. 3083, which motion prevailed.

Rep. Hilleboe moved that the rules be suspended and that House Concurrent Resolution No. 3083 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF

A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3083. A Concurrent Resolution urging Congress to direct the United States Army Corps of Engineers to construct and maintain at federal expense additional bank stabilization works on the Missouri River in North Dakota.

Was read the second time.

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

So the House Concurrent Resolution was declared adopted on a voice vote.

MOTION

Rep. A. Hausauer moved that the House reconsider the action by which House Bill No. 1550 was lost, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1550. A Bill for an Act to authorize the use of a chemical screening test or tests of a driver's breath when the vehicle he is driving is involved in a collision which results in the death or personal injury requiring hospitalization of any person; to authorize a test of blood for screening test under certain circumstances; to limit the use of the results of screening tests to determine justification for a further test under the provisions of section 39-20-01; and to authorize the revocation of driver's license for a refusal to submit to a screening test.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 63; nays, 30; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gackle	Kieffer	Reimers
Atkinson	Giffey	Knudson	Rolfstrud
Austin	Glaspey	Lang	Sandness
Berg	Grant	Larson, G.	Solberg
Boustead	Gronneberg	Larson, L.	Stoltenow
Boyum	Gunderson	Laughlin	Stone
Brekke	Haman	Linderman	Streibel
Bunker	Haugland	Livingston	Strinden
DeGroot	Henning	Lundene	Thorsgard
DeKrey	Henry	McGeehan	Wagner
Dick	Hensrud	Meyer	Walsh

Dornacker	Herman	Miedema	Weber
Dotzenrod	Hoffner	Miller, B.	White
Eagles	Jacobson	Moore	Winge
Erickson, K.	Jenkins	Opedahl	Mr. Speaker
Erickson, W.	Johnson, H.	Peterson, R.	

Those voting in the negative were:

Fleming	Hilleboe	Murphy	Rice
Gengler	Johnson, K.	Mushik	Rivinius
Gerl	Kingsbury	Olienyk	Rundle
Hausauer, A.	Lee	Patrick	Shablow
Hausauer, R.	McGauvran	Peterson, J.	Ulvedal
Hentges	Mertens	Raile	Welder
Hickle	Metzger	Raymond	Wilkie
Hildebrand	Miller, E.		

Absent and not voting:

Baekes	Halcrow	Rocheleau	Tweten
Ganser			

So the bill passed and the title was agreed to.

Rep. Hilleboe requested unanimous consent to withdraw House Bill No. 1118. There being no objection, the request was granted by the Speaker. House Bill No. 1118 was withdrawn.

MOTION

Rep. Reimers moved that the House not concur on the Senate amendments to House Bills Nos. 1368, 1089 and 1021, and that Conference Committee be appointed to meet with like committees from the Senate, which motion prevailed.

Rep. Reimers moved that the House concur in the Senate amendments to House Bill No. 1004, which motion prevailed.

Rep. Reimers moved that the rules be suspended and that House Bill No. 1004 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1004. A Bill for an Act making an appropriation to the state historical board for salary, clerkhire and miscellaneous expenses and the maintenance of the state historical board.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Rice
Atkinson	Haman	Laughlin	Rivinius
Austin	Haugland	Lee	Rocheleau
Berg	Hausauer, A.	Linderman	Rolfstrud
Boustead	Hausauer, R.	Livingston	Rundle
Boyum	Henning	Lundene	Sandness
Brekke	Henry	McGauvran	Shablow
Bunker	Hensrud	McGeehan	Solberg
DeGroot	Hentges	Mertens	Stoltenow
DeKrey	Herman	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dornacker	Hildebrand	Miller, B.	Thorsgard
Dotzenrod	Hilleboe	Miller, E.	Tweten
Eagles	Hoffner	Moore	Ulvedal
Erickson, K.	Jacobson	Murphy	Wagner
Erickson, W.	Jenkins	Olienyk	Walsh
Fleming	Johnson, H.	Opedahl	Weber
Gackle	Johnson, K.	Patrick	Welder
Gengler	Kieffer	Peterson, J.	White

Giffey	Kingsbury	Peterson, R.	Wilkie
Glaspey	Knudson	Raile	Winge
Grant	Lang	Raymond	Mr. Speaker
Gronneberg	Larson, G.	Reimers	

Those voting in the negative were:

Gerl	Metzger	Mushik
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Absent and not voting:

Backes	Ganser	Halcrow	Strinden
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So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1053 has had the same under consideration and recommends that the House do concur with the Senate Amendments.

For the Senate:

Senator Doherty
Senator Thoreson
Senator Rait

For the House:

Rep. Gackle
Rep. DeKrey
Rep. Shablow

Rep. Gackle moved that the report be adopted, which motion prevailed on a division vote.

MOTION

Rep. Gackle moved that the rules be suspended, that House Bill No. 1053 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1053. A Bill for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to the exemption of food purchased by a student from a college, university, fraternity or sorority.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 65; nays, 25; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, L.	Raymond
Atkinson	Hausauer, R.	Laughlin	Rivinius
Austin	Henning	Lee	Sandness
Boustead	Henry	Linderman	Shablow
Boyum	Hensrud	McGauvran	Stoltenow
Brekke	Hentges	McGeehan	Stone
Bunker	Herman	Mertens	Streibel
DeGroot	Hildebrand	Metzger	Strinden
DeKrey	Hoffner	Meyer	Tweten
Dick	Jacobson	Miller, B.	Ulvedal
Dornacker	Jenkins	Miller, E.	Walsh
Dotzenrod	Kieffer	Murphy	Weber
Eagles	Kingsbury	Olienyk	White
Erickson, K.	Knudson	Opedahl	Wilkie
Erickson, W.	Lang	Patrick	Winge
Gackle	Larson, G.	Peterson, R.	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Backes	Grant	Johnson, K.	Rice
Berg	Halcrow	Livingston	Rocheleau
Fleming	Haman	Lundene	Rolfsrud

Gengler	Hausauer, A.	Moore	Rundle
Gerl	Hickle	Mushik	Solberg
Giffey	Johnson, H.	Raile	Welder
Glaspey			

Absent and not voting:

Ganser	Hilleboe	Peterson, J.	Thorsgard
Haugland	Miedema	Reimers	Wagner

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1077 has had the same under consideration and recommends that the House concurs with Senate amendments.

For the Senate:

Senator Redlin
Senator Longmire
Senator Just

For the House:

Rep. Lang
Rep. Stone
Rep. Jacobson

Rep. Lang moved that the report be adopted, which motion prevailed.

MOTION

Rep. Lang moved that the rules be suspended, that House Bill No. 1077 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1077. A Bill for an Act to amend and reenact subsection 3 of section 11-10-10 of the North Dakota Century Code, relating to salary and expenses of county commissioners.

Which has been read.

Rep. McGeehan requested he be excused from voting because of a personal interest.

Rep. Weber moved that Rep. McGeehan be allowed to vote, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 4; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Grant	Knudson	Peterson, R.
Atkinson	Gronneberg	Lang	Raymond
Austin	Gunderson	Larson, G.	Rice
Backes	Halcrow	Larson, L.	Rivinius
Berg	Haman	Laughlin	Rocheleau
Boustead	Haugland	Lee	Rolfsrud
Boyum	Hausauer, A.	Linderman	Rundle
Brekke	Hausauer, R.	Livingston	Sandness
Bunker	Henning	Lundene	Shablow
DeGroot	Henry	McGauvran	Solberg
Dick	Hensrud	Mertens	Stoltenow
Dornacker	Hentges	Metzger	Stone
Dotzenrod	Herman	Meyer	Streibel
Eagles	Hickle	Miller, B.	Tweten
Erickson, K.	Hildebrand	Miller, E.	Uivedal
Erickson, W.	Hoffner	Moore	Wagner
Fleming	Jacobson	Murphy	Walsh
Gackle	Jenkins	Mushik	Weber
Gengler	Johnson, H.	Olienyk	White

Gerl	Johnson, K.	Opedahl	Wilkie
Giffey	Kieffer	Patrick	Winge
Glaspey	Kingsbury	Peterson, J.	Mr. Speaker

Those voting in the negative were:

DeKrey	McGeehan	Raile	Welder
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Absent and not voting:

Ganser	Miedema	Strinden	Thorsgard
Hilleboe	Reimers		

So the bill passed and the title was agreed to.

Rep. Gackle requested that his remarks in regard to House Bill No. 1555 be printed in the Journal.

Rep. Gackle: "Mr. Speaker:

"The amendment which was put on House Bill No. 1555 by the Senate and which the House has concurred in earlier today, and recorded on Page 1022 of the Senate Journal, which inserted the language 'in connection with any commercial retail or wholesale business being conducted from such farms, nor', is intended to apply only to farmers who engage in retailing or wholesaling products that they have purchased from other producers and not produced by their own farming operation."

MOTION

Rep. Brekke requested that the following remarks of Rep. Streibel be printed in the Journal, which motion prevailed.

Rep. Streibel: "Mr. Speaker:

"I have said we will never bind a caucus, and in the eight years I have been Floor Leader, we have not bound a caucus. That is Point No. 1.

"Point No. 2 is, who is the one accusing us of bringing this into politics? Is it a political party of North Dakota that has brought the private utilities vs. R.E.C.'s issue into the political arena? It isn't the Democratic Party or the Republican Party. I submit to you it is the R.E.C.'s that have brought this in by a vehicle that the patrons do not have a vote on the policy of the type of editorial being written; and the same editor who castigated Rep. Strinden and myself placed six sheets of paper on your desk which was slanted, biased material. That's okay? Where did he get his permission to do that? He didn't get my permission to put this on your desk.

"Mr. Ulmer can devote five pages of a monthly publication to a slanted, biased position, and I submit to you that when it comes to pressures, in their issues prior to election they publish the issues concerning them and our voting records. Of course, this is not political. This is just information for their people, but we should be denied from stating our position and placing on the desks of our fellow colleagues views expressed at caucuses.

"The democratic process is in jeopardy if we yield to that procedure. I applaud people who stand up and resist. We do not have a monthly publication with colored photos and beautiful covers in which to editorialize and castigate and condemn and ridicule. We do have the forum of the Assembly, and I excuse myself for using it today. Since 1957, when I sat in the chair now occupied by Rep. Winge, I can remember those people leaning across that brass rail and telling me 'You had better vote this way or else!' This type of pressure does not enhance the democratic type of government one bit. It does not strengthen their cause, and if they don't change their tactics, their cause will soon be forsaken."

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1229 has had the same under consideration and recommends that the House accede to the Senate amendments and that House Bill No. 1229 be further amended as follows:

On line 16, page one of the engrossed bill place ending triple parentheses after the word and comma "sheriff,"

On line 17, page one of the engrossed bill delete the triple parentheses after the word and comma "schools,"

And renumber the lines and pages accordingly.

For the Senate:

Senator Redlin
Senator Longmire
Senator Just

For the House:

Rep. White
Rep. Brekke
Rep. Gerl

Rep. White moved that the report be adopted, which motion prevailed.

MOTION

Rep. White moved that the rules be suspended, that House Bill No. 1229 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1229. A Bill for an Act to amend and reenact subsection 2 of section 11-10-10 and sections 11-16-02 and 11-16-05 of the North Dakota Century Code, relating to providing that the position of states attorney in a county of over 35,000 population be a full-time position, the employment of assistant states attorneys, the restrictions on the powers of states attorneys, increasing the salaries of county officials, and to create and enact a section to provide for an effective date thereof.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays, 7; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Rocheleau
Atkinson	Gunderson	Laughlin	Rolfstrud
Austin	Halcrow	Lee	Rundle
Berg	Haman	Linderman	Sandness
Boustead	Haugland	Livingston	Shablow
Brekke	Hausauer, A.	Lundene	Solberg
Bunker	Hausauer, R.	McGauvran	Stoltenow
DeGroot	Henning	McGeehan	Stone
DeKrey	Hentges	Mertens	Streibel
Dick	Herman	Meyer	Strinden
Dornacker	Hickle	Miller, B.	Thorsgard
Dotzenrod	Hildebrand	Miller, E.	Tweten
Eagles	Hilleboe	Moore	Ulvedal
Erickson, K.	Hoffner	Mushik	Wagner
Erickson, W.	Jacobson	Olienyk	Walsh
Fleming	Johnson, K.	Opedahl	Weber
Gackle	Kingsbury	Patrick	White
Gengler	Knudson	Raymond	Wilkie
Gerl	Lang	Rice	Winge
Giffey	Larson, G.	Rivinius	Mr. Speaker
Grant			

Those voting in the negative were:

Backes	Glaspey	Johnson, H.	Raile
Boyum	Hensrud	Kieffer	
Absent and not voting:			
Ganser	Metzger	Peterson, J.	Reimers

Henry Miedema Peterson, R. Welder
 Jenkins Murphy

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1246 has had the same under consideration and recommends that the House accede to the Senate amendments and that House Bill No. 1246 be further amended as follows:

Delete the word "five" and insert in lieu thereof the word "one" as shown in amendments printed on page 1327, line 40 of the House Journal and page 958, line 30 of the Senate Journal.

For the Senate:

Senator Anderson
 Senator Unruh
 Senator Erdman

For the House:

Rep. Boyum
 Rep. L. Larson
 Rep. Wilkie

Rep. Boyum moved that the report be adopted, which motion prevailed.

MOTION

Rep. Dornacker moved that the rules be suspended, that House Bill No. 1246 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1246. A Bill for an Act to amend and reenact section 15-29-13 and subsection 4 of section 57-39.2-04 of the North Dakota Century Code, relating to the expenditure of school district funds and sales tax exemptions for such funds.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Glaspey	Lang	Raile
Atkinson	Grant	Larson, G.	Raymond
Austin	Gronneberg	Larson, L.	Rivinius
Backes	Halcrow	Laughlin	Rocheleau
Berg	Haman	Lee	Rundle
Boustead	Haugland	Linderman	Sandness
Boyum	Hausauer, A.	Livingston	Shablow
Brekke	Hausauer, R.	Lundene	Solberg
Bunker	Henning	McGauvran	Stoltenow
DeGroot	Henry	McGeehan	Stone
DeKrey	Hensrud	Mertens	Streibel
Dick	Hentges	Metzger	Strinden
Dornacker	Hickle	Meyer	Thorsgard
Dotzenrod	Hildebrand	Miller, B.	Tweten
Eagles	Hilleboe	Miller, E.	Ulvedal
Erickson, K.	Hoffner	Moore	Wagner
Erickson, W.	Jacobson	Murphy	Walsh
Fleming	Johnson, H.	Mushik	Weber
Gackle	Johnson, K.	Olienyk	Welder
Gengler	Kieffer	Opedahl	Wilkie
Gerl	Kingsbury	Patrick	Winge
Giffey	Knudson	Peterson, J.	Mr. Speaker

Those voting in the negative were:
 Rolfsrud

Absent and not voting:

Ganser	Jenkins	Peterson, R.	Rice
Gunderson	Miedema	Reimers	White
Herman			

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1254 has had the same under consideration and recommends that the House concur with Senate amendments.

For the Senate:

Senator Redlin
 Senator Longmire
 Senator Just

For the House:

Rep. Brekke
 Rep. White
 Rep. Backes

Rep. Brekke moved that the report be adopted, which motion prevailed.

MOTION

Rep. Brekke moved that the rules be suspended, that House Bill No. 1254 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1254. A Bill for an Act to provide for the salary of the county sheriff and deputy sheriffs.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Raymond
Atkinson	Halcrow	Laughlin	Rice
Austin	Haman	Lee	Rivinius
Berg	Haugland	Linderman	Rocheleau
Boustead	Hausauer, A.	Livingston	Rolfsrud
Boyum	Hausauer, R.	Lundene	Rundle
Brekke	Henning	McGauvran	Sandness
Bunker	Henry	McGeehan	Shablow
DeGroot	Hensrud	Mertens	Stoltenow
DeKrey	Hentges	Metzger	Stone
Dick	Hickle	Meyer	Streibel
Dornacker	Hildebrand	Miedema	Strinden
Dotzenrod	Hilleboe	Miller, B.	Thorsgard
Eagles	Hoffner	Miller, E.	Tweten
Erickson, K.	Jacobson	Moore	Ulvedal
Erickson, W.	Jenkins	Murphy	Wagner
Fleming	Johnson, H.	Mushik	Walsh
Gackle	Johnson, K.	Olienyk	Weber
Gengler	Kieffer	Opedahl	Welder
Gerl	Kingsbury	Patrick	Wilkie
Giffey	Knudson	Peterson, J.	Winge
Glasphey	Lang	Peterson, R.	Mr. Speaker
Grant	Larson, G.		

Absent and not voting:

Backes	Gunderson	Raile	Solberg
Ganser	Herman	Reimers	White

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to transmit:
House Concurrent Resolution No. 3036

Which the house has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to:

Senate Bill No. 2045

And the President has appointed as a conference committee to act with a like committee from the House,

Senators:
Thoreson
Unruh
Erdman

Very respectfully,
LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4023
Senate Concurrent Resolution No. 4027
Senate Concurrent Resolution No. 4028
Senate Concurrent Resolution No. 4029
Senate Concurrent Resolution No. 4033
Senate Concurrent Resolution No. 4035
Senate Concurrent Resolution No. 4042
Senate Concurrent Resolution No. 4065
Senate Concurrent Resolution No. 4066
Senate Concurrent Resolution No. 4070
Senate Concurrent Resolution No. 4074
Senate Concurrent Resolution No. 4083
Senate Concurrent Resolution No. 4088
Senate Concurrent Resolution No. 4092

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

House Concurrent Resolution No. 3036

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. Mushik moved that the report be adopted, which motion prevailed, and the report was adopted.

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to:

Senate Bill No. 2009
Senate Bill No. 2122

And the President has appointed as a conference committee to act with a like committee from the House,

Senators:

Jones
Schultz
L. Larson
to serve on Senate Bill No. 2009

Senators:

Melland
Litten
Swedlund
to serve on Senate Bill No. 2122

Very respectfully,
LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1434

House Bill No. 1484

Senate Concurrent Resolution No. 3020

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 2027

Senate Bill No. 2033

Senate Bill No. 2100

Senate Bill No. 2180

Senate Bill No. 2192

Senate Bill No. 2194

Senate Bill No. 2204

Senate Bill No. 2207

Senate Bill No. 2276

Senate Bill No. 2309

Senate Bill No. 2464

Refused to concur in the House amendment to:

Senate Bill No. 2001

Senate Bill No. 2003

Senate Bill No. 2006

Senate Bill No. 2509

And the President has appointed as a conference committee to act with a like committee from the House,

Senators:

Melland
Coughlin
Jones
to serve on Senate Bill No. 2001

Senators:

Wenstrom
Lips
Swedlund
to serve on Senate Bill No. 2003

Senators:

Litten
Schultz
Robinson
to serve on Senate Bill No. 2006

Senators:
 Hernet
 Goldberg
 Just

to serve on Senate Bill No. 2509

Very respectfully,
 LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber
 Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 1001

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Representatives:

Wagner
 Kingsbury
 Opedahl

Very respectfully,
 ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1306 has had the same under consideration and recommends that since the Committee is unable to agree, that it be discharged and a new Conference Committee be appointed.

For the Senate:

Senator Ringsak
 Senator Thane
 Senator Barth

For the House:

Rep. Rivinius
 Rep. Hensrud
 Rep. W. Erickson

Rep. Rivinius moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4023. A Concurrent Resolution directing a study by the Legislative Council to determine the feasibility of consolidating the various state health and welfare agencies.

Which was read the first time.

Rep. Peterson moved that the rules be suspended and Senate Concurrent Resolution No. 4023 be placed on second and final passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4023. A Concurrent Resolution directing a study by the Legislative Council to determine the feasibility of consolidating the various state health and welfare agencies.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 56; nays, 22; absent and not voting, 20.

Those voting in the affirmative were:

Anderson	Grant	Laughlin	Reimers
Atkinson	Gunderson	Lee	Rice
Austin	Halcrow	Lundene	Rocheleau
Boustead	Henry	McGauvran	Sandness
Boyum	Hensrud	Mertens	Shablow
Bunker	Hentges	Meyer	Solberg
DeGroot	Hildebrand	Miedema	Streibel
Dick	Hilleboe	Miller, B.	Thorsgard
Eagles	Hoffner	Miller, E.	Tweten
Erickson, K.	Jacobson	Mushik	Ulvedal
Erickson, W.	Johnson, H.	Olienyk	Wagner
Fleming	Kieffer	Opedahl	Weber
Gengler	Kingsbury	Patrick	Winge
Glaspey	Larson, L.	Peterson, R.	Mr. Speaker

Those voting in the negative were:

Haugland	Lang	Peterson, J.	Stone
Hausauer, A.	Larson, G.	Raile	Walsh
Hausauer, R.	Livingston	Rolfstrud	Welder
Herman	Metzger	Rundle	White
Hickle	Moore	Stoltenow	Wilkie
Johnson, K.	Murphy		

Absent and not voting:

Backes	Dotzenrod	Gronneberg	Linderman
Berg	Gackle	Haman	McGeehan
Brekke	Ganser	Henning	Raymond
DeKrey	Gerl	Jenkins	Rivinius
Dornacker	Giffey	Knudson	Strinden

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4023 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4027. A Senate Concurrent Resolution directing the Legislative Council to make a study of all printing laws, requirements, and practices of the State of North Dakota and its political subdivisions.

Which was read the first time.

Rep. Solberg moved that the rules be suspended and Senate Concurrent Resolution No. 4027 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4027. A Senate Concurrent Resolution directing the Legislative Council to make a study of all printing laws, requirements, and practices of the State of North Dakota and its political subdivisions.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 80; nays, 4; absent and not voting, 14.

Those voting in the affirmative were:

Anderson	Halcrow	Larson, G.	Peterson, R.
Atkinson	Haugland	Larson, L.	Rice
Austin	Hausauer, R.	Laughlin	Rocheleau
Backes	Henning	Lee	Rundle
Berg	Henry	Linderman	Sandness

Boustead	Hensrud	Livingston	Shablow
Boyum	Hentges	Lundene	Solberg
Brekke	Herman	McGauvran	Stoltenow
Bunker	Hickle	McGeehan	Stone
DeGroot	Hildebrand	Mertens	Streibel
Dick	Hilleboe	Metzger	Thorsgard
Dornacker	Hoffner	Meyer	Tweten
Dotzenrod	Jacobson	Miedema	Ulvedal
Eagles	Jenkins	Miller, B.	Wagner
Erickson, W.	Johnson, H.	Miller, E.	Walsh
Fleming	Johnson, K.	Moore	Weber
Gengler	Kieffer	Mushik	Welder
Glaspey	Kingsbury	Olienyk	Wilkie
Grant	Knudson	Opedahl	Winge
Gunderson	Lang	Peterson, J.	Mr. Speaker

Those voting in the negative were:

Hausauer, A.	Murphy	Raile	Rolfsrud
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Absent and not voting:

DeKrey	Gerl	Patrick	Rivinius
Erickson, K.	Giffey	Raymond	Strinden
Gackle	Gronneberg	Reimers	White
Ganser	Haman		

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4027 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4028. A Concurrent Resolution directing the Legislative Council to study the total field of safety responsibility and revocation of driver's licenses.

Rep. Hentges moved that the rules be suspended and Senate Concurrent Resolution No. 4028 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4028. A Concurrent Resolution directing the Legislative Council to study the total field of safety responsibility and revocation of driver's licenses.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 77; nays, 4; absent and not voting, 17.

Those voting in the affirmative were:

Atkinson	Haugland	Larson, G.	Peterson, J.
Austin	Hausauer, A.	Larson, L.	Peterson, R.
Backes	Hausauer, R.	Laughlin	Rice
Boustead	Henning	Lee	Rivinius
Boyum	Henry	Linderman	Rocheleau
Brekke	Hensrud	Livingston	Rundle
Bunker	Hentges	Lundene	Sandness
DeGroot	Herman	McGauvran	Solberg
Dick	Hickle	McGeehan	Stoltenow
Dornacker	Hildebrand	Mertens	Stone
Dotzenrod	Hilleboe	Metzger	Streibel
Eagles	Hoffner	Meyer	Thorsgard

Erickson, W.	Jacobson	Miedema	Ulvedal
Fleming	Jenkins	Miller, B.	Walsh
Gengler	Johnson, H.	Miller, E.	Weber
Glaspey	Johnson, K.	Moore	Welder
Grant	Kieffer	Mushik	Wilkie
Gunderson	Knudson	Olienyk	Winge
Halcrow	Lang	Opedahl	Mr. Speaker
Haman			

Those voting in the negative were:

DeKrey	Murphy	Raile	Rolfsrud
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Absent and not voting:

Anderson	Gerl	Patrick	Strinden
Berg	Giffey	Raymond	Tweten
Erickson, K.	Gronneberg	Reimers	Wagner
Gackle	Kingsbury	Shablow	White
Ganser			

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4028 was adopted, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**FIRST READING OF
A SENATE CONCURRENT RESOLUTION**

Senate Concurrent Resolution No. 4029. A Concurrent Resolution directing the Legislative Council to conduct a study of public liability and "no-fault" automobile insurance.

Which was read the first time.

Rep. Hentges moved that the rules be suspended and Senate Concurrent Resolution No. 4029 be placed on second reading and final passage, which motion prevailed.

**SECOND READING OF
A SENATE CONCURRENT RESOLUTION**

Senate Concurrent Resolution No. 4029. A Concurrent Resolution directing the Legislative Council to conduct a study of public liability and "no-fault" automobile insurance.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 77; nays, 13; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Haugland	Laughlin	Reimers
Atkinson	Hausauer, R.	Lee	Rice
Austin	Henning	Linderman	Rivinius
Backes	Henry	Livingston	Rocheleau
Berg	Hensrud	Lundene	Sandness
Brekke	Hentges	McGauvran	Shablow
Bunker	Herman	McGeehan	Solberg
DeGroot	Hickle	Mertens	Stoltenow
Dick	Hildebrand	Metzger	Streibel
Dornacker	Hilleboe	Meyer	Strinden
Dotzenrod	Hoffner	Miedema	Thorsgard
Eagles	Jacobson	Miller, B.	Tweten
Erickson, W.	Jenkins	Miller, E.	Ulvedal
Fleming	Johnson, H.	Mushik	Wagner
Gengler	Kieffer	Olienyk	Walsh
Glaspey	Knudson	Opedahl	Weber
Grant	Lang	Patrick	Wilkie
Gronneberg	Larson, G.	Peterson, J.	Winge
Gunderson	Larson, L.	Peterson, R.	Mr. Speaker
Haman			

Those voting in the negative were:

Boustead	Halcrow	Moore	Rolfstrud
Boyum	Hausauer, A.	Murphy	Rundle
DeKrey	Johnson, K.	Raile	Welder
Gackle			

Absent and not voting:

Erickson, K.	Gerl	Kingsbury	Stone
Ganser	Giffey	Raymond	White

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4029 was adopted, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4033. A Concurrent Resolution recommending that the North Dakota legislative council give consideration to remedying the conflicts which arise between boards of budget review and the county auditors and governing bodies in the application of section 21-03-15 and chapter 40-41 of the North Dakota Century Code.

Which was read the first time.

Rep. Sandness moved that the rules be suspended and Senate Concurrent Resolution No. 4033 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4033. A Concurrent Resolution recommending that the North Dakota legislative council give consideration to remedying the conflicts which arise between boards of budget review and the county auditors and governing bodies in the application of section 21-03-15 and chapter 40-41 of the North Dakota Century Code.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 77; nays, 11; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Gronneberg	Knudson	Patrick
Atkinson	Gunderson	Lang	Peterson, J.
Austin	Haman	Larson, L.	Peterson, R.
Berg	Haugland	Laughlin	Raymond
Boustead	Hausauer, A.	Lee	Reimers
Boyum	Hausauer, R.	Linderman	Rivinius
Brekke	Henning	Livingston	Rocheleau
Bunker	Henry	Lundene	Sandness
DeGroot	Hensrud	McGauvran	Solberg
Dick	Hentges	McGeehan	Stoltenow
Dornacker	Herman	Mertens	Streibel
Dotzenrod	Hildebrand	Meyer	Strinden
Eagles	Hilleboe	Miedema	Thorsgard
Erickson, K.	Hoffner	Miller, B.	Ulvedal
Erickson, W.	Jacobson	Miller, E.	Wagner
Fleming	Jenkins	Moore	Weber
Gengler	Johnson, H.	Mushik	Welder
Giffey	Kieffer	Olienyk	Winge
Glaspey	Kingsbury	Opedahl	Mr. Speaker
Grant			

Those voting in the negative were:

DeKrey	Hickle	Raile	Stone
Gackle	Johnson, K.	Rice	Wilkie
Halcrow	Murphy	Rundle	

Absent and not voting:

Backes	Larson, G.	Shablow	Walsh
Ganser	Metzger	Tweten	White
Gerl	Rolfsrud		

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4033 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4035. A Concurrent Resolution directing the Legislative Council to study and revise the statutes relating to the game and fish laws of North Dakota.

Which was read the first time.

Rep. Hentges moved that the rules be suspended and Senate Concurrent Resolution No. 4035 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4035. A Concurrent Resolution directing the Legislative Council to study and revise the statutes relating to the game and fish laws of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 48; nays, 40; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Giffey	Laughlin	Raymond
Atkinson	Glaspey	Lee	Sandness
Austin	Gunderson	Livingston	Shablow
Backes	Henning	Lundene	Solberg
Boyum	Henry	McGauvran	Streibel
Bunker	Hensrud	McGeehan	Strinden
DeGroot	Hentges	Mertens	Tweten
Dotzenrod	Hildebrand	Miller, B.	Ulvedal
Eagles	Hoffner	Miller, E.	Walsh
Erickson, K.	Jacobson	Mushik	Weber
Fleming	Johnson, H.	Opedahl	Wilkie
Gerl	Knudson	Peterson, R.	Mr. Speaker

Those voting in the negative were:

Boustead	Haugland	Larson, G.	Rivinius
Brekke	Hausauer, A.	Larson, L.	Rolfsrud
DeKrey	Hausauer, R.	Meyer	Rundle
Dick	Hickle	Miedema	Stoltenow
Erickson, W.	Hilleboe	Murphy	Stone
Gackle	Jenkins	Olienyk	Thorsgard
Grant	Johnson, K.	Patrick	Wagner
Gronneberg	Kieffer	Raile	Welder
Halcrow	Kingsbury	Reimers	White
Haman	Lang	Rice	Winge

Absent and not voting:

Berg	Gengler	Metzger	Peterson, J.
Dornacker	Herman	Moore	Rocheleau

Ganser Linderman

So the Senate Concurrent Resolution was declared lost.

FIRST READING OF
A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4042. A Concurrent Resolution directing the Legislative Council to study the problems of buried transmission lines and how best to protect them from damage.

Which was read the first time.

Rep. Sandness moved that the rules be suspended and Senate Concurrent Resolution No. 4042 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A
SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4042. A Concurrent Resolution directing the Legislative Council to study the problems of buried transmission lines and how best to protect them from damage.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 60; nays, 31; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Giffey	Knudson	Peterson, J.
Atkinson	Glaspey	Lang	Peterson, R.
Austin	Grant	Larson, G.	Raymond
Backes	Gunderson	Larson, L.	Rivinius
Boustead	Haman	Laughlin,	Sandness
Boyum	Haugland	Lee	Shablow
Brekke	Henning	Linderman	Solberg
Bunker	Henry	Livingston	Stone
DeGroot	Hensrud	Lundene	Streibel
Dick	Hildebrand	McGauvran	Thorsgard
Dornacker	Hoffner	McGeehan	Ulvedal
Dotzenrod	Jacobson	Mertens	Weber
Eagles	Jenkins	Meyer	Wilkie
Erickson, K.	Johnson, H.	Miller, B.	Winge
Fleming	Kieffer	Opedahl	Mr. Speaker

Those voting in the negative were:

Berg	Hausauer, R.	Moore	Rundle
DeKrey	Hentges	Murphy	Stoltenow
Erickson, W.	Herman	Mushik	Tweten
Gackle	Hickle	Olienyk	Wagner
Gerl	Hilleboe	Patrick	Walsh
Gronneberg	Johnson, K.	Raile	Welder
Halcrow	Kingsbury	Rice	White
Hausauer, A.	Miller, E.	Rolfstrud	

Absent and not voting:

Ganser	Metzger	Reimers	Strinden
Gengler	Miedema	Rocheleau	

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4042 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

FIRST READING OF
A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4065. A Concurrent Resolution

directing the Legislative Council to study the need for a board of tax appeals that will provide taxpayers with a speedy, efficient and inexpensive procedure for the review of their grievances with the administration of the tax laws.

Which was read the first time.

Rep. Backes moved that the rules be suspended and Senate Concurrent Resolution No. 4065 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4065. A Concurrent Resolution directing the Legislative Council to study the need for a board of tax appeals that will provide taxpayers with a speedy, efficient and inexpensive procedure for the review of their grievances with the administration of the tax laws.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 70; nays, 23; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gerl	Lang	Patrick
Atkinson	Giffey	Larson, G.	Peterson, J.
Austin	Glaspey	Larson, L.	Peterson, R.
Backes	Grant	Laughlin	Raymond
Berg	Gronneberg	Lee	Rocheleau
Boustead	Gunderson	Linderman	Sandness
Brekke	Haman	Livingston	Shablow
Bunker	Haugland	Lundene	Solberg
DeGroot	Henning	McGauvran	Streibel
DeKrey	Henry	Mertens	Tweten
Dick	Hensrud	Meyer	Ulvedal
Dornacker	Hickle	Miller, B.	Wagner
Dotzenrod	Hoffner	Miller, E.	Walsh
Eagles	Jacobson	Moore	Weber
Erickson, K.	Johnson, H.	Murphy	Wilkie
Erickson, W.	Kieffer	Mushik	Winge
Fleming	Kingsbury	Opedahl	Mr. Speaker
Gengler	Knudson		

Those voting in the negative were:

Boyum	Herman	Olienyk	Stoltenow
Gackle	Hildebrand	Raile	Stone
Halcrow	Hilleboe	Rice	Thorsgard
Hausauer, A.	Jenkins	Rivinius	Welder
Hausauer, R.	Johnson, K.	Rolfsrud	White
Hentges	Metzger	Rundle	

Absent and not voting:

Ganser	Miedema	Reimers	Strinden
McGeehan			

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4065 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4066. A Concurrent Resolution directing the Legislative Council to conduct an interim study relative to the establishment and the boundaries of a water management district, and the powers and duties of a district's board of commissioners.

Which was read the first time.

Rep. Hentges moved that the rules be suspended and Senate Concurrent Resolution No. 4066 be placed on second reading and final passage, which motion prevailed.

**SECOND READING OF A
SENATE CONCURRENT RESOLUTION**

Senate Concurrent Resolution No. 4066. A Concurrent Resolution directing the Legislative Council to conduct an interim study relative to the establishment and the boundaries of a water management district, and the powers and duties of a district's board of commissioners.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 79; nays, 15; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gerl	Kieffer	Raymond
Atkinson	Giffey	Kingsbury	Rice
Austin	Glaspey	Knudson	Rivinius
Backes	Grant	Larson, G.	Rocheleau
Berg	Gronneberg	Larson, L.	Sandness
Boustead	Gunderson	Laughlin	Shablow
Boyum	Halcrow	Lee	Solberg
Brekke	Haman	Linderman	Stone
Bunker	Haugland	Livingston	Streibel
DeGroot	Henning	Lundene	Strinden
DeKrey	Henry	Mertens	Thorsgard
Dick	Hensrud	Meyer	Tweten
Dornacker	Hentges	Miller, B.	Ulvedal
Dotzenrod	Herman	Miller, E.	Wagner
Eagles	Hickle	Mushik	Walsh
Erickson, K.	Hoffner	Olienyk	Weber
Erickson, W.	Jacobson	Opedahl	Wilkie
Fleming	Jenkins	Patrick	Winge
Gackle	Johnson, H.	Peterson, J.	Mr. Speaker
Gengler	Johnson, K.	Peterson, R.	

Those voting in the negative were:

Hausauer, A.	Lang	Murphy	Stoltenow
Hausauer, R.	McGauvran	Raile	Welder
Hildebrand	Metzger	Rolfsrud	White
Hilleboe	Moore	Rundle	

Absent and not voting:

Ganser	McGeehan	Miedema	Reimers
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So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4066 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**FIRST READING OF
A SENATE CONCURRENT RESOLUTION**

Senate Concurrent Resolution No. 4074. A Concurrent Resolution for a study by the Legislative Council of levels of support, duplication in course and degree offerings, cooperation, fiscal practices, uniform accounting practices, uniform academic terms, and space utilization in the field of higher education.

Which was read the first time.

Rep. Peterson moved that the rules be suspended and Senate Concurrent Resolution No. 4074 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF
A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4074. A Concurrent Resolution for a study by the Legislative Council of levels of support, duplication in course and degree offerings, cooperation, fiscal practices, uniform accounting practices, uniform academic terms, and space utilization in the field of higher education.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 75; nays, 20; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Larson, L.	Raile
Atkinson	Gunderson	Laughlin	Raymond
Austin	Hausauer, A.	Lee	Rocheleau
Backes	Henning	Linderman	Sandness
Berg	Henry	Lundene	Shablow
Boustead	Hensrud	McGauvran	Solberg
Boyum	Hentges	McGeehan	Stone
Brekke	Herman	Mertens	Streibel
Bunker	Hickle	Metzger	Strinden
Dick	Hildebrand	Miedema	Thorsgard
Dornacker	Hilleboe	Miller, B.	Tweten
Dotzenrod	Hoffner	Miller, E.	Ulvedal
Erickson, K.	Jacobson	Moore	Wagner
Erickson, W.	Johnson, H.	Murphy	Walsh
Fleming	Kieffer	Mushik	Welder
Gackle	Kingsbury	Olienyk	White
Gengler	Knudson	Opedahl	Wilkie
Gerl	Lang	Patrick	Winge
Glaspay	Larson, G.	Peterson, R.	

Those voting in the negative were:

DeGroot	Haugland	Meyer	Rolfsrud
DeKrey	Hausauer, R.	Peterson, J.	Rundle
Giffey	Jenkins	Reimers	Stoltenow
Gronneberg	Johnson, K.	Rice	Weber
Haman	Livingston	Rivinius	Mr. Speaker

Absent and not voting:

Eagles	Ganser	Halcrow
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So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4074 was adopted, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

FIRST READING OF
A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4083. A Concurrent Resolution directing the Legislative Council, with the assistance and cooperation of the State Tax Department, to make a comprehensive study of the income tax laws of this State.

Which was read the first time.

Rep. Backes moved that the rules be suspended and Senate Concurrent Resolution No. 4083 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF
A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4083. A Concurrent Resolution directing the Legislative Council, with the assistance and cooperation of the State Tax Department, to make a comprehensive study of the income tax laws of this State.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 81; nays, 11; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Rice
Atkinson	Gunderson	Laughlin	Rivinius
Austin	Haman	Lee	Rocheleau
Backes	Henning	Linderman	Sandness
Berg	Henry	Livingston	Shablow
Boustead	Hensrud	Lundene	Solberg
Boyum	Hentges	McGauvran	Stoltenow
Brekke	Herman	McGeehan	Stone
Bunker	Hickle	Mertens	Streibel
DeGroot	Hildebrand	Metzger	Strinden
Dick	Hilleboe	Miedema	Thorsgard
Dornacker	Hoffner	Miller, B.	Tweten
Dotzenrod	Jacobson	Miller, E.	Ulvedal
Erickson, K.	Jenkins	Murphy	Wagner
Erickson, W.	Johnson, H.	Mushik	Walsh
Fleming	Johnson, K.	Opedahl	Weber
Gackle	Kieffer	Patrick	White
Gengler	Kingsbury	Peterson, J.	Wilkie
Giffey	Knudson	Peterson, R.	Winge
Glaspey	Larson, G.	Raymond	Mr. Speaker
Grant			

Those voting in the negative were:

DeKrey	Haugland	Rajle	Rundle
Gerl	Hausauer, A.	Reimers	Welder
Halcrow	Meyer	Rolfsrud	

Absent and not voting:

Eagles	Hausauer, R.	Moore	Olienyk
Ganser	Lang		

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4083 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

FIRST READING OF
A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4092. A Concurrent Resolution directing a study by the Legislative Council of the duplication of services and overlapping of responsibilities between the State Department of Health and the Public Welfare Board in the areas of mental health and retardation service units and area social service centers.

Which was read the first time.

Rep. Peterson moved that the rules be suspended and Senate Concurrent Resolution No. 4092 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF
A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4092. A Concurrent Resolution

directing a study by the Legislative Council of the duplication of services and overlapping of responsibilities between the State Department of Health and the Public Welfare Board in the areas of mental health and retardation service units and area social service centers.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 72; nays, 21; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Grant	Laughlin	Rice
Atkinson	Gunderson	Lee	Rivinius
Austin	Haman	Linderman	Rocheleau
Backes	Haugland	Livingston	Sandness
Berg	Henning	Lundene	Shablow
Boustead	Henry	McGeehan	Solberg
Brekke	Hensrud	Mertens	Stone
Bunker	Hentges	Metzger	Streibel
DeGroot	Hildebrand	Miedema	Strinden
Dick	Hilleboe	Miller, B.	Thorsgard
Dornacker	Hoffner	Miller, E.	Tweten
Dotzenrod	Jacobson	Mushik	Ulvedal
Erickson, K.	Johnson, H.	Olienyk	Wagner
Fleming	Kieffer	Opedahl	Walsh
Gengler	Kingsbury	Patrick	Weber
Gerl	Knudson	Peterson, J.	White
Giffey	Larson, G.	Peterson, R.	Winge
Glaspay	Larson, L.	Raymond	Mr. Speaker

Those voting in the negative were:

Boyum	Hausauer, R.	McGauvran	Rolfstrud
Erickson, W.	Herman	Meyer	Rundle
Gackle	Hickle	Murphy	Stoltenow
Gronneberg	Jenkins	Raile	Welder
Halcrow	Johnson, K.	Reimers	Wilkie
Hausauer, A.			

Absent and not voting:

DeKrey	Ganser	Lang	Moore
Eagles			

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4092 was adopted, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Dornacker moved that the House not concur on Senate amendments to House Bill No. 1492, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bier announced the appointment of a Conference Committee on:

House Bill No. 1492
Rep. Dornacker
Rep. K. Johnson
Rep. Backes

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Bier appointed the following Conference Committees:

On Senate Bill No. 2009:

Rep. Kingsbury
Rep. Henning
Rep. Mertens

On Senate Bill No. 2001:

Rep. Tweten
Rep. L. Hausauer
Rep. Linderman

On Senate Bill No. 2122:

Rep. Wagner
Rep. Thorsgard
Rep. Opedahl

On Senate Bill No. 2003:

Rep. Halcrow
Rep. Henning
Rep. Rolfsrud

On House Bill No. 2006:

Rep. Wagner
Rep. J. Peterson
Rep. Solberg

On Senate Bill No. 2509:

Rep. Strinden
Rep. Moore
Rep. Backes

On House Bill No. 1368:

Rep. Jenkins
Rep. L. Hausauer
Rep. Anderson

On House Bill No. 1089:

Rep. Miedema
Rep. J. Peterson
Rep. Rolfsrud

On House Bill No. 1021:

Rep. Halcrow
Rep. Tweten
Rep. Linderman

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bier announced the appointment of the following Conference Committee on:

Senate Bill No. 2045:

Rep. Dornacker
Rep. Boustead
Rep. Backes

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1024

Which the Senate has amended.

LEO LEIDHOLM, Secretary

AMENDMENTS TO HOUSE BILL No. 1024

On page 2 after line 21 add the following new SECTION:

"SECTION 5. INTERAGENCY COORDINATION.) The health department is hereby directed to coordinate the services provided in the area mental health centers with the services provided in the social service centers under the direction of the public welfare board and to eliminate all unnecessary duplication of programs and staff."

And renumber the lines, pages and sections accordingly."

Statement of the Purpose of the Amendment: The intent of the amendments is to encourage interagency cooperation in community mental health efforts.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1011
House Bill No. 1017
House Bill No. 1111
House Bill No. 1389
House Bill No. 1399
House Bill No. 1456
House Bill No. 1492
House Bill No. 1503
House Bill No. 1517
House Bill No. 1538
House Bill No. 1547
House Bill No. 1554
House Bill No. 1558

Which the Senate has amended.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1011

On page 1, line 23 delete the figure "200,000.00" and insert in lieu thereof the figure "267,555.00"

On page 1, line 24 delete the figure "45,391,071.00" and insert in lieu thereof the figure "67,681,958.00"

On page 2, delete all of lines 1 through 5

On page 2, line 6 delete the figure "70,555,421.00" and insert in lieu thereof the figure "70,622,976.00"

On page 2, line 7 delete the figure "52,604,858.00" and insert in lieu thereof the figure "52,644,413.00"

On page 2, line 9 delete the figure "17,950,563.00" and insert in lieu thereof the figure "17,978,563.00"

On page 2, line 21 after the word "source" add the following: " , other than general fund moneys."

On page 2, after line 32 add the following:

"SECTION 4. The Public Welfare Board, insofar as resources permit, is hereby directed to 1) further define and develop the system of screening, patient classification, and program utilization of hospital, nursing care, and custodial care services; 2) initiate a pilot project seeking better coordination, utilization and priority in the delivery of services, including public assistance in the area of mental retardation; 3) solicit the cooperation and assistance of the federal government toward identifying and controlling the causes contributing to the ever-escalating AFDC program; and report to the next legislative assembly the findings and results in the three problem areas as enumerated.

"SECTION 5. INTER-AGENCY COORDINATION.) The welfare department is hereby directed to coordinate the services provided in the social service centers with the service provided in the area mental centers under the direction of the state health department and to eliminate all unnecessary duplication of programs and staff.

"SECTION 6. LEGISLATIVE INTENT.) It is the intent of the legislature that the welfare department make administrative determination of fund allocation by major program functions including old age assistance, aid to the blind, aid to the disabled, aid for dependent and foster children, general assistance, medical services, crippled children, child welfare, older Americans, and administration. Fund allocations shall be revised from time to time in line with federal matching revisions.

It is also intended by the legislative assembly that in the public welfare department, the caseload in the aid to families with dependent children be kept to a minimum for the 1971-73 biennium.

It is also the intent of the legislature that special consideration be given to increased costs of operating nursing homes, and if possible within the appropriation to reimburse them at a rate necessary to meet those increased costs.

Be it further intended that the public welfare board report quarterly to the executive office of the budget for the purpose of comparing proposed budgeted program costs with actual program costs.

And renumber the lines, pages and sections accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1017

On page 1, line 11 delete the figure: "132,269.00" and insert in lieu thereof the figure "137,769.00"

On page 1, line 15 delete the figure: "21,210.00" and insert in lieu thereof the figure "26,710.00"

On page 1, line 19 delete the figure: "132,269.00" and insert in lieu thereof the figure "137,769.00"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The intent of the amendments is to provide for additional fees and services that would be necessary under expanded teachers' retirement programs.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1111

On page 1, line 12, delete psychiatric problems, or pregnancy

Page 1 line 2 of the engrossed bill after "for" delete "psychiatric problems,"

Page 1 line 3 delete "or pregnancy"

Page 1 line 8 after "FOR" delete "PSYCHIATRIC"

Page 1 line 9 delete "PROBLEMS —" and after "DISEASE" delete "— PREGNANCY"

Renumber pages and lines accordingly.

And when so amended recommends the same be placed on the calendar without recommendation.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1389

Delete everything after the words "A BILL" and insert in lieu thereof the following: "for an Act to amend and reenact sections 32-09-02 and 32-09-03 of the North Dakota Century Code, relating to garnishment of earnings.

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

SECTION 1. AMENDMENT.) Section 32-09-02 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

32-09-02. ((WHAT WAGES EXEMPT FROM)) **RESTRICTION ON GARNISHMENT OF EARNINGS.**) ((The wages or salary of any person who is not a head of a family but is a resident of this state, to the amount of thirty-five dollars per week, shall be exempt from garnishment. The wages of any person who is head of a family and a resident of this state shall be exempt to the amount of fifty dollars per week plus five dollars per week for each dependent but not more than twenty-five dollars. Every employer shall pay to such person such exempt wages or salary, not to exceed the amounts exempted by this section, of each week's wages earned by him when due. Upon such wage earner's making and delivering to such employer his affidavit that he is a head of a family and specifying the number of his dependents residing with the family in this state, he shall be entitled to additional exemptions for de-

pendents, notwithstanding the service of a garnishee summons, and the surplus only of his wages above the exemptions shall be held by the employer to abide the event of the garnishment suit.))

1. As used in this chapter:

- a. The term "earnings" means compensation paid or payable for personal services, whether denominated as wages, salary, commission, bonus, or otherwise, and includes periodic payments pursuant to a pension or retirement program; and
 - b. The term "disposable earnings" means that part of the earnings of any individual remaining after the deduction from those earnings of any amounts required by other law to be withheld.
2. The maximum part of the aggregate disposable earnings of an individual for any workweek which is subject to garnishment may not exceed the lesser of:
- a. Twenty-five percent of his disposable earnings for that week; or
 - b. The amount by which his disposable earnings for that week exceed forty times the federal minimum hourly wage prescribed by section 6 (a) (1) of the Fair Labor Standards Act of 1938 or any equivalent multiple thereof prescribed by regulation by the secretary of labor in case of earnings for any pay period other than a week, in effect at the time the earnings are payable.
3. The restrictions of subsection 2 do not apply in the case of:
- a. Any order of any court for the support of any person;
 - b. Any order of any court of bankruptcy under chapter XIII of the Bankruptcy Act; or
 - c. Any debt due for any state or federal tax.
4. No court of this state may make, execute, or enforce any order or process in violation of this section.

SECTION 2. AMENDMENT.) Section 32-09-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

32-09-03. NOTICE BEFORE GARNISHMENT OF (((WAGES))) **EARNINGS.**) At least two days prior to the issuance of any garnishment summons against the ((wages or salary)) earnings of any person, the creditor shall cause demand to be served upon the debtor and the employer for any ((wages not exempt)) **disposable earnings subject to garnishment** under section 32-09-02. In an action in justice court, such demand, with proof of service, shall be filed with the court at the time of the issuance of the garnishment summons, and in an action in district court or county court with increased jurisdiction, at the time the summons is filed. Failure to serve or file ((said)) the notice as herein provided shall render such garnishment void. The ((excess of wages over and above the amount exempted)) **amount of disposable earnings subject to garnishment** shall be held by the employer subject to such garnishment from the time of service of such demand and for five days thereafter."

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1399

Page 2 line 4 of the engrossed bill insert beginning triple parentheses before "While" and insert ending triple parentheses after "attendance"

Page 2 line 5 insert triple parentheses before and after "is" and insert "Is"

Page 4 line 12 after "a" insert "deprived"

Renumber pages and lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1456

Page 1 line 16 of the engrossed bill after "family" insert "for more than one day a week"

Page 1 line 17 after "apply" insert "to reciprocal arrangements among parents, nor"

Renumber pages and lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1492

In line 1 of page 1, delete everything after the words "A BILL" and insert in lieu thereof the following: "for an Act to provide and appropriate funds for the payment of adjusted compensation payments to North Dakota veterans of the Vietnam conflict and to the industrial commission for the issuance of bonds; providing for the issuance, sale, and delivery of general obligation bonds; creating a sinking fund; and providing for fund transfers for the servicing and retirement of such bonds; and declaring an emergency.

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

SECTION 1. DESIGNATION OF BONDS.) Bonds to be issued under the provisions of this Act shall be known as state of North Dakota general obligation bonds, Vietnam conflict adjusted compensation series.

SECTION 2. AUTHORITY FOR ISSUING BONDS OF NORTH DAKOTA VIETNAM CONFLICT ADJUSTED COMPENSATION SERIES — PURPOSE OF ISSUE.) An issue of not to exceed fifteen million dollars general obligation bonds of the state of North Dakota is hereby authorized and directed under the conditions, in the manner, and for the purpose stated in the amendment to the Constitution of North Dakota, adopted by the forty-first legislative assembly of the state of North Dakota as Senate Concurrent Resolution No. 17 and approved by the people at the primary election held in September 1970, and the generally applicable provisions of the Constitution and the statutes of the state of North Dakota. The preparation, handling, issuance, sale, and delivery of such issue of bonds shall be under the supervision and control of the industrial commission of North Dakota, which commission is hereby authorized and directed to negotiate a satisfactory sale of such issue of bonds as soon after the effective date of this Act as may be necessary to provide funds for the payment of adjusted compensation to veterans of the Vietnam conflict. Such issue of bonds is authorized for the purpose of providing funds to be used in payment of adjusted compensation to North Dakota veterans of the Vietnam conflict and the administrative expenses resulting therefrom and such funds are hereby appropriated for such purpose.

SECTION 3. PREPARATION OF BONDS.) Bonds issued under this Act shall be executed by the governor and by the state treasurer under the great seal of the state of North Dakota and shall be attested by the secretary of state. The state auditor and secretary of state shall endorse and sign, on each bond issued, a certificate showing that such bond is issued pursuant to law and is within the state debt limit. The manner and form of execution shall be determined by the industrial commission. The issue of bonds under this Act shall be of serial maturities, and the industrial commission shall fix the maximum rate of interest they shall bear. The first installment of principal of bonds sold at any one time shall fall due not more than two years from the date of the bonds, and the last installment shall fall due not more than fifteen years after the date of first issue. Annual installments of principal shall be such that the increase thereof from year to year approximately shall equal the decrease from year to year of the amount of interest on unpaid bonds, so that the aggregate of principal and interest shall be approximately equal year by year. All bonds issued under this Act shall be in denominations of not more than ten thousand dollars

each and shall be fully negotiable with semiannual interest coupons attached, except that the first interest payment shall be one year from and after the date of issuance of the bonds. Bonds issued under this Act from and after the year 1972 until the year 1981, inclusive, shall not be callable prior to maturity. Bonds issued under this Act from and after the year 1982 may be called prior to maturity, in inverse numerical order. All bonds issued under this Act shall contain a provision that interest thereon shall cease at maturity unless the holder thereof shall present the same for payment and payment is refused. The principal and interest of bonds issued under this Act shall be payable at the office of the state treasurer in Bismarck, North Dakota, or at the Bank of North Dakota, or at a bank or trust company in the city of Chicago or New York, as the industrial commission may determine.

SECTION 4. SALE AND DELIVERY OF BONDS BY INDUSTRIAL COMMISSION — DEPOSIT OF PROCEEDS.) The industrial commission shall act as agent of the state for the negotiation, sale, and delivery of all bonds issued under this Act. Such bonds shall be sold in whole or in part from time to time for cash at not less than par and accrued interest to the best advantage of the state. In offering such bonds for sale, the industrial commission shall reserve the right to reject any or all bids therefor. Purchasers and holders of such bonds may have ownership registered in the office of the state treasurer. All of the proceeds of such bonds shall be received by the industrial commission and by it placed in a separate fund in the state treasury in the custody of the state treasurer to be used only for the purpose for which such bonds are issued.

SECTION 5. BONDS TAX EXEMPT.) All bonds issued under the provisions of this Act and interest thereon shall be exempt from all state, county, and municipal taxes.

SECTION 6. BONDS A GENERAL OBLIGATION OF STATE OF NORTH DAKOTA.) Upon receipt of payment therefor, the industrial commission shall deliver to each purchaser of bonds issued under this Act, the bonds purchased by him, and upon the delivery of such bonds the full faith and credit and unlimited taxing resources of the state of North Dakota shall stand pledged for the punctual payment of each and all of such bonds and the interest thereon to the lawful holder and owner thereof as the same become due and are presented for payment.

SECTION 7. SINKING FUND.) The sinking fund for the payment of bonds issued under this Act and interest thereon shall be established and maintained in the office of the state treasurer who shall be custodian of such fund and shall at all times maintain adequate records thereof. The state treasurer shall make reports of the condition of such sinking fund to the industrial commission on request. All sums appropriated and transferred for the payment of bonds issued under this Act shall be deposited in the sinking fund therefor and shall be disbursed by the state treasurer in payment of such bonds and interest thereon directly or through a paying agent to be designated by the industrial commission. On request of the industrial commission, the state treasurer shall supply any deficiency of such sinking fund out of any available monies of the state in his custody, provided that all monies so used shall be returned at the earliest practicable opportunity.

SECTION 8. TRANSFER OF BALANCE.) Upon the retirement of all bonds provided for in this Act, together with the interest thereon, any balance remaining in the sinking fund shall be transferred by the treasurer to the general fund.

SECTION 9. INVESTMENT OF SINKING FUND.) Monies in the sinking fund for bonds issued under this Act shall be deposited in the Bank of North Dakota. The Bank of North Dakota shall pay interest thereon as directed by the industrial commission, which in-

terest shall be credited to the sinking fund and shall be used for the payment of the principal of the bonds or interest thereon.

SECTION 10. PROTECTION OF PURCHASER.) The purchaser of any bonds issued under this Act shall not be obliged to see to the application of the purchase price thereof but shall be protected fully in paying for such bonds by the receipt of the industrial commission or of its agent delivering such bonds as herein provided.

SECTION 11. LIMITATION OF ACTION.) No action shall be brought or maintained in any court in this state questioning the validity of any bonds issued under this Act unless such action shall have been commenced within sixty days after the adoption of the resolution of the industrial commission awarding the sale of such bonds.

SECTION 12. IRREPEALABLE.) All appropriations and transfers provided to pay bonds issued under the provisions of this Act and interest thereon shall not be repealed until such bonds and interest are fully paid.

SECTION 13. APPROPRIATION.) There is hereby appropriated out of any monies in the general fund in the state treasury, not otherwise appropriated, the sum of \$4,500,000.00, or such lesser amount as may be necessary for transfer upon order of the director of accounts and purchases to the Vietnam veterans' bonus adjusted compensation fund during the biennium beginning July 1, 1971, and ending June 30, 1973, for use in making bonus payments to Vietnam veterans as provided by law.

SECTION 14. APPROPRIATION FOR FUTURE BIENNIUMS — INTENT OF APPROPRIATION.) There is hereby appropriated out of any monies in the general fund in the state treasury, not otherwise appropriated, the sum of \$3,800,000.00, or so much thereof as may be necessary, for transfer upon order of the director of the department of accounts and purchases to the sinking fund for the payment of Vietnam veterans' bonus bonds during the biennium beginning July 1, 1973, and ending June 30, 1975, and a like amount, or so much thereof as may be necessary, is hereby appropriated during each biennial period beginning after June 30, 1975, to be transferred upon order of the director of the department of accounts and purchases to the sinking fund for the payment of Vietnam veterans' bonus bonds. Such transfers shall be discontinued by the director of the department of accounts and purchases at such time as he shall determine, in consultation with the industrial commission, that sufficient funds are available in the sinking fund for the payment of Vietnam veterans' bonus bonds to retire all bonds outstanding with interest thereon.

It is the intent of the legislative assembly that the amounts appropriated and transferred by this section shall represent the current proceeds of the two cents per-package cigarette tax and the eight cents per-gallon beer tax that was levied for repayment of bonds issued for bonus payments to veterans of the Korean Conflict, which tax was not discontinued following the repayment of such bonds.

SECTION 15. APPROPRIATION TO INDUSTRIAL COMMISSION.) There is hereby appropriated out of any monies in the Vietnam veterans' bonus adjusted compensation fund, not otherwise appropriated, the sum of \$50,000.00, or so much thereof as may be necessary, to the industrial commission for administrative and legal expenses for the issuance of bonds authorized by this Act, for the biennium beginning July 1, 1971, and ending June 30, 1973.

SECTION 16. APPROPRIATION FOR BONDS.) There is hereby appropriated the funds required for the payment of interest and principal of all bonds issued and sold under this Act.

SECTION 17. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1503

- On page 1, delete all of lines 17 through 24
- On page 2, delete all of lines 1 through 3
- On page 2, line 4 after the word "help" delete the following: "for instit-"
- On page 2, delete all of line 5
- And renumber the lines and pages accordingly.
- And when so amended recommends the same be placed on the calendar without recommendation.

Statement of the Purpose of the Amendment: The intent of the amendments is to establish a floor compensation for employees on direct state payrolls.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1517

- In line 2 of page 1 of the engrossed bill, following the word "for" where it last appears, insert the words "a tax levy and for"
- In line 1 of page 13, following the period, insert the following:
 "15-39.1-28. MILL LEVY FOR TEACHERS' RETIREMENT.) Any school district by resolution of its school board may levy a tax of not to exceed two mills on the assessed taxable valuation within the district, the proceeds to be used for the purposes of meeting the district's contribution to the fund arising under this Act. The mill levy permitted by this section shall be in addition to any tax levy limitations now prescribed by law."
- And renumber the lines, pages, and sections accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1538

- Page 3 line 12 of the engrossed bill after "officer" delete the comma and insert "or" and after "veterinarian" delete ", or "
- Page 3 delete all of line 13
- Page 3 line 14 delete "iates,"
- Renumber pages and lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1547

Delete everything after the words "A BILL" and insert in lieu thereof the following:

1 for an Act to provide for state legislative apportionment,
 2 ment, and to repeal section 1 of chapter 338 of the North
 3 Dakota Session Laws of 1965, relating to state legislative
 4 apportionment.

5
 6 BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF
 6a THE
 7 STATE OF NORTH DAKOTA:

8
 9 SECTION 1. STATE LEGISLATIVE APPORTIONMENT.)

10	11	12	13	14	15
	Population	Legis- lative District	Number of Senators	Total Popu- lation in New District	
13	Bowman	3,901			
14	Adams	3,832			
15	Hettinger	5,075	1	1	12,808
16	Dickinson	12,405	2	1	12,405
17	Slope	1,484			
18	Golden Valley	2,611			
19	Billings	1,198			
20	Stark	7,208	3	1	12,501
21	McKenzie	6,127			
22	Dunn	4,895			

23	Pt. Mountrail	1,453	4	1	12,475
24	Mercer	6,175			
1					
2					
3	Counties	Population	Legis-	Number	Total Popu-
4	Oliver	2,322	lative	of	lation in
5	Pt. Morton	4,230	District	Senators	New District
6	Grant	5,009			
7	Sioux	3,632			
8	Pt. Morton	3,724	5	1	12,727
9	Mandan	11,093			
10	Pt. Morton	1,263	6	1	12,365
11	Williston	11,928	7	1	12,356
12	Williams	7,373	8	1	11,928
13	Divide	4,564			
14	Pt. Mountrail	819	9	1	12,756
15	Burke	4,739			
16	Renville	3,828			
17	Pt. Mountrail	993			
18	Pt. Ward	3,009	10	1	12,569
19	Pt. Mountrail	5,172			
20	Pt. Ward	55,551			
21	Pt. McHenry	2,037	11	5	62,760 (12,552)
22	McLean	11,251			
23	Pt. Burleigh	1,315	12	1	12,566
24	Bismarck	35,496			
25	Pt. Burleigh	1,917	13	3	37,413 (12,471)
26	Sheridan	3,232			
27	Wells	7,847			
28	Pt. Pierce	818	14	1	11,897
29	Pt. Emmons	6,245			
30	Pt. Burleigh	1,986			
31	Kidder	4,362	15	1	12,593
32	Pt. Emmons	955			
33	Logan	4,245			
34	McIntosh	5,545			
35	Pt. LaMoure	1,587	16	1	12,332
1					
2					
3	Counties	Population	Legis-	Number	Total Popu-
4	Pt. LaMoure	5,530	lative	of	lation in
5	Dickey	6,976	District	Senators	New District
6	Ransom	7,102			
7	Sargent	5,937	17	1	12,506
8	Bottineau	9,496			
9	Pt. Rolette	3,081	18	1	13,039
10	Pt. McHenry	6,940			
11	Pt. Pierce	5,505	19	1	12,577
			20	1	12,445

12	Pt. Rolette	8,468				
13	Towner	4,645	21	1	13,113	
14	Benson	8,245				
15	Eddy	4,103	22	1	12,348	
16	Ramsey	12,915	23	1	12,915	
17	Cavalier	8,213				
18	Pt. Walsh	1,615				
19	Pt. Nelson	3,000	24	1	12,828	
20	Pembina	10,728				
21	Pt. Walsh	1,768	25	1	12,496	
22	Pt. Walsh	9,829				
23	Pt. Nelson	3,039	26	1	12,868	
24	Grand Forks	61,102				
25	Pt. Nelson	2,776	27	5	63,878	(12,775)
26	Wahpeton	7,076				
27	Pt. Richland	5,374	28	1	12,450	
28	Pt. Richland	5,639				
29	Pt. Cass	7,233	29	1	12,872	
30	Fargo	53,513				
31	West Fargo	5,265				
32	Pt. Cass	4,559	30	5	63,337	(12,665)
33	Pt. Barnes	13,139	31	1	13,139	
34	Pt. Barnes	1,530				
35	Stutsman	23,550	32	2	25,080	(12,540)
1			Legis-	Number	Total Popu-	
2			lative	of	lation in	
3	Counties	Population	District	Senators	New District	
4	Foster	4,832				
5	Griggs	4,184				
6	Steele	3,749	33	1	12,765	
7	Trail	9,571				
8	Pt. Cass	3,083	34	1	12,654	
9	Totals			49	617,761	
10	Ideal population per district (617,761 divided by 49).					12,607
11	Largest district per senator.					13,139
12	Smallest district per senator.					11,897
13	Deviation in percent, largest district.					+4.2
14	Deviation in percent, smallest district.					-5.6
15	Number of whole counties.					39
16	Number of districts.					34
17	Number of senators.					49
18	Number of representatives (each district to be represented in the house by two members per senator).					98
20	SECTION 2. REPEAL.)					
21	Section 1 of chapter 338 of the North Dakota Session Laws of 1965 is hereby repealed.					

And when so amended recommends the same do pass.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1554

Delete everything after the words "A BILL" and insert in lieu thereof the following: "for an Act to provide for a conditional transfer of funds to the college building fund and making an appropriation

from the college building fund for the construction of college buildings, and repealing chapter 157 of the 1967 Session Laws of the state of North Dakota.

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

SECTION 1.) Commencing July 1, 1972, and at the same date each year thereafter until the sum of \$5,643,551.00 shall have been transferred to the college building fund, the director of the department of accounts and purchases shall determine the cash balance in the general fund of the state. In the event the cash balance in the general fund as of the close of business on the previous thirtieth day of June shall exceed \$15,000,000.00, the director of accounts and purchases shall direct the state treasurer to transfer to the college building fund an amount which shall not exceed \$2,000,000.00, or the amount in excess of \$15,000,000.00 in the general fund, whichever is the lesser. Such funds shall be expended by the board of higher education for the construction, reconstruction, and equipping of buildings at state-operated institutions of higher learning in accordance with specific appropriations to be made by the legislative assembly. The amount in the college building fund on July 1, 1971, shall remain in the college building fund and be considered a part of the \$5,643,551.00 authorized hereunder.

SECTION 2. APPROPRIATIONS.) There is hereby appropriated out of any moneys in the college building fund the sum of \$5,643,551.00, or so much thereof as may be available in such fund, and from federal and private sources the sum of \$1,069,695.00 for the construction, reconstruction, and equipping of buildings and facilities at state-operated institutions of higher learning for purposes as follows and within the limitations of the costs hereafter stated:

Name of Institution And Type of Facility	State Funds	Federal and Private Funds	Total Funds
State college, Valley City — science building	\$ 884,063.00	\$ 115,937.00	\$ 1,000,000.00
Dickinson state college — physical education classroom addition and remodeling	\$ 800,000.00	.....	\$ 800,000.00
University of North Dakota at Grand Forks — engineering building	\$ 439,442.00	\$ 600,000.00	\$ 1,039,442.00
University of North Dakota, Grand Forks — law building addition and renovation	\$ 998,804.00	.....	\$ 998,804.00
Minot state college — classroom building	\$ 800,000.00	.....	\$ 800,000.00
NDSU Bottineau branch — science building	\$ 276,242.00	\$ 203,758.00	\$ 480,000.00
NDSU, Fargo — addition to maintenance building	\$ 225,000.00	.....	\$ 225,000.00
University of North Dakota, Grand Forks — service and mainten- ance building	\$ 450,000.00	.....	\$ 450,000.00
State school of science, Wahpeton — mainten- ance and laboratory building	\$ 150,000.00	\$ 150,000.00	\$ 300,000.00

Dickinson state college — library addition and renovation	\$ 600,000.00	.....	\$ 600,000.00
NDSU-Bottineau branch — garage-storage building	\$ 20,000.00	.....	\$ 20,000.00
	<u>\$5,643,551.00</u>		<u>\$6,713,246.00</u>

The construction of a specific building or facility shall not be commenced until the amount of funds indicated by such building or facility in the column "Federal and Private Funds" has been either actually received or irrevocably promised from such sources for such facilities except that should the funds received or to be received from the federal and private funds be less than the amount indicated in that column, the board of higher education shall determine whether the facility should be constructed, basing its determination on whether the facility can, if constructed at a lower cost, reasonably meet the original purposes of the authorized facility. In no event shall any facility exceed the cost indicated in the column "Total Funds" except to the extent funds from the federal and private sources exceed the amount authorized for the specific building or facility. If federal funds become available for buildings for which no federal funds are listed in this Act, the amount available from state funds shall be reduced accordingly. The order of appearance of the facilities set forth above is not necessarily the order of priority for the construction of such facilities, and the board of higher education, in its discretion, may divert the construction of such buildings and facilities in a different order of priority than that listed in this section. The state funds herein appropriated shall remain available for expenditure for the purpose specified until the buildings and facilities herein authorized shall be constructed, except that upon completion of the construction, reconstruction, and equipping of any specific building or facility, any unexpended state funds specifically appropriated and designated herein for such building or facility shall revert to the college building fund.

SECTION 3. REPEAL.) Chapter 157 of the 1967 Session Laws of the state of North Dakota is hereby repealed effective July 2, 1971."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment: The intent of the amendments is to clarify the bill for college buildings and to defer the creation of a heritage center fund.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1558

Page 1 line 11 of the engrossed bill delete the numeral "14"

Page 3 line 20 after "state" delete "health" and insert in lieu thereof "laboratories"

Page 6 line 20 after "state" delete "health" and insert in lieu thereof "laboratories"

Page 10 line 17 delete "Phoclodine" and insert in lieu thereof "Pholcodine"

Page 16 after line 16 insert "d. Chlordiazepoxide, and its salts;" and "e. Diazepam;"

Page 35 line 4 after "state" delete "health" and insert in lieu thereof "laboratories"

Page 42 line 33 after "state" delete "health" and insert in lieu thereof "laboratories"

Page 47 line 4 delete the numeral "14"

Renumber the pages, lines and subdivisions accordingly.

LEO LEIDHOLM, Secretary

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2306

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1384

House Bill No. 1497

House Bill No. 1501

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

MOTIONS

Rep. Bunker moved that the House concur in the Senate amendments to House Bill No. 1389, which motion prevailed.

Rep. Bunker moved that the rules be suspended and that House Bill No. 1389 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1389. A Bill for an Act to amend and reenact sections 32-09-02 and 32-09-03 of the North Dakota Century Code, relating to garnishment of earnings.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Raymond
Atkinson	Gunderson	Larson, G.	Reimers
Austin	Haman	Larson, L.	Rice
Backes	Haugland	Laughlin	Rivinius
Berg	Hausauer, A.	Lee	Rolfstrud
Boustead	Hausauer, R.	Livingston	Rundle
Boyum	Henning	Lundene	Sandness
Brekke	Henry	McGauvran	Shablow
Bunker	Hensrud	McGeehan	Solberg
DeGroot	Hentges	Mertens	Stone
DeKrey	Herman	Metzger	Streibel
Dick	Hickle	Meyer	Strinden
Dornacker	Hildebrand	Miedema	Thorsgard
Dotzenrod	Hilleboe	Miller, B.	Tweten
Eagles	Hoffner	Moore	Ulvedal
Erickson, K.	Jacobson	Murphy	Wagner
Erickson, W.	Jenkins	Mushik	Walsh
Fleming	Johnson, H.	Olienyk	Weber
Gengler	Johnson, K.	Opedahl	White
Gerl	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, J.	Winge
Glaspey	Knudson	Peterson, R.	Mr. Speaker
Grant			

Those voting in the negative were:

Gackle	Miller, E.	Stoltenow	Welder
Halcrow	Rocheleau		

Absent and not voting:

Ganser	Linderman	Raile
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So the bill passed and the title was agreed to.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bier announced the appointment of the following Conference Committee:

Representatives:

Hentges

Ganser

Glaspey

to serve on House Bill No. 1306

SPEAKER'S ANNOUNCEMENT CONCERNING RULING
ON SENATE CONCURRENT RESOLUTION No. 4035

Earlier today Senate Concurrent Resolution No. 4035 was declared lost by a vote of 48-40-10. An investigation of the rules would indicate that a Resolution passed, and the Speaker reversed his ruling and declared that Senate Concurrent Resolution No. 4035 was adopted.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to inform you that the Conference Committee was unable to agree. Senate acceded to the request by House to return:

Senate Bill No. 2489

Very respectfully,
LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2007

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House on:

House Bill No. 1030

House Concurrent Resolution No. 3083

Senators:

Schultz

Coughlin

Litten

to serve on House Bill No. 1030

Senators:

G. Larson

Stroup

Christensen

to serve on House Concurrent Resolution No. 3083

Very respectfully,
LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1009

House Bill No. 1020

House Bill No. 1360

House Concurrent Resolution No. 3019

House Concurrent Resolution No. 3021

House Concurrent Resolution No. 3031

House Concurrent Resolution No. 3040

House Concurrent Resolution No. 3050
House Concurrent Resolution No. 3052
House Concurrent Resolution No. 3053
House Concurrent Resolution No. 3063
House Concurrent Resolution No. 3090
House Concurrent Resolution No. 3091
House Concurrent Resolution No. 3093
House Concurrent Resolution No. 3094
House Concurrent Resolution No. 3095
House Concurrent Resolution No. 3092
Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed, pursuant to the call of the chair, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Bier presiding.

MESSAGE FROM THE SENATE
Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

Senate Bill No. 2022

And the committees having been unable agree, the President appointed as a new conference committee.

Snators:

Wenstrom

Jones

L. Larson

Very respectfully,
LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2022 has had the same under consideration and recommends that since the committee is unable to agree, that it be discharged and a new Conference Committee be appointed.

For the Senate:

Senator Strinden

Senator Coughlin

Senator Swedlund

For the House:

Rep. J. Peterson

Rep. Miedema

Rep. Miller

Rep. J. Peterson moved that the report be adopted, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bier announced the appointment of the following Conference Committee on:

Senate Bill No. 2022

Rep. Jenkins

Rep. Henning

Rep. Anderson

MOTION

Rep. Reimers moved that the House not concur on Senate amendments to House Bill No. 1554, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

MOTIONS

Rep. Reimers moved that the House concur in the Senate amendments to House Bill No. 1017, which motion prevailed.

Rep. Reimers moved that the rules be suspended and that House Bill No. 1017 be deemed properly engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1017. A Bill for an Act making an appropriation for the purpose of operating and maintaining the teachers' insurance and retirement fund.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Atkinson	Halcrow	Livingston	Reimers
Austin	Haman	Lundene	Rivinius
Boustead	Haugland	McGauvran	Rocheleau
Boyum	Hausauer, A.	McGeehan	Rolfsrud
Brekke	Henry	Mertens	Rundle
Bunker	Hensrud	Metzger	Sandness
DeGroot	Hentges	Meyer	Shallow
DeKrey	Hickle	Miedema	Stoltenow
Dick	Hildebrand	Miller, B.	Solberg
Dotzenrod	Hoffner	Miller, E.	Stone
Erickson, K.	Jacobson	Moore	Streibel
Erickson, W.	Johnson, H.	Murphy	Strinden
Fleming	Kieffer	Mushik	Tweten
Gackle	Kingsbury	Olienyk	Wagner
Ganser	Knudson	Opedahl	Walsh
Gengler	Lang	Patrick	Weber
Giffey	Larson, G.	Peterson, J.	Welder
Glaspay	Larson, L.	Peterson, R.	Wilkie
Grant	Laughlin	Raile	Winge
Gronneberg	Lee	Raymond	Mr. Speaker
Gundersen	Linderman		

Absent and not voting:

Anderson	Eagles	Herman	Rice
Backes	Gerl	Hilleboe	Thorsgard
Berg	Hausauer, R.	Jenkins	Ulvedal
Dornacker	Henning	Johnson, K.	White

So the bill passed and the title was agreed to.

MOTIONS

Rep. Reimers moved that the House concur in the Senate amendments to House Bill No. 1024, which motion prevailed.

Rep. Reimers moved that the rules be suspended and that House Bill No. 1024 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1024. A Bill for an Act making an appropriation for the operating and maintenance expenses of the public health department.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 1; absent and not voting, 14.

Those voting in the affirmative were:

Atkinson	Gundersen	Lee	Raymond
Austin	Halcrow	Linderman	Reimers
Boustead	Haman	Livingston	Rice

Boyum	Haugland	Lundene	Rivinius
Brekke	Hausauer, A.	McGauvran	Rocheleau
Bunker	Henning	McGeehan	Rolfsrud
DeGroot	Henry	Mertens	Sandness
DeKrey	Hensrud	Metzger	Shablow
Dick	Hentges	Meyer	Stoltenow
Dotzenrod	Hickle	Miedema	Stone
Eagles	Hildebrand	Miller, B.	Streibel
Erickson, K.	Hoffner	Miller, E.	Strinden
Erickson, W.	Jacobson	Moore	Tweten
Fleming	Jenkins	Murphy	Wagner
Gackle	Johnson, H.	Mushik	Walsh
Ganser	Kieffer	Olienyk	Weber
Gengler	Knudson	Opedahl	Welder
Giffey	Lang	Patrick	Wilkie
Glaspay	Larson, G.	Peterson, J.	Winge
Grant	Larson, L.	Peterson, R.	Mr. Speaker
Gronneberg	Laughlin	Raile	

Those voting in the negative were:

Rundle

Absent and not voting:

Anderson	Gerl	Johnson, K.	Thorsgard
Backes	Hausauer, R.	Kingsbury	Ulvedal
Berg	Herman	Solberg	White
Dornacker	Hilleboe		

So the bill passed and the title was agreed to.

MOTIONS

Rep. Wagner moved that the House concur in the Senate amendments to House Bill No. 1558, which motion prevailed.

Rep. Wagner moved that the rules be suspended and that House No. 1558 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1558. A Bill for an Act to establish a coordinated and codified system of drug control, to create a closed regulatory system for the legitimate handlers of controlled drugs, to prohibit certain activities relating to controlled drugs, to provide penalties for violations thereof, to amend and reenact section 19-02-21; subsections 15 and 16 of section 19-02.1-01; subsections 1, 2, 3, 4, 7, 9 and 13 of section 19-02.1-02; subsections 1 and 9 of section 19-02.1-05; section 19-02.1-13 section 19-02.1-14; section 19-02.1-19; section 19-02.1-20; section 19-02.1-21; section 19-02.1-22 of the North Dakota Century Code and to repeal chapter 19-03 of the North Dakota Century Code, relating to narcotics, and to repeal subsections 4, 7, 13, 14, 23, 24 and 25 of section 19-02.1-01; subsections 11, 12, 14, 15, 16, 17, 18, 19, 20, 22 and 23 of section 19-02.1-02; subsection 4 of section 19-02.1-04; subsection 5 and 6 of section 19-02.1-05; section 19-02.1-15; section 19-02.1-16 and section 19-02.1-23 of the North Dakota Century Code relating to drugs.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 84; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Atkinson	Gunderson	Larson, G.	Peterson, R.
Austin	Halcrow	Larson, L.	Raile
Boustead	Haman	Laughlin	Rice
Boyum	Haugland	Lee	Rivinius
Brekke	Hausauer, A.	Livingston	Rocheleau

Bunker	Hausauer, R.	Lundene	Rolfsrud
DeGroot	Henning	McGauvran	Rundle
DeKrey	Henry	McGeehan	Sandness
Dick	Hensrud	Mertens	Shablow
Dotzenrod	Hentges	Metzger	Stoltenow
Eagles	Herman	Meyer	Stone
Erickson, K.	Hickle	Miedema	Streibel
Erickson, W.	Hildebrand	Miller, B.	Strinden
Fleming	Hoffner	Miller, E.	Thorsgard
Gackle	Jacobson	Moore	Wagner
Ganser	Jenkins	Murphy	Walsh
Gengler	Johnson, H.	Mushik	Weber
Giffey	Kieffer	Olienyk	Welder
Glaspay	Kingsbury	Opedahl	Wilkie
Grant	Knudson	Patrick	Winge
Gronneberg	Lang	Peterson, J.	Mr. Speaker
Absent and not voting:			
Anderson	Gerl	Raymond	Tweten
Backes	Hilleboe	Reimers	Ulvedal
Berg	Johnson, K.	Solberg	White
Dornacker	Linderman		

So the bill passed and the title was agreed to.

MOTIONS

Rep. Wagner moved that the House concur in the Senate amendments to House Bill No. 1111, which motion prevailed.

Rep. Wagner moved that the rules be suspended and that House Bill No. 1111 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1111. A Bill for an Act to permit a physician to examine and treat a minor for psychiatric problems, venereal disease or pregnancy without parental consent.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 45; nays, 41; absent and voting, 12.

Those voting in the affirmative were:

Anderson	Fleming	Hickle	Peterson, R.
Atkinson	Gackle	Jenkins	Solberg
Austin	Giffey	Kingsbury	Stone
Berg	Grant	Knudson	Streibel
Boustead	Gronneberg	Lang	Strinden
Boyum	Haman	Larson, G.	Tweten
Brekke	Hausauer, A.	Larson, L.	Wagner
Bunker	Hausauer, R.	Laughlin	Walsh
Dick	Henry	McGeehan	Wilkie
Dotzenrod	Herman	Mertens	Winge
Erickson, K.	Hentges	Metzger	Mr. Speaker
Erickson, W.			

Those voting in the negative were:

DeGroot	Jacobson	Miller, E.	Rivinius
DeKrey	Johnson, H.	Murphy	Rocheleau
Ganser	Kieffer	Mushik	Rolfsrud
Gengler	Lee	Olienyk	Rundle
Glaspay	Linderman	Opedahl	Sandness
Gunderson	Livingston	Patrick	Shablow
Halcrow	Lundene	Peterson, J.	Stoltenow
Haugland	McGauvran	Raile	Thorsgard
Henning	Meyer	Riemers	Weber

Hensrud	Miller, B.	Rice	Welder
Hoffner			
Absent and not voting:			
Backes	Gerl	Johnson, K.	Raymond
Dornacker	Hildebrand	Miedema	Ulvedal
Eagles	Hilleboe	Moore	White

So the bill lost.

MOTIONS

Rep. Atkinson moved that the House concur in the Senate amendments to House Bill No. 1399, which motion prevailed.

Rep. Atkinson moved that the rules be suspended and that House Bill No. 1399 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1399. A Bill for an Act to amend and reenact subsections 1, 4, and 10 of section 27-20-02 of the North Dakota Century Code, relating to the definition of terms used in the Uniform Juvenile Court Act; to amend and reenact subsection 2 of section 27-20-05 of the North Dakota Century Code, relating to the compensation of juvenile supervisors; to amend and reenact subsection 1 of section 27-20-06 of the North Dakota Century Code, relating to the powers and duties of juvenile supervisors; to amend and reenact subsections 1, 2, and 4 of section 27-20-16 of the North Dakota Century Code, relating to the place of detention of a child; and to amend and reenact subsection 2 of section 27-20-17 of the North Dakota Century Code, relating to the release of a child from detention.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 84; nays, 2; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Halcrow	Larson, L.	Raile
Atkinson	Haman	Laughlin	Raymond
Austin	Haugland	Lee	Riemers
Berg	Hausauer, A.	Linderman	Rice
Boyum	Hausauer, R.	Livingston	Rivinius
Brekke	Henning	Lundene	Rocheleau
Bunker	Henry	McGauvran	Rundle
DeGroot	Hensrud	McGeehan	Sandness
DeKrey	Hentges	Mertens	Solberg
Dick	Herman	Metzger	Stoltenow
Dotzenrod	Hickle	Meyer	Streibel
Eagles	Hildebrand	Miedema	Strinden
Erickson, K.	Hoffner	Miller, B.	Thorsgard
Erickson, W.	Jacobson	Miller, E.	Tweten
Fleming	Jenkins	Murphy	Wagner
Ganser	Johnson, H.	Mushik	Walsh
Gackle	Kieffer	Olienyk	Weber
Glaspey	Kingsbury	Opedahl	Welder
Grant	Knudson	Patrick	Wilkie
Gronneberg	Lang	Peterson, J.	Winge
Gunderson	Larson, G.	Peterson, R.	Mr. Speaker

Those voting in the negative were:

Gengler	Shablow		
Absent and not voting:			
Backes	Gerl	Johnson, K.	Stone
Boustead	Giffey	Moore	Ulvedal
Dornacker	Hilleboe	Rolfsrud	White

So the bill passed and the title was agreed to.

MOTIONS

Rep. Metzger moved that the House concur in the Senate amendments to House Bill No. 1503, which motion prevailed.

Rep. Metzger moved that the rules be suspended and that House Bill No. 1503 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1503. A Bill for an Act setting forth minimum wage standards for employees of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 1; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Gunderson	Lee	Reimers
Atkinson	Halcrow	Linderman	Rice
Austin	Haman	Livingston	Rivinius
Berg	Haugland	Lundene	Rocheleau
Boustead	Hausauer, A.	McGauvran	Rolfsrud
Boyum	Hausauer, R.	McGeehan	Rundle
Brekke	Henning	Mertens	Sandness
Bunker	Henry	Metzger	Shablow
DeGroot	Hensrud	Meyer	Solberg
DeKrey	Hentges	Miedema	Stoltenow
Dick	Herman	Miller, B.	Streibel
Dotzenrod	Hickle	Miller, E.	Strinden
Eagles	Hildebrand	Murphy	Thorsgard
Erickson, K.	Hoffner	Mushik	Tweben
Erickson, W.	Jacobson	Olienyk	Wagner
Fleming	Jenkins	Opedahl	Walsh
Gackle	Johnson, H.	Patrick	Weber
Ganser	Knudson	Peterson, J.	Welder
Gengler	Lang	Peterson, R.	Wilkie
Glaspey	Larson, G.	Raile	Winge
Grant	Larson, L.	Raymond	Mr. Speaker
Gronneberg	Laughlin		

Those voting in the negative were:

Kieffer

Absent and not voting:

Backes	Giffey	Kingsbury	Ulvedal
Dornacker	Hilleboe	Moore	White
Gerl	Johnson, K.	Stone	

So the bill passed and the title was agreed to.

APPOINTMENT OF A CONFERENCE COMMITTEE

Rep. Bier announced the appointment of the following conference committee on:

House Bill No. 1554

Representatives:

L. Hausauer
Miedema
Solberg

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2306 has had the same under consideration and recommends:

That the House recede from its amendments and that Senate Bill No. 2306 be amended as follows:

Delete lines 8 through 23, inclusive, on page 8 and insert in lieu thereof the following:

- “2. (((The maximum interest rate they shall bear;
- 3. That they will be of serial maturity;
- 4. The years of such maturities, but not the amounts for each of such years;
- 5.))) The purpose for which they are proposed to be issued (((;))).
- (((6.))) 3. The assessed valuation of all taxable property in the municipality as defined in section 23-03-01 (((;))).
- (((7.))) 4. The total amount of bonded indebtedness of the municipality (((;))).
- (((8.))) 5. The amount of outstanding bonds of the municipality issued for a similar purpose (((; and))).
- (((9.))) 6. Any other statement of fact deemed advisable by the governing body of voters proposed the same.”

In line 17 of page 12, following the period, remove the underscoring in the remainder of the line

In lines 18 and 19 of page 12 remove the underscoring

And renumber the lines accordingly.

For the House:

- Rep. Fleming
- Rep. Bunker
- Rep. Strinden

For the Senate:

- Senator Longmire
- Senator Goldberg
- Senator Berube

Rep. Fleming moved that the report be adopted, which motion prevailed.

MOTION

Rep. Strinden moved that the rules be suspended and that Senate Bill No. 2306 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2306. A Bill for an Act to amend and reenact subsection 7 of section 21-03-06 and sections 21-03-07, 21-03-09, 21-03-15, 21-03-18, 21-03-19, and 21-03-28 of the North Dakota Century Code, relating to municipal bonds, and modifying procedures with respect thereto.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

- | | | | |
|-----------|--------------|------------|-----------|
| Anderson | Gronneberg | Larson, G. | Raile |
| Atkinson | Gunderson | Larson, L. | Raymond |
| Austin | Halcrow | Laughlin | Rice |
| Berg | Haman | Lee | Rivinius |
| Boustead | Haugland | Linderman | Rocheleau |
| Boyum | Hausauer, A. | Livingston | Rolfsrud |
| Brekke | Hausauer, R. | McGauvran | Rundle |
| Bunker | Henning | McGeehan | Sandness |
| DeGroot | Henry | Mertens | Shablow |
| DeKrey | Hensrud | Metzger | Stoltenow |
| Dick | Hentges | Meyer | Stone |
| Dotzenrod | Herman | Miedema | Streibel |
| Eagles | Hickle | Miller, B. | Strinden |

Erickson, K.	Hildebrand	Miller, E.	Thorsgard
Erickson, W.	Hoffner	Moore	Walsh
Fleming	Jacobson	Murphy	Weber
Gackle	Johnson, H.	Mushik	Weider
Ganser	Kieffer	Olienyk	White
Gengler	Kingsbury	Opedahl	Wilkie
Giffey	Knudson	Patrick	Winge
Glaspey	Lang	Peterson, R.	Mr. Speaker
Grant			

Absent and not voting:

Backes	Jenkins	Peterson, J.	Tweten
Dornacker	Johnson, K.	Riemers	Ulvedal
Gerl	Lundene	Solberg	Wagner
Hilleboe			

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, on:

Senate Bill No. 2007

Representatives:

Olienyk
J. Peterson
B. Miller

Very respectfully,
ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2007 has had the same under consideration and recommends that the Senate accede to House amendments and that Senate Bill No. 2007 be further amended as follows:

On page 2, line 29 of the engrossed bill, delete the figure "150,000.00" and insert in lieu thereof the figure "100,000.00"

On page 3, line 5 delete the figure "11,000.00" and insert in lieu thereof the figure "8,000.00"

On page 3, line 6 delete the figure "4,000.00" and insert in lieu thereof the figure "2,000.00"

On page 3, line 7 delete the figure "15,000.00" and insert in lieu thereof the figure "10,000.00"

On page 4, line 20 delete the figure "643,480.00" and insert in lieu thereof the figure "592,230.00"

For the Senate:

Senator Coughlin
Senator Jones
Senator Larson

For the House:

Rep. Olienyk
Rep. J. Peterson
Rep. B. Miller

Rep. Olienyk moved that the report be adopted, which motion prevailed.

MOTION

Rep. Olienyk moved that the rules be suspended and that Senate Bill No. 2007 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2007. A Bill for an Act to appropriate money for

the expenses of the executive department of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriations shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided herein.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 3; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Glaspay	Knudson	Opedahl
Atkinson	Grant	Lang	Patrick
Austin	Gronneberg	Larson, G.	Raile
Berg	Gunderson	Larson, L.	Raymond
Boustead	Halcrow	Laughlin	Reimers
Boyum	Haman	Lee	Rivinius
Brekke	Haugland	Linderman	Rocheleau
Bunker	Hausauer, A.	Livingston	Rolfsrud
DeGroot	Henning	Lundene	Sandness
DeKrey	Henry	McGauvran	Shablow
Dick	Hensrud	McGeehan	Stoltenow
Dotzenrod	Hentges	Mertens	Stone
Eagles	Herman	Metzger	Streibel
Erickson, K.	Hickle	Meyer	Walsh
Erickson; W.	Hildebrand	Miedema	Weber
Fleming	Hoffner	Miller, B.	Welder
Gackle	Jacobson	Miller, E.	White
Ganser	Jenkins	Moore	Winge
Gengler	Johnson, H.	Murphy	Wilkie
Gerl	Kieffer	Mushik	Mr. Speaker
Giffey	Kingsbury	Olienyk	

Those voting in the negative were:

Peterson, R.	Rice	Rundle
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Absent and not voting:

Backes	Hilleboe	Solberg	Tweten
Dornacker	Johnson, K.	Strinden	Ulvedal
Hausauer, R.	Peterson, J.	Thorsgard	Wagner

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1534 has had the same under consideration and recommends that the House accedes to Senate amendments and that House Bill No. 1534 be further amended as follows:

On page 1, line 4, of the engrossed bill as amended, after the number and comma "16-11-12," insert the following: "16-18-11", 16-18-12,"

Add the following language after the period as shown in the amendments as printed on page 1372, line 58 of the House Journal and page 1021, line 10 of the Senate Journal: **"The initial location of the names in the precinct having the highest total votes shall be determined by lot by the city auditor or responsible election official."**

Add the following language to the amendments as printed on page 1373, after line 27 in the House Journal and on page 1021, after line 40 in the Senate Journal:

"SECTION 8. AMENDMENT.) Section 16-18-11 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

16-18-11. ABSENT VOTERS' BALLOTS SENT TO MILITARY PERSONNEL WITHOUT APPLICATION.) It shall be the duty of the officers specified in section 16-18-05, as soon as possible after the printing of the ballots for any primary, special, or general state election or any city ((, village,)) or school election to send such absent voter ballot to all military personnel on active duty ((when requested in the manner provided in section 16-18-09)) who are qualified to vote in the county, city, or school district, as the case may be.

SECTION 9. AMENDMENT.) Section 16-18-12 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

16-18-12. COUNTY AUDITOR TO KEEP REGISTER OF NAMES OF PERSONS IN SERVICE AND ALL OTHER QUALIFIED ELECTORS.) In order to facilitate compliance with the provisions of section 16-18-11, the county auditor of each county in this state shall prepare, keep, and maintain a general register of the names of all persons within his county who are engaged in the military or naval service of the United States, and a further register of all such persons who are qualified to vote in his county at a general election. **The county auditor shall maintain a record of the ages of all such persons for the purpose of assuring that all such persons between the ages of eighteen and twenty-one receive proper absentee ballots to vote for federally elected officials."**

And renumber the lines, sections, and pages accordingly.

For the Senate:

Senator Freed
Senator Page
Senator Gronhovd

For the House:

Rep. Stone
Rep. Mertens
Rep. Murphy

Rep. Stone moved that the report be adopted, which motion prevailed.

MOTION

Rep. Murphy moved that the rules be suspended, that House Bill No. 1534 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1534. A Bill for an Act to create and enact sections 16-04-15.2, 16-11-05.1, and 16-18-06.1 of the North Dakota Century Code; and to amend and reenact sections 16-01-03, 16-04-17, 16-10-12.1, 16-11-12, 16-18-11, 16-18-12, and subsection 2 of section 16-21-02 of the North Dakota Century Code, relating to the preparation of ballots for and the operation of voting machines by persons eighteen to twenty-one years of age in voting for elected federal officials and providing a form for the application for absentee ballots and to provide that precincts shall be arranged on voting machines according to the total votes cast in the previous general election for governor, and to provide for the placement of names on ballots and voting machines in races having more than three candidates.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 80; nays, 9; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Patrick
Atkinson	Gunderson	Larson, G.	Peterson, R.
Austin	Halcrow	Larson, L.	Raile

Berg	Haman	Laughlin	Raymond
Boustead	Haugland	Lee	Riemers
Bunker	Hausauer, A.	Linderman	Rivinius
DeKrey	Henning	Livingston	Rolfstrud
Dick	Henry	McGauvran	Rundle
Dotzenrod	Hensrud	McGeehan	Sandness
Eagles	Hentges	Mertens	Shablow
Erickson, K.	Herman	Metzger	Stone
Erickson, W.	Hickle	Meyer	Streibel
Fleming	Hildebrand	Miedema	Tweten
Gackle	Hoffner	Miller, B.	Walsh
Ganser	Jacobson	Miller, E.	Weber
Gengler	Jenkins	Moore	Welder
Gerl	Johnson, H.	Murphy	White
Giffey	Kieffer	Mushik	Wilkie
Glaspey	Kingsbury	Olienyk	Winge
Grant	Knudson	Opedahl	Mr. Speaker

Those voting in the negative were:

Boyum	Hausauer, R.	Rice	Stoltenow
Brekke	Lundene	Rocheleau	Strinden
DeGroot			

Absent and not voting:

Backes	Johnson, K.	Solberg	Ulvedal
Dornacker	Peterson, J.	Thorsgard	Wagner
Hilleboe			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the House stand recessed for one hour, which motion prevailed.

The House reconvened with Speaker Bier presiding.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 1004
 House Bill No. 1015
 House Bill No. 1070
 House Bill No. 1325
 House Bill No. 1352
 House Bill No. 1389
 House Bill No. 1550
 House Concurrent Resolution No. 3028

Very respectfully,
 ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Representatives:
 Kingsbury
 Henning
 Mertens
 to serve on Senate Bill No. 2009

Representatives:
 Wagner
 Thorsgard
 Opedahl
 to serve on Senate Bill No. 2122

Representatives:

Tweten
L. Hausauer
Linderman

to serve on Senate Bill No. 2001

Representatives:

Halcrow
Henning
Rolfstrud

to serve on Senate Bill No. 2003

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 1021
House Bill No. 1089
House Bill No. 1368

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Representatives:

Halcrow
Tweten
Linderman

House Bill No. 1021

Representatives:

Miedema
J. Peterson
Rolfstrud

House Bill No. 1089

Representatives:

Jenkins
L. Hausauer
Anderson

House Bill No. 1368

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, on:

Senate Bill No. 2045

Representatives:
Dornacker
Boustead
Backes

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that House has refused to concur in the Senate amendment to:

House Bill No. 1492

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Representatives:

Dornacker
K. Johnson
Backes

Very respectfully,
ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to return.
Senate Bill No. 2042
Which the House has amended.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1306

And the committees having been unable to agree, the Speaker appointed as a new conference committee.

Representatives:

Hentges
Ganser
Glaspey

Very respectfully,
ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, on:

Senate Bill No. 2509

Representatives:
Strinden
Moore
Backes

Very respectfully,
ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, on:

Senate Bill No. 2006

Representatives:
Wagner
J. Peterson
Solberg

Very respectfully,
ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 1017
House Bill No. 1024
House Bill No. 1399
House Bill No. 1503
House Bill No. 1558

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1534
Senate Bill No. 2007
Senate Bill No. 2306

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to:

House Bill No. 1554

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Representatives:
L. Hausauer
Miedema
Solberg

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to return:
Senate Bill No. 2022

On which the House has not adopted the conference committee report and the Speaker has appointed as a new conference committee:

Representatives:
Jenkins
Henning
Anderson

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1022
House Bill No. 1102
House Bill No. 1140

Very respectfully,
ROY GILBREATH, Chief Clerk

MESSAGES TO THE SENATE

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to inform you the House has reconsidered the action by which it did not concur on Senate amendments to:

House Concurrent Resolution No. 3083
And has concurred in the Senate amendments to:
House Concurrent Resolution No. 3083

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to return:
Senate Concurrent Resolution No. 4023

Senate Concurrent Resolution No. 4027
 Senate Concurrent Resolution No. 4028
 Senate Concurrent Resolution No. 4029
 Senate Concurrent Resolution No. 4033
 Senate Concurrent Resolution No. 4035
 Senate Concurrent Resolution No. 4042
 Senate Concurrent Resolution No. 4065
 Senate Concurrent Resolution No. 4066
 Senate Concurrent Resolution No. 4074
 Senate Concurrent Resolution No. 4083
 Senate Concurrent Resolution No. 4092
 Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber
 Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1003
 House Bill No. 1006
 House Bill No. 1008
 House Bill No. 1012
 House Bill No. 1028
 House Bill No. 1032
 House Bill No. 1054
 House Bill No. 1058
 House Bill No. 1097
 House Bill No. 1113
 House Bill No. 1158
 House Bill No. 1159
 House Bill No. 1170
 House Bill No. 1192
 House Bill No. 1201
 House Bill No. 1220
 House Bill No. 1235
 House Bill No. 1238
 House Bill No. 1275
 House Bill No. 1336
 House Bill No. 1353
 House Bill No. 1413
 House Bill No. 1421
 House Bill No. 1430
 House Bill No. 1435
 House Bill No. 1437
 House Bill No. 1439
 House Bill No. 1441
 House Bill No. 1442
 House Bill No. 1444
 House Bill No. 1445
 House Bill No. 1508
 House Bill No. 1521
 House Bill No. 1556

Which the President has signed.

LEO LEIDHOLM, Secretary

MOTIONS

Rep. Rundle moved that the House not concur on Senate amendments to House Bill No. 1547, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Knudson moved that the House reconsider the action by which House Bill No. 1545 was passed, which motion prevailed.

Rep. Knudson moved that the House reconsider the action by

Austin	Gunderson	Lee	Rice
Berg	Halcrow	Linderman	Rivinius
Boustead	Haman	Livingston	Rocheleau
Boyum	Haugland	Lundene	Rolfstrud
Brekke	Hausauer, A.	McGauvran	Rundle
Bunker	Hausauer, R.	McGeehan	Sandness
DeGroot	Henry	Mertens	Shablow
DeKrey	Hensrud	Metzger	Solberg
Dick	Hickle	Meyer	Stoltenow
Dornacker	Hildebrand	Miedema	Stone
Dotzenrod	Hilleboe	Miller, B.	Streibel
Eagles	Hoffner	Miller, E.	Strinden
Erickson, K.	Jacobson	Moore	Thorsgard
Erickson, W.	Jenkins	Murphy	Wagner
Fleming	Johnson, H.	Mushik	Walsh
Gackle	Johnson, K.	Olienyk	Weber
Ganser	Kieffer	Opedahl	Welder
Gengler	Kingsbury	Patrick	Wilkie
Gerl	Knudson	Peterson, J.	Winge
Giffey	Lang	Peterson, R.	Mr. Speaker
Glaspey	Larson, G.	Raile	

Absent and not voting:

Backes	Tweten	Ulvedal	White
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So the bill lost.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1308

Which the Senate has failed to pass.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1306

On which the Senate has adopted the conference committee report and the President has appointed as a new conference committee:

Senators:

Ringsak

Thane

Page

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 2010

Senate Bill No. 2014

Senate Bill No. 2042

Senate Bill No. 2348

Senate Bill No. 2381

Refused to concur in the House amendment to:

Senate Bill No. 2023

Senate Bill No. 2093

Senate Bill No. 2367

And the President has appointed as a conference committee to act with a like committee from the House,

Senators:

Lips

Strinden
L. Larson
To serve on Senate Bill No. 2023

Senators:
Wilhite
Strinden
Nasset
To serve on Senate Bill No. 2093

Senators:
Wilhite
Strinden
Nasset
To serve on Senate Bill No. 2367

Very respectfully,
LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1022
House Bill No. 1053
House Bill No. 1077
House Bill No. 1102

On which the Senate has adopted the conference committee report.
LEO LEIDHOLM, Secretary

REPORTS OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1003
House Bill No. 1006
House Bill No. 1008
House Bill No. 1012
House Bill No. 1028
House Bill No. 1032
House Bill No. 1054
House Bill No. 1058
House Bill No. 1097
House Bill No. 1113
House Bill No. 1158
House Bill No. 1159
House Bill No. 1170
House Bill No. 1192
House Bill No. 1201
House Bill No. 1220
House Bill No. 1235
House Bill No. 1238
House Bill No. 1275
House Bill No. 1336
House Bill No. 1353
House Bill No. 1413
House Bill No. 1421
House Bill No. 1430
House Bill No. 1435
House Bill No. 1437
House Bill No. 1439
House Bill No. 1441
House Bill No. 1442
House Bill No. 1444
House Bill No. 1445
House Bill No. 1508

Were delivered to the Governor for his approval at the hour of 11:10 o'clock a.m., March 16, 1971.

REP. MIEDEMA, Chairman

The committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1521

House Bill No. 1556

Were delivered to the Governor for his approval at the hour of 11:10 o'clock a.m., March 16, 1971.

REP. MIEDEMA, Chairman

Rep. Strinden moved that the House stand recessed for one and one-half hours, which motion prevailed.

The House reconvened with Speaker Bier presiding.

MOTION

Rep. Solberg moved that the following remarks of Rep. Giffey be printed in the Journal, which motion prevailed.

Rep. Giffey: "Mr. Speaker:

"House Republican Majority Leader Streibel and his assistant, Representative Strinden, have objected to statements made in an editorial that appeared in the March, 1971 Rural Electric Cooperative magazine and to the magazine's policy of publishing voting records.

"The two Republican leaders maintained they had not made the consideration of the REC's Consumer Power District Bill No. 1377 a political issue, although Representative Strinden admitted he was responsible for having placed on all Republican House member's desks, a few minutes before consideration of the committee report to indefinitely postpone the bill, the following memorandum:

"ATTENTION ALL REPUBLICAN HOUSE MEMBERS

HOUSE BILL No. 1377

ON THE 5th ORDER

Moved by the Committee on Business, Industry and Labor for indefinite postponement by a vote of 9 - 6. Although this bill has crossed political lines to an extent, the Republican leadership anticipates a solid Democrat vote against the Committee recommendation for indefinite postponement. House bill No. 1377 is a far reaching proposal that could lead to a state power system. The leadership urges support for an indefinite postponement!

"I submit to the members of this House that the very language used in the above memorandum does at least attempt to place the consideration of House Bill No. 1377 along party lines and not on the merits of the bill. The final vote on the committee report certainly indicates that this attempt was quite successful, as only four Republican House members chose to not follow their leader's request, and voted for the bill. The other 54 members of the Republican majority voted to indefinitely postpone the bill, along with 5 members of the Democratic party.

"House Bill No. 1377 was a bill to allow people to form consumer power districts if they wished. Upon formation of a power district, the district would become a political entity and would have power to issue revenue bonds for funding of generation plants and transmission lines. The low interest Federal funding has been declining and is not expected to meet the financial needs for power development in the near future. The consumer power district revenue bonds would be the next cheapest funding and we should prepare for it now. It takes about seven years to plan, design, and construct a power generation plant. Also, the power needs double about every seven years, so the need is here.

"I was disappointed and surprised to hear the two Republican floor leaders say they objected to the R.E.C. magazine publishing editorials and voting records of legislators I feel the R.E.C.'s have just as much right to editorialize and publish voting records as any other paper or publication. If the patron members feel the

leadership of the R.E.C. is not reflecting the views of the majority of the patrons, then it is the patron's duty to go to their annual meetings and elect new directors.

"It is obvious to me that most of the Republican House members and the Republican party feel they have an obligation to the investor owned utilities and they recognized their obligation in defeating the Consumer Power District bill."

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Concurrent Resolution No. 3076

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2489

Which the House has failed to pass.

ROY GILBREATH, Chief Clerk

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4059. A Concurrent Resolution relating to the disposition of various bills pending before the Forty-second Legislative Assembly, relating to the reorganization of state services and generally following the import of Executive Order No. 49 issued by Governor William L. Guy, and dealing with regionalization of state services.

Was read the first time and placed on the calendar.

Senate Concurrent Resolution No. 4070. A Concurrent Resolution directing an interagency study for the development of a comprehensive mined-land reclamation policy.

Was read the first time and placed on the calendar.

Senate Concurrent Resolution No. 4085. A Concurrent Resolution urging the North Dakota Judicial Council to take under consideration the problem of inadequate support payments for children left dependent through divorce and legal separation, and to recommend corrective procedures.

Was read the first time and placed on the calendar.

Senate Concurrent Resolution No. 4088. A Concurrent Resolution directing the State Auditing Board to determine and report fiscal irregularities and noncompliance with legislative intent.

Was read the first time and placed on the calendar.

MOTION

Rep. Streibel moved that the rules be suspended and that Senate Concurrent Resolutions Nos. 4059, 4070, 4085 and 4088 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4059. A Concurrent Resolution relating to the disposition of various bills pending before the Forty-second Legislative Assembly, relating to the reorganization of state services and generally following the import of Executive Order No. 49 issued by Governor William L. Guy, and dealing with regionalization of state services.

Which has been read.

Rep. Murphy requested a recorded roll call.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 13; nays, 71; absent and not voting, 14.

Those voting in the affirmative were:

Boyum	Hickle	Metzger	Rundle
Gackler	Lee	Murphy	Stoltenow
Hausauer, A.	Lundene	Rice	Welder
Henning			

Those voting in the negative were:

Anderson	Gerl	Johnson, K.	Peterson, R.
Atkinson	Giffey	Kieffer	Raile
Austin	Glaspey	Knudson	Raymond
Backes	Grant	Lang	Reimers
Berg	Gronneberg	Larson, G.	Rivinius
Boustead	Gunderson	Larson, L.	Rocheleau
Brekke	Haman	Laughlin	Sandness
Bunker	Haugland	Linderman	Shablow
DeGroot	Hausauer, R.	Livingston	Solberg
DeKrey	Henry	McGauvran	Stone
Dick	Hensrud	McGeehan	Streibel
Dotzenrod	Hentges	Mertens	Tweten
Eagles	Herman	Meyer	Walsh
Erickson, K.	Hildebrand	Miller, B.	Weber
Erickson, W.	Hoffner	Miller, E.	Wilkie
Fleming	Jacobson	Mushik	Winge
Ganser	Jenkins	Olienyk	Mr. Speaker
Gengler	Johnson, H.	Patrick	

Absent and not voting:

Dornacker	Miedema	Rolfstrud	Ulvedal
Halcrow	Moore	Strinden	Wagner
Hilleboe	Opedahl	Thorsgard	White
Kingsbury	Peterson, J.		

So the Senate Concurrent Resolution was declared lost.

EXPLANATION OF VOTE ON
SENATE CONCURRENT RESOLUTION No. 4059

Rep. Bunker: "It was very difficult to vote for this Resolution when there was no one to explain the bill."

SECOND READING OF
SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4070. A Concurrent Resolution directing an interagency study for the development of a comprehensive mined-land reclamation policy.

Which has been read.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 29; nays, 51; absent and not voting, 18.

Those voting in the affirmative were:

Anderson	Gunderson	Lang	Opedahl
Atkinson	Hausauer, A.	Lundene	Rice
DeGroot	Henning	McGeehan	Rocheleau
Erickson, K.	Hickle	Metzger	Solberg
Erickson, W.	Hoffner	Miller, E.	Walsh
Fleming	Jacobson	Mushik	Wilkie
Gengler	Kieffer	Olienyk	Winge
Grant			

Those voting in the negative were:

Austin	Giffey	Johnson, K.	Patrick
Berg	Gronneberg	Kingsbury	Raile

Boustead	Halcrow	Knudson	Rivinius
Boyum	Haman	Larson, G.	Rundle
Brekke	Haugland	Larson, L.	Sandness
Bunker	Hausauer, R.	Laughlin	Shablow
DeKrey	Henry	Lee	Stoltenow
Dick	Hensrud	Livingston	Stone
Dotzenrod	Hentges	McGauvran	Streibel
Eagles	Herman	Mertens	Twetten
Gackle	Hildebrand	Meyer	Welder
Ganser	Jenkins	Miller, B.	Mr. Speaker
Gerl	Johnson, H.	Murphy	

Absent and not voting:

Linderman	Miedema	Riemers	Ulvedal
Backes	Moore	Rolfstrud	Wagner
Dornacker	Peterson, J.	Strinden	Weber
Glaspey	Peterson, R.	Thorsgard	White
Hilleboe	Raymond		

So the Senate Concurrent Resolution was declared lost.

Senate Concurrent Resolution No. 4085. A Concurrent Resolution urging the North Dakota Judicial Council to take under consideration the problem of inadequate support payments for children left dependent through divorce and legal separation, and to recommend corrective procedures.

Which has been read.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

Senate Concurrent Resolution No. 4088. A Concurrent Resolution directing the State Auditing Board to determine and report fiscal irregularities and noncompliance with legislative intent.

Which has been read.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared lost on a voice vote.

MOTIONS

Rep. Eagles moved that the House concur in the Senate amendments to House Bill No. 1456, which motion prevailed.

Rep. Eagles moved that the rules be suspended and that House Bill No. 1456 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1456. A Bill for an Act to create and enact sections 50-11-01.1, 50-11-01.2, and 50-11-01.3 of the North Dakota Century Code, defining a family day care home for children, a day care center for children, and providing for the use of public funds.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 79; nays, 5; absent and not voting, 14.

Those voting in the affirmative were:

Anderson	Grant	Kieffer	Peterson, R.
Atkinson	Gronneberg	Knudson	Raile
Austin	Gunderson	Lang	Raymond
Berg	Halcrow	Larson, G.	Reimers
Boyum	Haugland	Larson, L.	Rundle
Brekke	Hausauer, A.	Lee	Sandness
Bunker	Hausauer, R.	Linderman	Shablow
DeGroot	Henning	Livingston	Solberg

DeKrey	Henry	Lundene	Stoltenow
Dick	Hensrud	McGauvran	Stone
Dotzenrod	Hentges	McGeehan	Streibel
Eagles	Herman	Mertens	Tweten
Erickson, K.	Hickle	Metzger	Wagner
Erickson, W.	Hildebrand	Miller, B.	Walsh
Fleming	Hilleboe	Miller, E.	Weber
Gackle	Hoffner	Murphy	Welder
Ganser	Jacobson	Mushik	Wilkie
Gengler	Jenkins	Olienyk	Winge
Gerl	Johnson, H.	Opedahl	Mr. Speaker
Giffey	Johnson, K.	Patrick	

Those voting in the negative were:

Haman	Meyer	Rivinius	Rocheleau
Kingsbury			

Absent and not voting:

Backes	Laughlin	Rice	Thorsgard
Boustead	Miedema	Rolfsrud	Ulvedal
Dornacker	Moore	Strinden	White
Glaspey	Peterson, J.		

So the bill passed and the title was agreed to.

MOTIONS

Rep. Reimers moved that the House concur in the Senate amendments to House Bill No. 1011, which motion prevailed.

Rep. Reimers moved that the rules be suspended and that House Bill No. 1011 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1011. A Bill for an Act making an appropriation for the maintenance and operation of the public welfare board and welfare programs administered by the public welfare board.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 1; absent and not voting, 14.

Those voting in the affirmative were:

Anderson	Gunderson	Larson, G.	Raymond
Atkinson	Haman	Larson, L.	Reimers
Austin	Haugland	Laughlin	Rice
Berg	Hausauer, A.	Lee	Rivinius
Bunker	Hausauer, R.	Linderman	Rocheleau
DeGroot	Henning	Livingston	Rundle
DeKrey	Henry	Lundene	Sandness
Dick	Hensrud	McGauvran	Shablow
Dotzenrod	Hentges	McGeehan	Solberg
Eagles	Herman	Mertens	Stoltenow
Erickson, K.	Hickle	Metzger	Stone
Erickson, W.	Hildebrand	Meyer	Streibel
Fleming	Hilleboe	Miller, B.	Tweten
Gackle	Hoffner	Miller, E.	Wagner
Ganser	Jacobson	Murphy	Walsh
Gengler	Jenkins	Mushik	Weber
Gerl	Johnson, K.	Olienyk	Welder
Giffey	Kieffer	Opedahl	Wilkie
Glaspey	Kingsbury	Patrick	Winge
Grant	Knudson	Peterson, R.	Mr. Speaker
Gronneberg	Lang	Raile	

Those voting in the negative were:

Brekke

Absent and not voting:

Backes	Halcrow	Peterson, J.	Thorsgard
Boustead	Johnson, H.	Rolfsrud	Ulvedal
Boyum	Miedema	Strinden	White
Dornacker	Moore		

So the bill passed and the title was agreed to.

Rep. Eagles moved that the House reconsider the action by which House Bill No. 1111 was lost, which motion prevailed.

Rep. Eagles moved that the House reconsider the action by which it concurred in the Senate amendments to House Bill No. 1111, which motion prevailed.

Rep. Eagles moved that the House not concur on the Senate amendments to House Bill No. 1111, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Streibel moved that the House stand recessed for forty minutes, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Bier presiding.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2003 has had the same under consideration and recommends that the Senate accede to the House amendments.

For the House:

Rep. Halcrow
Rep. Henning
Rep. Rolfsrud

For the Senate:

Senator Wenstrom
Senator Lips
Senator Swedlund

Rep. Halcrow moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has reconsidered the action by which the House concurred in the Senate amendments to:

House Bill No. 1545

And the Speaker has appointed as a new Conference Committee: Representatives:

Stoltenow
Raymond
Mushik

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1534

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2003

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on:

House Bill No. 1545

Senators:
Holand
Pyle
Van Horn

Very respectfully,
LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to transmit:
Senate Bill No. 2022

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on:

House Bill No. 1001
House Bill No. 1021
House Bill No. 1089
House Bill No. 1368
House Bill No. 1492
House Bill No. 1554

Senators:
Robinson
Strinden
Swedlund
to serve on House Bill No. 1001

Senators:
Melland
Litten
L. Larson
to serve on House Bill No. 1021

Senators:
Morgan
Pyle
Barth
to serve on House Bill No. 1089

Senators:
Litten
Strinden
Swedlund
to serve on House Bill No. 1368

Senators:
Wilhite
Doherty
Thoreson
to serve on House Bill No. 1492

Senators:
Lips
Melland
L. Larson
to serve on House Bill No. 1554

Very respectfully,
LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to:

Senate Bill No. 2457

And the President has appointed as a conference committee to act with a like committee from the House,

Senators:
Wilhite
Doherty
Thoreson

Very respectfully,
LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on:

House Bill No. 1229

House Bill No. 1254

Senators:
Redlin
Longmire
Just

to serve on House Bill No. 1229

Senators:
Redlin
Longmire
Just

to serve on House Bill No. 1254

Very respectfully,
LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1053

House Bill No. 1077

House Bill No. 1229

House Bill No. 1246

House Bill No. 1254

Very respectfully,
ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1140

House Bill No. 1229

House Bill No. 1246

House Bill No. 1254

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

MOTION

Rep. Knudson moved that the House concur in the Senate amendments to House Bill No. 1517.

Rep. Shablow moved a substitute motion that the House not concur in the Senate amendments to House Bill No. 1517, and Confer-

ence Committee be appointed to meet with a like committee from the Senate, which motion prevailed on a division vote.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1203 has had the same under consideration and recommends that the Senate recede from its amendments and that House Bill No. 1203 be further amended as follows:

On page 1, line 17, after the word "constructing" insert the words "or purchasing"

For the Senate:
 Senator Lips
 Senator Litten
 Senator Larson

For the House:
 Rep. L. Hausauer
 Rep. Mertens
 Rep. Jenkins

Rep. L. Hausauer moved that the report be adopted, which motion prevailed.

MOTION

Rep. L. Hausauer moved that the rules be suspended, that House Bill No. 1203 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1203. A Bill for an Act to authorize the state board of higher education to sell self-liquidating tax-exempt bonds and provide for the use of the proceeds of such self-liquidating bonds for the purpose of constructing or purchasing revenue producing campus improvements at institutions of higher learning in this state under the jurisdiction of the board, at such maximum amounts, at such locations, and for such other purposes as are hereinafter provided.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 77; nays, 11; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Haman	Lang	Peterson, R.
Atkinson	Haugland	Larson, G.	Rice
Austin	Hausauer, A.	Larson, L.	Rocheleau
Berg	Hausauer, R.	Laughlin	Rundle
Boyum	Henning	Lee	Sandness
Brekke	Henry	Linderman	Shablow
DeGroot	Hensrud	Livingston	Solberg
Dick	Hentges	Lundene	Stoltenow
Dotzenrod	Herman	McGauvran	Stone
Eagles	Hickle	McGeehan	Streibel
Erickson, K.	Hildebrand	Mertens	Strinden
Fleming	Hoffner	Miedema	Thorsgard
Ganser	Jacobson	Miller, B.	Tweten
Gengler	Jenkins	Murphy	Wagner
Gerl	Johnson, H.	Mushik	Walsh
Giffey	Johnson, K.	Olienyk	Weber
Grant	Kieffer	Opedahl	Wilkie
Gronneberg	Kingsbury	Patrick	Winge
Gunderson	Knudson	Peterson, J.	Mr. Speaker
Halcrow			

Those voting in the negative were:

DeKrey	Metzger	Raile	Rolfstrud
Gackle	Meyer	Raymond	Welder
Glaspey	Miller, E.	Rivinius	

Absent and not voting:

Backes	Dornacker	Moore	Ulvedal
Boustead	Erickson, W.	Reimers	White
Bunker	Hilleboe		

So the bill passed and the title was agreed to.

MOTIONS

Rep. Hentges moved that the House concur in the Senate amendments to House Bill No. 1538, which motion prevailed.

Rep. Hentges moved that the rules be suspended and that House Bill No. 1538 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1538. A Bill for an Act to provide for the humane treatment of animals and to provide penalties for their inhumane treatment; to repeal sections 36-21-02, 36-21-03, 36-21-06, 36-21-07, 36-21-08, and 36-21-09 of the North Dakota Century Code; and providing penalties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 73; nays, 15; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Peterson, J.
Atkinson	Gronneberg	Larson, L.	Peterson, R.
Austin	Halcrow	Laughlin	Raile
Backes	Haugland	Lee	Reimers
Boyum	Hausauer, R.	Linderman	Rice
Brekke	Henning	Livingston	Rivinius
Bunker	Henry	Lundene	Rolfsrud
DeGroot	Hensrud	McGauvran	Rundle
Dick	Hentges	McGeehan	Shablou
Dotzenrod	Herman	Mertens	Solberg
Eagles	Hildebrand	Metzger	Stone
Erickson, K.	Hoffner	Miedema	Streibel
Erickson, W.	Jacobson	Miller, B.	Tweten
Fleming	Johnson, H.	Miller, E.	Walsh
Gackle	Johnson, K.	Moore	Weber
Ganser	Kieffer	Mushik	Wilkie
Gerl	Kingsbury	Opedahl	Winge
Giffey	Lang	Patrick	Mr. Speaker
Glaspay			

Those voting in the negative were:

Berg	Haman	Murphy	Stoltenow
DeKrey	Hausauer, A.	Olienyk	Thorsgard
Gengler	Hickle	Rocheleau	Welder
Gunderson	Meyer	Sandness	

Absent and not voting:

Boustead	Jenkins	Strinden	Wagner
Dornacker	Knudson	Ulvedal	White
Hilleboe	Raymond		

So the bill passed and the title was agreed to.

MOTIONS

Rep. Reimers moved that the House reconsider the action by which the House adopted the Conference Committee Report on Senate Bill No. 2002, which motion prevailed.

Rep. Reimers moved that a new Conference Committee be appointed to act with a like committee from the Senate on Senate Bill No. 2002, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bier announced the appointment of the following Conference Committee on:

Senate Bill No. 2002

Representatives:

Tweten
Olienyk
Opedahl

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2022 has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate:

Senator Wenstrom
Senator Jones
Senator L. Larson

For the House:

Rep. Jenkins
Rep. Henning
Rep. Anderson

Rep. Jenkins moved that the report be adopted, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Bier announced the appointment of the following Conference Committees:

On Senate Bill No. 2367:

Representatives:

Wagner
Jenkins
Opedahl

On Senate Bill No. 2093:

Representatives:

R. Peterson
Hildebrand
Giffey

On Senate Bill No. 2023:

Representatives:

Henning
Tweten
H. Johnson

On House Bill No. 1111:

Representatives:

Eagles
Raymond
Lundene

On House Bill No. 1547:

Representatives:

Strinden
Moore
Backes

On House Bill No. 1517:

Representatives:

Knudson
G. Larson
Mushik

MOTION

Rep. Streibel moved that Rep. Weber be substituted for Rep. Backes on the Conference Committee on House Bill No. 1492, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has reconsidered the action by which it adopted the Conference Committee Report on Senate Bill No. 2002, and the Speaker has appointed as a new Conference Committee:

Rep. Tweten
Rep. Olienyk
Rep. Opedahl

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2002
Senate Bill No. 2009
Senate Bill No. 2122

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2002 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill No. 2002 be amended as follows:

On page 2 of the engrossed bill, line 7 delete the figure "226,662.00" and insert in lieu thereof the figure "235,662.00"

On page 2, line 9 delete the figure "4,630.00" and insert in lieu thereof the figure "5,630.00"

On page 2, line 11 delete the figure "256,551.00" and insert in lieu thereof the figure "266,551.00"

On page 2, line 14 delete the figure "1,861,650.00" and insert in lieu thereof the figure "2,068,500.00"

On page 2, line 15 delete the figure "1,861,650.00" and insert in lieu thereof the figure "2,068,500.00"

On page 2, line 21 delete the words: "STATE COMMISSION ON ALCOHOLISM" and insert in lieu thereof the words: "DIVISION OF ALCOHOLISM AND DRUG ABUSE -- STATE HEALTH DEPARTMENT"

On page 2, line 33 delete the figure "2,436,486.00" and insert in lieu thereof the figure "2,653,336.00"

And renumber the lines and pages accordingly.

The Purpose of the Amendment: The budget for the Board of Higher Education was increased to provide for an additional secretary. The budget to aid to junior colleges was increased to allow for increase in tuition. The name for Alcoholism Commission was changed in order to transfer this to the Health Department.

For the Senate:
Senator Robinson
Senator Jones
Senator Larson

For the House:
Rep. Tweten
Rep. Olienyk
Rep. Opedahl

Rep. Tweten moved that the report be adopted, which motion prevailed.

MOTION

Rep. Tweten moved that the rules be suspended and that Senate Bill No. 2002 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2002. A Bill for an Act to appropriate money for the expenses of the educational departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriations shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 75; nays, 3; absent and not voting, 20.

Those voting in the affirmative were:

Atkinson	Grant	Larson, L.	Rice
Austin	Gronneberg	Laughlin	Rivinius
Berg	Gunderson	Lee	Rocheleau
Boustead	Haman	Linderman	Rolfsrud
Boyum	Haugland	Livingston	Rundle
Brekke	Hausauer, A.	Lundene	Sandness
Bunker	Henning	McGauvran	Shablow
DeGroot	Henry	McGeehan	Solberg
DeKrey	Hentges	Mertens	Stone
Dick	Herman	Metzger	Streibel
Dotzenrod	Hickle	Meyer	Thorsgard
Eagles	Hildebrand	Miedema	Tweten
Erickson, K.	Hoffner	Miller, B.	Wagner
Erickson, W.	Jacobson	Miller, E.	Walsh
Fleming	Johnson, H.	Olienyk	Welder
Ganser	Johnson, K.	Opedahl	Wilkie
Gengler	Kieffer	Patrick	Winge
Gerl	Kingsbury	Peterson, J.	Mr. Speaker
Glaspey	Lang	Reimers	

Those voting in the negative were:

Gackle	Raile	Stoltenow
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Absent and not voting:

Anderson	Hausauer, R.	Larson, G.	Raymond
Backes	Hensrud	Moore	Strinden
Dornacker	Hilleboe	Murphy	Ulvedal
Giffey	Jenkins	Mushik	Weber
Halcrow	Knudson	Peterson, R.	White

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Bier announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Ruel Harrison, and Rep. Harrison was thereupon introduced to the House.

MOTION

Rep. Gengler moved that the following remarks of Rep. Gerl be printed in the Journal, which motion prevailed.

Rep. Gerl:

"Mr. Speaker: This session several pieces of so-called labor legislation were introduced. In looking up the meaning of the word 'labor' in Rep. Hentges' dictionary, I found two definitions that fit the situation. One is 'to work for wages,' and the other is the 'physical effort of child birth.' Perhaps it is needless to say that the preg-

nant ideas regarding labor legislation had an abortion performed on them. But this labor legislation was introduced for the purpose of effecting some social economic change for the working men and women in the state. The wage structure and working conditions of many North Dakotans are deplorable. This is true in much of the private sector as well as the public.

"Now I'm not going to expound on the virtue of labor. But why do so many in this Assembly fear labor and labor unions? Is it because of the big headlines given to people like the Dave Becks and unlawful strikes? I heard it so often in committee — some would quote verbatim certain headlines such as 'Cops on Strike,' 'Claim Blue Flu' or 'Teachers Strike in Chicago — 16,000 Children Out of School.'

"These are facts and they were reported as such, but too many people say 'All I know is what I read in the paper.' Well, there is a lot more to knowledge than just what we read in the paper.

"I hope that when most of you return to this Assembly in 1973, you will have made a small objective study in the labor area. And, when you read a paper or listen to the news where some union activity is involved, please look and listen objectively.

"When labor laws are concerned, North Dakota is in the Dark Ages. We have all but gone on witch hunts. I think that all of us are cognizant of the fact that some change is needed in our labor laws. Yesterday we heard some good advice from the majority floor leader when he used phrases such as 'government that is responsive to the needs of the people' and 'government must change where change is required.'

"I submit to you that if these needs are not met and our restrictive laws are not changed, we will continue to lose our most valuable assets — not wheat, lignite or electrical power — but our youth, who were educated and trained in North Dakota.

"Mr. Speaker and members of this Assembly, I wish to express my thanks for the friendship that all of you have extended to me. I only wish that it would have also extended to some of my bills."

Rep. Streibel moved that the House stand recessed for one hour, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Bier presiding.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 1538

Very respectfully,
ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1021 has had the same under consideration and recommends that the Senate recede from its amendments and that House Bill No. 1021 be amended as follows:

On page 1, line 12, delete the figure "3,893,065.00" and insert in lieu thereof the figure "3,734,785.00"

On page 1, line 17, delete the figure "2,431,165.00" and insert in lieu thereof the figure "2,290,385.00"

On page 1, line 18, delete the figure "1,154,900.00" and insert in lieu thereof the figure "1,066,900.00"

On page 1, line 20, delete the figure "229,500.00" and insert in lieu thereof the figure "300,000.00"

On page 1, line 21, delete the figure "3,893,065.00" and insert in lieu thereof the figure "3,734,785.00"

And renumber the lines and pages accordingly.

For the House:

Rep. Halcrow
Rep. Tweten
Rep. Linderman

For the Senate:

Senator Melland
Senator Litten
Senator L. Larson

Rep. Halcrow moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Tweten moved that the rules be suspended, that House Bill No. 1021 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1021. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the North Dakota mill and elevator association.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Grant	Lang	Peterson, R.
Atkinson	Gronneberg	Larson, G.	Raile
Austin	Halcrow	Larson, L.	Reimers
Backes	Haman	Laughlin	Rivinius
Boustead	Haugland	Lee	Rocheleau
Boyum	Hausauer, A.	Linderman	Rolfstrud
Brekke	Hausauer, R.	Livingston	Sandness
Bunker	Henning	Lundene	Shablow
DeGroot	Henry	McGauvran	Solberg
DeKrey	Hensrud	McGeehan	Stoltenow
Dick	Hentges	Mertens	Stone
Dotzenrod	Herman	Metzger	Streibel
Eagles	Hickle	Meyer	Strinden
Erickson, K.	Hildebrand	Miller, B.	Tweten
Erickson, W.	Hoffner	Miller, E.	Wagner
Fleming	Jacobson	Murphy	Walsh
Gackle	Jenkins	Mushik	Weber
Ganser	Johnson, H.	Olienyk	Welder
Gengler	Johnson, K.	Opedahl	Wilkie
Gerl	Kieffer	Patrick	Winge
Giffey	Kingsbury	Peterson, J.	Mr. Speaker
Glaspey	Knudson		

Absent and not voting:

Berg	Hilleboe	Raymond	Thorsgard
Dornacker	Miedema	Rice	Ulvedal
Gunderson	Moore	Rundle	White

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2009 has had the same under consideration and recommends that the House recede from its amendments and Senate Bill No. 2009 be amended as follows:

On page 1, of the engrossed bill in line 3 after the word "North Dakota" insert the following: "; and declaring an emergency"

On page 1, line 11, delete the figure "1,163,171.00" and insert in lieu thereof the figure "1,168,171.00"

On page 1, line 18 delete the figure "111,295.00" and insert in lieu thereof the figure "116,295.00"

On page 1, after line 22, add the following: "The above two line items of this Act are hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

On page 1, line 24 delete the figure "1,163,171.00" and insert in lieu thereof the figure "1,168,171.00"

On page 2 line 2 delete the figure "863,195.00" and insert in lieu thereof the figure "868,195.00"

On page 2, after line 10 add the following:

"SECTION 3. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval on such items or subdivisions as are designated to be made available immediately on passage and approval."

And renumber the lines and pages accordingly.

For the Senate:

Senator Jones
Senator Schultz
Senator L. Larson

For the House:

Rep. Kingsbury
Rep. Henning
Rep. Mertens

Rep. Kingsbury moved that the report be adopted, which motion prevailed.

MOTION

Rep. Kingsbury moved that the rules be suspended and that Senate Bill No. 2009 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2009. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment of the school for the deaf at Devils Lake, North Dakota, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raymond
Atkinson	Gronneberg	Larson, L.	Reimers
Austin	Halcrow	Laughlin	Rice
Backes	Haman	Lee	Rivinius
Boustead	Haugland	Linderman	Rocheleau
Boyum	Hausauer, A.	Livingston	Rolfstrud
Brekke	Hausauer, R.	Lundene	Rundle
Bunker	Henning	McGauvran	Sandness
DeGroot	Henry	McGeehan	Shablow
DeKrey	Hensrud	Mertens	Solberg
Dick	Hentges	Metzger	Stoltenow
Dotzenrod	Herman	Meyer	Stone
Eagles	Hickle	Miller, B.	Streibel
Erickson, K.	Hildebrand	Miller, E.	Strinden
Erickson, W.	Hoffner	Murphy	Tweten
Fleming	Jacobson	Mushik	Walsh
Gackle	Johnson, H.	Olienyk	Weber

Ganser	Johnson, K.	Opedahl	Welder
Gengler	Kieffer	Patrick	Wilkie
Gerl	Kingsbury	Peterson, J.	Winge
Giffey	Knudson	Peterson, R.	Mr. Speaker
Glaspey	Lang	Raile	

Absent and not voting:

Berg	Hilleboe	Moore	Wagner
Dornacker	Jenkins	Thorsgard	White
Gunderson	Miedema	Ulvedal	

So the bill passed and the title was agreed to and the emergency clause was declared carried.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2122 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill No. 2122 be amended as follows:

On page 1, of the engrossed bill on line 2 delete the word "and"

On page 1, line 2 following the numerals "25-09-04.1" insert the following: ", and 25-09-11.1"

On page 1, line 19 delete both sets of triple parentheses; insert triple parentheses before and after the numerals "25-09-11" and insert in lieu thereof the underscored numerals "25-09-11.1"; and delete the underscored word "The"

On page 9, line 3 insert the following new section:

"SECTION 12.) Section 25-09-11.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

25-09-11.1 REDUCTIONS IN CLAIMS AGAINST RESIDENT PATIENTS OF THE GRAFTON STATE SCHOOL AND THEIR RESPONSIBLE RELATIVES. Upon filing a statement with the director of institutions certifying that making payments for the full cost of care and treatment would cause economic hardship, responsible relatives shall not be liable for more than a sum equal to six hundred dollars per annum, payable in equal monthly installments."

And renumber the lines and sections accordingly.

For the Senate:

Senator Melland
 Senator Litten
 Senator Swedlund

For the House:

Rep. Wagner
 Rep. Thorsgard
 Rep. Opedahl

Rep. Wagner moved that the report be adopted, which motion prevailed.

MOTION

Rep. Opedahl moved that the rules be suspended and that Senate Bill No. 2122 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2122. A Bill for an act to create and enact sections 25-09-02.1, 25-09-02.2, 25-09-03.1, 25-09-04.1, and 25-09-11.1 of the North Dakota Century Code; to amend and reenact sections 25-09-02, 25-09-03, 25-09-04, 25-09-05, 25-09-06, subsection 2 of section 25-09-07, and section 25-09-08 of the North Dakota Century Code; and to repeal section 25-09-11 of the North Dakota Century Code, all relating to the expenses of care and treatment of patients at the Grafton state school and the state hospital.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Anderson	Halcrow	Lee	Reimers
Atkinson	Haman	Linderman	Rice
Austin	Haugland	Livingston	Rivinius
Boustead	Hausauer, A.	Lundene	Rocheleau
Boyum	Hausauer, R.	McGauvran	Rolfsrud
Brekke	Henning	McGeehan	Rundle
Bunker	Henry	Mertens	Sandness
DeGroot	Hensrud	Metzger	Shablow
DeKrey	Hentges	Meyer	Solberg
Dick	Herman	Miller, B.	Stoltenow
Eagles	Hickle	Miller, E.	Stone
Erickson, K.	Hildebrand	Moore	Streibel
Erickson, W.	Hoffner	Murphy	Strinden
Fleming	Jacobson	Mushik	Tweten
Gackle	Jenkins	Olienyk	Wagner
Ganser	Johnson, H.	Opedahl	Walsh
Gengler	Johnson, K.	Patrick	Weber
Gerl	Kieffer	Peterson, J.	Welder
Giffey	Lang	Peterson, R.	Wilkie
Glaspey	Larson, G.	Raile	Winge
Grant	Larson, L.	Raymond	Mr. Speaker
Gronneberg	Laughlin		

Absent and not voting:

Backes	Dotzenrod	Kingsbury	Thorsgard
Berg	Gunderson	Knudson	Ulvedal
Dornacker	Hilleboe	Miedema	White

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 1011

House Bill No. 1456

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that Rep. Weber has been appointed to replace Rep. Backes on the Conference Committee on House Bill No. 1492.

ROY GILBREATH, Chief Clerk
House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

Senate Bill No. 2002

Senate Bill No. 2022

Very respectfully,
ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, on:

Senate Bill No. 2023
 Senate Bill No. 2093
 Senate Bill No. 2367

Representatives:

Henning
 Tweten
 H. Johnson

To serve on Senate Bill No. 2023

Representatives:

Wagner
 Jenkins
 Opedahl

To serve on Senate Bill No. 2367

Representatives:

R. Peterson
 Hildebrand
 Giffey

To serve on Senate Bill No. 2093

Very respectfully,
 ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 1111
 House Bill No. 1517
 House Bill No. 1547

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Representatives:

Eagles
 Raymond
 Lundene

To serve on House Bill No. 1111

Representatives:

Knudson
 G. Larson
 Mushik

To serve on House Bill No. 1517

Representatives:

Strinden
 Moore
 Backes

To serve on House Bill No. 1547

Very respectfully,
 ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1203

Very respectfully,
 ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1554 has had the same under consideration and recommends that the House do accede with the Senate amendments.

For the Senate:
 Senator Lips
 Senator Larson
 Senator Melland

For the House:
 Rep. L. Hausauer
 Rep. Miedema
 Rep. Solberg

Rep. L. Hausauer moved that the report be adopted, which motion prevailed.

MOTION

Rep. L. Hausauer moved that the rules be suspended, that House Bill No. 1554 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1554. A Bill for an Act to provide for a conditional transfer of funds to the college building fund and making an appropriation from the college building fund for the construction of college buildings and repealing chapter 157 of the 1967 Session Laws of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 35; nays, 55; absent and not voting, 8.

Those voting in the affirmative were:

Boyum	Henning	Lee	Stoltenow
Brekke	Hensrud	Miller, E.	Stone
Bunker	Hentges	Olienyk	Streibel
DeKrey	Herman	Peterson, J.	Strinden
Dick	Jenkins	Peterson, R.	Tweten
Dornacker	Johnson, K.	Raymond	Wagner
Eagles	Lang	Reimers	Winge
Ganser	Larson, G.	Rice	Mr. Speaker
Hausauer, R.	Larson, L.	Sandness	

Those voting in the negative were:

Anderson	Glaspay	Knudson	Opedahl
Atkinson	Grant	Laughlin	Patrick
Austin	Gronneberg	Linderman	Raile
Backes	Halcrow	Livingston	Rivinius
Boustead	Haman	Lundene	Rocheleau
DeGroot	Haugland	McGauvran	Rolfsrud
Dotzenrod	Hausauer, A.	McGeehan	Rundle
Erickson, K.	Henry	Mertens	Shablow
Erickson, W.	Hickle	Metzger	Solberg
Fleming	Hoffner	Meyer	Walsh
Gackle	Jacobson	Miller, B.	Weber
Gengler	Johnson, H.	Moore	Welder
Gerl	Kieffer	Murphy	Wilkie
Giffey	Kingsbury	Mushik	
Absent and not voting:			
Berg	Hildebrand	Miedema	Ulvedal
Gunderson	Hilleboe	Thorsgard	White

So the bill lost.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1089 has had the same under consideration and recommends that the House accede to the Senate amendments.

For the Senate:
 Senator Morgan

Senator Pyle
 Senator Barth
 For the House:
 Rep. J. Peterson
 Rep. Miedema
 Rep. Rolfsrud

Rep. J. Peterson moved that the report be adopted, which motion prevailed.

MOTION

Rep. J. Peterson moved that the rules be suspended, that House Bill No. 1089 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1089. A Bill for an Act to amend and reenact sections 4-13-04, 4-13-05, 4-13-06, and 4-13-07 of the North Dakota Century Code, relating to the appointment, qualifications, and compensation of members of the poultry improvement board.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 7; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Halcrow	Laughlin	Raymond
Austin	Haman	Lee	Reimers
Backes	Haugland	Linderman	Rice
Boyum	Hausauer, R.	Livingston	Rivinius
Brekke	Henning	Lundene	Rolfsrud
Bunker	Henry	McGauvran	Rundle
DeGroot	Hensrud	McGeehan	Sandness
DeKrey	Hentges	Mertens	Shablow
Dick	Herman	Metzger	Solberg
Dornacker	Hickle	Meyer	Stoltenow
Dotzenrod	Hildebrand	Miller, B.	Stone
Eagles	Hoffner	Miller, E.	Streibel
Erickson, K.	Jacobson	Moore	Strinden
Erickson, W.	Jenkins	Murphy	Tweten
Fleming	Johnson, H.	Mushik	Wagner
Gackle	Johnson, K.	Olienyk	Walsh
Ganser	Kieffer	Opedahl	Weber
Giffey	Kingsbury	Patrick	Wilkie
Glaspey	Lang	Peterson, J.	Winge
Grant	Larson, G.	Peterson, R.	Mr. Speaker
Gronneberg	Larson, L.		

Those voting in the negative were:

Boustead	Gerl	Raile	Welder
Gengler	Hausauer, A.	Rocheleau	

Absent and not voting:

Atkinson	Hilleboe	Miedema	Ulvedal
Berg	Knudson	Thorsgard	White
Gunderson			

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1545 has had the same under consideration and recommends that the Senate recede from its amendments and House Bill No. 1545 be amended as follows:

On page 1, line 2 of the engrossed bill after the second comma delete "15-53.1-27,"

Page 1, line 6 after the first comma "continuance of elementary schools,"

Page 4 delete all of lines 33 through 35

Page 5 delete all of lines 1 through 15

Renumber the pages, lines and sections accordingly.

For the Senate:

Senator Holand
Senator Van Horn
Senator Pyle

For the House:

Rep. Stoltenow
Rep. Mushik
Rep. Raymond

Rep. Stoltenow moved that the report be adopted, which motion prevailed.

MOTION

Rep. Stoltenow moved that the rules be suspended, that House Bill No. 1545 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1545. A Bill for an Act to amend and reenact sections 15-53.1-05, 15-53.1-06, 15-53.1-11, 15-53.1-35, and 15-53.1-36 of the North Dakota Century Code, as contained in section 9 of House Bill No. 1045, as approved by the Forty-second Legislative Assembly, relating to annexation hearings, county committees, attachment of contiguous territory to school districts, transfers of land upon reorganization or annexation, and publication of reorganization notices.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Raile
Austin	Halcrow	Laughlin	Raymond
Backes	Haman	Lee	Rice
Boustead	Haugland	Linderman	Rivinius
Boyum	Hausauer, A.	Livingston	Rocheleau
Brekke	Hausauer, R.	Lundene	Rolfsrud
Bunker	Henning	McGauvran	Rundle
DeGroot	Henry	McGeehan	Sandness
DeKrey	Hensrud	Mertens	Shablow
Dick	Hentges	Metzger	Solberg
Dotzenrod	Herman	Meyer	Stoltenow
Eagles	Hickle	Miller, B.	Stone
Erickson, K.	Hildebrand	Miller, E.	Streibel
Erickson, W.	Hoffner	Moore	Strinden
Fleming	Jacobson	Murphy	Tweten
Gackle	Jenkins	Mushik	Walsh
Ganser	Johnson, H.	Olienyk	Weber
Gengler	Johnson, K.	Opedahl	Welder
Gerl	Kieffer	Patrick	Wilkie
Giffey	Kingsbury	Peterson, J.	Winge
Glaspey	Lang	Peterson, R.	Mr. Speaker
Grant	Larson, G.		

Absent and not voting:

Atkinson	Gunderson	Miedema	Ulvedal
Berg	Hilleboe	Reimers	Wagner
Dornacker	Knudson	Thorsgard	White

So the bill passed and the title was agreed to.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1005
 House Bill No. 1014
 House Bill No. 1038
 House Bill No. 1042
 House Bill No. 1046
 House Bill No. 1047
 House Bill No. 1060
 House Bill No. 1064
 House Bill No. 1099
 House Bill No. 1108
 House Bill No. 1109
 House Bill No. 1110
 House Bill No. 1121
 House Bill No. 1174
 House Bill No. 1183
 House Bill No. 1218
 House Bill No. 1219
 House Bill No. 1288
 House Bill No. 1289
 House Bill No. 1293
 House Bill No. 1378
 House Bill No. 1386
 House Bill No. 1391
 House Bill No. 1397
 House Bill No. 1409
 House Bill No. 1410
 House Bill No. 1452
 House Bill No. 1522
 House Bill No. 1542
 House Bill No. 1559

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Rep. White moved that the report be adopted, which motion prevailed, and the report was adopted.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1018
 House Bill No. 1307
 House Bill No. 1478
 House Bill No. 1498
 House Bill No. 1553

And find the same correctly engrossed and enrolled.

REP. MIEDEMA, Chairman

Rep. White moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Streibel moved that the House stand recessed, pursuant to the call of the Chair, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Bier presiding.

MESSAGES TO THE SENATE

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to return:
Senate Concurrent Resolution No. 4085
Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk
House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1021
House Bill No. 1089
House Bill No. 1545

Very respectfully,
ROY GILBREATH, Chief Clerk
House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to return:
Senate Concurrent Resolution No. 4059
Senate Concurrent Resolution No. 4070
Senate Concurrent Resolution No. 4088
Which the House has failed to pass.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:
House Bill No. 1146
Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to transmit:
Senate Bill No. 2006
Senate Bill No. 2230
On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 2316
 Senate Bill No. 2352
 Senate Concurrent Resolution No. 4002
 Senate Concurrent Resolution No. 4025

Very respectfully,
 LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House on:

House Bill No. 1111
 House Bill No. 1517
 House Bill No. 1547

Senators:

Nething
 Freed
 Rait

to serve on House Bill No. 1111

Senators:

Holand
 Redlin
 Berube

to serve on House Bill No. 1517

Senators:

Hernett
 Goldberg
 Just

to serve on House Bill No. 1547

Very respectfully,
 LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2016
 Senate Bill No. 2019
 Senate Bill No. 2025
 Senate Bill No. 2026
 Senate Bill No. 2030
 Senate Bill No. 2067
 Senate Bill No. 2076
 Senate Bill No. 2110
 Senate Bill No. 2199
 Senate Bill No. 2203
 Senate Bill No. 2206
 Senate Bill No. 2208
 Senate Bill No. 2229
 Senate Bill No. 2269
 Senate Bill No. 2278
 Senate Bill No. 2283
 Senate Bill No. 2289
 Senate Bill No. 2290
 Senate Bill No. 2305
 Senate Bill No. 2310
 Senate Bill No. 2314
 Senate Bill No. 2332
 Senate Bill No. 2342
 Senate Bill No. 2352
 Senate Bill No. 2364
 Senate Bill No. 2378
 Senate Bill No. 2379

Senate Bill No. 2395
 Senate Bill No. 2446
 Senate Bill No. 2452
 Senate Bill No. 2463
 Senate Bill No. 2486
 Senate Bill No. 2503

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary
 Senate Chamber
 Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:
 House Bill No. 1203

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary
 Senate Chamber
 Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:
 House Bill No. 1021
 House Bill No. 1089
 House Bill No. 1545

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

MOTION

Rep. Streibel moved that the House request the return of House Bill No. 1177 from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bier announced the appointment of the following Conference Committee on:
 Senate Bill No. 2457

Representatives:

Jenkins
 L. Larson
 Linderman

Speaker Bier announced that Rep. Mertens would replace Rep. Linderman on the Conference Committee on Senate Bill No. 2457.

MOTIONS

Rep. Hoffner moved that the House reconsider the action by which House Bill No. 1554 was lost, which motion prevailed, on a division vote.

Rep. Hoffner moved that the House reconsider the action by which the House adopted the Conference Committee Report on House Bill No. 1554, which motion prevailed.

Rep. Hoffner moved that the House not adopt the Conference Committee Report on House Bill No. 1554, and that a new Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Olienyk moved that the House reconsider the action by which the House refused to concur in the Senate amendments to House Bill No. 1517, which motion was then withdrawn.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1111 has had the same under consideration and recommends that the House accede to the Senate amendments.

For the Senate:
 Senator Nething
 Senator Freed

Senator Rait

For the House:

Rep. Eagles

Rep. Raymond

Rep. Lundene

Rep. Eagles moved that the report be adopted, which motion prevailed.

MOTION

Rep. Eagles moved that the rules be suspended, that House Bill No. 1111 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1111. A Bill for an Act to permit a physician to examine and treat a minor for venereal disease without parental consent.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 67; nays, 18; absent and not voting, 13.

Those voting in the affirmative were:

Anderson	Gronneberg	Kieffer	Peterson, J
Backes	Gunderson	Knudson	Peterson, R.
Berg	Haman	Lang	Raymond
Boustead	Haugland	Larson, G.	Rice
Brekke	Hausauer, A.	Larson, L.	Rocheleau
Bunker	Hausauer, R.	Laughlin	Rolfsrud
DeGroot	Henning	Lee	Rundle
Dick	Henry	Livingston	Shablow
Dotzenrod	Hentges	Lundene	Streibel
Eagles	Herman	McGauvran	Thorsgard
Erickson, K.	Hickle	McGeehan	Wagner
Erickson, W.	Hildebrand	Mertens	Walsh
Fleming	Hoffner	Metzger	Weber
Gerl	Jacobson	Miedema	Wilkie
Giffey	Jenkins	Miller, E.	Winge
Glaspey	Johnson, H.	Mushik	Mr. Speaker
Grant	Johnson, K.	Opedahl	

Those voting in the negative were:

Atkinson	Halcrow	Murphy	Rivinius
DeKrey	Kingsbury	Olienyk	Sandness
Gackle	Meyer	Patrick	Stoltenow
Ganser	Miller, B.	Raile	Welder
Gengler	Moore		

Absent and not voting:

Austin	Hilleboe	Solberg	Tweten
Boyum	Linderman	Stone	Ulvedal
Dornacker	Reimers	Strinden	White
Hensrud			

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2230 has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate:

Senator Freed

Senator Ringsak

Senator Barth

For the House:

Rep. Atkinson
Rep. Moore
Rep. Lundene

Rep. Atkinson moved that the report be adopted, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bier announced the appointment of the following Conference Committee on:

House Bill No. 1554:

Rep. Wagner
Rep. Miedema
Rep. Solberg

MOTION

Rep. Streibel moved that the House stand recessed for one hour, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Bier, presiding.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 1005
House Bill No. 1014
House Bill No. 1018
House Bill No. 1038
House Bill No. 1042
House Bill No. 1046
House Bill No. 1047
House Bill No. 1060
House Bill No. 1064
House Bill No. 1099
House Bill No. 1108
House Bill No. 1109
House Bill No. 1110
House Bill No. 1121
House Bill No. 1174
House Bill No. 1183
House Bill No. 1218
House Bill No. 1219
House Bill No. 1288
House Bill No. 1289
House Bill No. 1293
House Bill No. 1307
House Bill No. 1378
House Bill No. 1386
House Bill No. 1391
House Bill No. 1397
House Bill No. 1409
House Bill No. 1410
House Bill No. 1452
House Bill No. 1478
House Bill No. 1498
House Bill No. 1522
House Bill No. 1542
House Bill No. 1553
House Bill No. 1559

And the Speaker signed the same in the presence of the House of Representatives.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1368 has had the same under consideration and recommends that the House do accede with the Senate amendments and recommends that the Senate amendments be further amended as follows:

On page 1, line 17, delete the figure "48,000.00" and insert in lieu thereof the figure "25,000.00" as shown in the senate amendments as printed on page 1456, line 33, of the House Journal and on page 1066, line 15, of the Senate Journal.

For the Senate:
 Senator Litten
 Senator Strinden
 Senator Swedlund

For the House:
 Rep. Jenkins
 Rep. L. Hausauer
 Rep. Anderson

Rep. L. Hausauer moved that the report be adopted, which motion prevailed.

MOTION

Rep. Jenkins moved that the rules be suspended, that House Bill No. 1368 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1368. A Bill for an Act to cease operation of university of North Dakota-Ellendale branch as an institution of higher education and for its conversion to an alternative use, to authorize the state board of higher education to pay the revenue bonds of 1969 for the new men's dormitory and the revenue bonds for Hicks Hall and Crabtree Hall from the insurance proceeds in the fire replacement fund, and making an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 71; nays, 6; absent and not voting, 21.

Those voting in the affirmative were:

Anderson	Grant	Knudson	Peterson, R.
Atkinson	Gronneberg	Larson, G.	Rice
Backes	Gunderson	Larson, L.	Rivinius
Boustead	Haman	Laughlin	Rochelleau
Brekke	Hausauer, A.	Livingston	Rolfstrud
Bunker	Hausauer, R.	McGauvran	Rundle
DeGroot	Henning	McGeehan	Sandness
DeKrey	Henry	Mertens	Solberg
Dick	Hensrud	Metzger	Stoltenow
Dotzenrod	Hentges	Meyer	Streibel
Erickson, K.	Herman	Miedema	Tweten
Erickson, W.	Hickle	Miller, B.	Wagner
Fleming	Hildebrand	Miller, E.	Walsh
Ganser	Hoffner	Murphy	Weber
Gengler	Jacobson	Mushik	Wilkie
Gerl	Jenkins	Olienyk	Winge
Giffey	Johnson, H.	Opedahl	Mr. Speaker
Glaspey	Kieffer	Patrick	

Those voting in the negative were:

Gackle	Lundene	Raile	Welder
Lang	Moore		

Absent and not voting:

Austin	Haugland	Linderman	Stone
Berg	Hilleboe	Peterson, J.	Strinden
Boyum	Johnson, K.	Raymond	Thorsgard
Dornacker	Kingsbury	Reimers	Ulvedal
Eagles	Lee	Shablow	White
Halcrow			

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House requests the return of House Bill No. 1177.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

House Bill No. 1554

And the Speaker appointed as a new conference committee.

Representatives:

Wagner
Miedema
O. Solberg

Very respectfully,

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, on:

Senate Bill No. 2457

Representatives:

Jenkins
L. Larson
Mertens

Very respectfully,

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1005
House Bill No. 1014
House Bill No. 1018
House Bill No. 1038
House Bill No. 1042
House Bill No. 1046
House Bill No. 1047
House Bill No. 1060
House Bill No. 1064
House Bill No. 1099
House Bill No. 1108
House Bill No. 1109
House Bill No. 1110
House Bill No. 1121
House Bill No. 1174
House Bill No. 1183
House Bill No. 1218
House Bill No. 1219
House Bill No. 1288
House Bill No. 1289
House Bill No. 1293
House Bill No. 1307
House Bill No. 1378
House Bill No. 1386
House Bill No. 1391
House Bill No. 1397

House Bill No. 1409
 House Bill No. 1410
 House Bill No. 1452
 House Bill No. 1478
 House Bill No. 1498
 House Bill No. 1522
 House Bill No. 1542
 House Bill No. 1553
 House Bill No. 1559

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGES TO THE HOUSE

Senate Chamber
 Bismarck, March 16, 1971

Mr. Speaker: I have the honor to transmit:
 Senate Bill No. 2023

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary
 Senate Chamber
 Bismarck, March 16, 1971

Mr. Speaker: I have the honor to inform you that the President has appointed a new conference committee to act with a like committee from the House, on:

House Bill No. 1554

Senators:
 Lips
 Melland
 Longmire

Very respectfully,
 LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber
 Bismarck, March 16, 1971

Mr. President: I have the honor to transmit:
 House Bill No. 1111

On which the House has adopted the conference committee report.

ROY GILBREATH, Chief Clerk

MESSAGE TO THE HOUSE

Senate Chamber
 Bismarck, March 16, 1971

Mr. Speaker: I have the honor to transmit:
 Senate Bill No. 2004

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary
 Senate Chamber
 Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:
 House Bill No. 1111

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign
 Senate Bill No. 2016
 Senate Bill No. 2019
 Senate Bill No. 2025

Senate Bill No. 2026
 Senate Bill No. 2030
 Senate Bill No. 2067
 Senate Bill No. 2076
 Senate Bill No. 2110
 Senate Bill No. 2199
 Senate Bill No. 2203
 Senate Bill No. 2206
 Senate Bill No. 2208
 Senate Bill No. 2229
 Senate Bill No. 2269
 Senate Bill No. 2278
 Senate Bill No. 2283
 Senate Bill No. 2289
 Senate Bill No. 2290
 Senate Bill No. 2305
 Senate Bill No. 2310
 Senate Bill No. 2314
 Senate Bill No. 2332
 Senate Bill No. 2342
 Senate Bill No. 2352
 Senate Bill No. 2364
 Senate Bill No. 2378
 Senate Bill No. 2379
 Senate Bill No. 2395
 Senate Bill No. 2446
 Senate Bill No. 2452
 Senate Bill No. 2463
 Senate Bill No. 2486

And the Speaker signed the same in the presence of the House of Representatives.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign.
Senate Bill No. 2503

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to return:

Senate Bill No 2016
 Senate Bill No. 2019
 Senate Bill No. 2025
 Senate Bill No. 2026
 Senate Bill No. 2030
 Senate Bill No. 2067
 Senate Bill No. 2076
 Senate Bill No. 2110
 Senate Bill No. 2199
 Senate Bill No. 2203
 Senate Bill No. 2206
 Senate Bill No. 2208
 Senate Bill No. 2229
 Senate Bill No. 2269
 Senate Bill No. 2278
 Senate Bill No. 2283
 Senate Bill No. 2289
 Senate Bill No. 2290
 Senate Bill No. 2305
 Senate Bill No. 2310
 Senate Bill No. 2314
 Senate Bill No. 2332
 Senate Bill No. 2342

Senate Bill No. 2352
 Senate Bill No. 2364
 Senate Bill No. 2378
 Senate Bill No. 2379
 Senate Bill No. 2395
 Senate Bill No. 2446
 Senate Bill No. 2452
 Senate Bill No. 2463
 Senate Bill No. 2486
 Senate Bill No. 2503

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed for two hours, which motion prevailed.

House reconvened, pursuant to recess taken, with Speaker Bier presiding.

MESSAGE FROM THE GOVERNOR
 STATE OF NORTH DAKOTA
 EXECUTIVE OFFICE
 Bismarck

March 18, 1971

The Honorable Howard F. Bier
 Speaker of the House
 North Dakota House of Representatives
 Bismarck, North Dakota 58501

Dear Mr. Speaker:

This to inform you that on March 17, I signed the following House Bills:

House Bill No. 1003
 House Bill No. 1006
 House Bill No. 1008
 House Bill No. 1012
 House Bill No. 1028
 House Bill No. 1313
 House Bill No. 1521

Sincerely yours,
 WILLIAM L. GUY
 Governor

WLG:jp

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2004 has had the same under consideration and recommends that the House recedes from its amendments and recommends further that the Senate amendments be amended as follows:

On page 2, of the engrossed bill, line 6, delete the figure "249,575.00" and insert in lieu thereof the figure "261,575.00"

On page 2, line 10, delete the figure "297,075.00" and insert in lieu thereof the figure "309,075.00"

On page 2, after line 17, add the following lines:

"Less estimated income	50,000.00
------------------------	-----------

332,254.00"

On page 2, line 20, delete the figure "291,881.00" and insert in lieu thereof the figure "300,000.00"

On page 2, line 21 delete the figure "105,400.00" and insert in lieu thereof the figure "120,400.00"

On page 2, line 23, delete the figure "3,800.00" and insert in lieu thereof the figure "6,000.00"

On page 2, line 24, delete the figure "421,881.00" and insert in lieu thereof the figure "437,200.00"

On page 2, line 26, delete the figure "385,173.00" and insert in lieu thereof the figure "410,492.00"

On page 2, line 29, delete the figure "42,636.00" and insert in lieu thereof the figure "47,707.00"

On page 2, line 30, delete the figure "35,195.00" and insert in lieu thereof the figure "41,270.00"

On page 2, line 31, delete the figure "4,000.00" and insert in lieu thereof the figure "6,850.00"

On page 2, after line 31, add the following line:
 "Equipment 750.00"

On page 2, line 33, delete the figure "121,831.00" and insert in lieu thereof the figure "136,577.00"

On page 3, line 6, delete the figure "1,841,470.00" and insert in lieu thereof the figure "1,856,216.00"

For the Senate:
 Senator Strinden
 Senator Schultz
 Senator Larson

For the House:
 Rep. Miedema
 Rep. Anderson
 Rep. R. Hausauer

Rep. Miedema moved that the report be adopted.

MOTION

Rep. L. Hausauer moved a substitute motion that the House not adopt the Conference Committee Report on Senate Bill No. 2004, and a new conference committee be appointed to meet with a like committee of the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bier announced the appointment of the following conference committee on:

Senate Bill No. 2004

Representatives:
 Miedema
 L. Hausauer
 Anderson

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2023 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill No. 2023 be amended as follows:

On page 1, line 11, delete the figure "288,971.00" and insert in lieu thereof the figure "308,971.00"

On page 1, line 15, delete the figure "151,726.00" and insert in lieu thereof the figure "161,726.00"

On page 1, line 18, delete the figure "10,000.00" and insert in lieu thereof the figure "20,000.00"

On page 1, line 19, delete the figure "288,971.00" and insert in lieu thereof the figure "308,971.00"

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

"SECTION 3. APPROPRIATION.) There is hereby appropriated from the general fund of the state treasury to the North Dakota state employees' retirement system \$10,000.00, or such lesser amount as may be necessary during the biennium beginning July 1, 1971, and ending June 30, 1973, to provide for administrative costs, including consultants' fees, for the portion of the cost necessary to establish the group health insurance plan for those employees to be covered

under such plan who do not participate in the employees' retirement system."

And renumber the lines accordingly.

For the House:

Rep. Henning
Rep. Tweten
Rep. H. Johnson

For the Senate:

Senator Lips
Senator L. Larson
Senator Strinden

Rep. Henning moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Henning moved that the rules be suspended and that Senate Bill No. 2023 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2023. A Bill for an Act making an appropriation for the operation of the North Dakota state employees' retirement system.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 80; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Raile
Atkinson	Gunderson	Larson, L.	Raymond
Austin	Halcrow	Laughlin	Reimers
Backes	Haman	Lee	Rice
Berg	Haugland	Linderman	Rivinius
Boyum	Hausauer, A.	Livingston	Rocheleau
Brekke	Hausauer, R.	Lundene	Rolfsrud
Bunker	Henning	McGauvran	Rundle
DeGroot	Henry	McGeehan	Sandness
DeKrey	Hensrud	Mertens	Shablow
Dick	Hickle	Metzger	Solberg
Dotzenrod	Hildebrand	Meyer	Stone
Erickson, K.	Hoffner	Miedema	Streibel
Erickson, W.	Jacobson	Miller, B.	Tweten
Fleming	Jenkins	Miller, E.	Wagner
Gackle	Johnson, H.	Moore	Walsh
Ganser	Johnson, K.	Murphy	Weber
Giffey	Kieffer	Mushik	Wilkie
Glaspay	Kingsbury	Opedahl	Winge
Grant	Knudson	Patrick	Mr. Speaker

Absent and not voting:

Boustead	Hentges	Peterson, J.	Thorsgard
Dornacker	Herman	Peterson, R.	Ulvedal
Eagles	Hilleboe	Stoltenow	Welder
Gengler	Larson, G.	Strinden	White
Gerl	Olienyk		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2023 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to inform you that the Senate has refused to return:
House Bill No. 1177

Very respectfully,
LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to return:
Senate Bill No. 2004

On which the House has not adopted the conference committee report and the Speaker has appointed as a new conference committee:

Representatives:
Miedema
L. Hausauer
Anderson

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed for one hour, which motion prevailed.

The House reconvened, pursuant to recess taken with Speaker Bier presiding.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:
House Bill No. 1342
House Bill No. 1364

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to transmit:
House Bill No. 1342
House Bill No. 1364

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1306 has had the same under consideration and recommends that the Senate recede from its amendments and that House Bill No. 1306 be amended as follows:

Rep. Hilleboe moved to dispense with the reading of the amendments to House Bill No. 1306, which motion prevailed.

Delete everything after the words "A BILL" and insert in lieu thereof the following:

for an Act to amend and reenact sections 54-04-01, 54-04-03, and 54-04-04 of the North Dakota Century Code, relating to the enrolling and engrossing of legislative measures and the employment of an enroller and engrosser; and to repeal section 54-04-02 of the North Dakota Century Code, relating to regulations governing enrolling and engrossing.

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

SECTION 1. AMENDMENT.) Section 54-04-01 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-04-01. (((BIDS FOR ENROLLING OR ENGROSSING BILLS — NOTICE.) The department of accounts and purchases, not less than sixty nor more than seventy-five days before the meeting of the legislative assembly in regular session, shall give notice by advertising for three successive weeks, in a newspaper at the seat of government, that sealed bids will be received for the engrossing and enrolling of all bills passed by each house of the legislative assembly.)))

ENROLLING AND ENGROSSING BILLS, ARRANGEMENT FOR — ADVERTISEMENTS.) The President of the Senate and the majority leaders of the House and Senate at the organizational meeting shall constitute a negotiating committee and shall make all necessary arrangements for the engrossing and enrolling of bills and resolutions passed by each house of the Legislative Assembly. The negotiating committee may negotiate with any person or persons and may enter into and execute contracts to perform the necessary engrossing and enrolling bills and resolutions. The President of the Senate shall advertise that, on the first day of the legislative organizational meeting in December, the committee will receive written proposals for engrossing and enrolling of bills and resolutions and invite persons who are interested to submit proposals. The advertisement shall be published in a newspaper at the seat of government at least once each week for two successive weeks commencing on the first Wednesday in October of the year preceding the regular session of the Legislative Assembly. The negotiating committee, however, shall not be limited to written proposals received. After examining and reviewing proposals submitted, it may award the contract to any person or persons on a negotiated basis.

SECTION 2. AMENDMENT.) Section 54-04-03 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-04-03. (((BID ACCOMPANIED BY CERTIFIED CHECK — BIDDER MUST BE RESIDENT.) No bids for the engrossing and enrolling of bills passed by either house of the legislative assembly shall be considered if from a person not a bona fide resident of the state, nor unless accompanied by a certified check in a sum to be named by the department of accounts and purchases. Such check shall be security that the successful bidder shall enter into a contract and give a bond with sureties to be approved by the department.))) **SURETY FOR PERFORMANCE — CONTRACT MUST BE WITH RESIDENT.)** The negotiating committee shall require a surety bond for the performance of the work in awarding the contract for enrolling and engrossing bills and resolutions of the Legislative Assembly. The amount of the surety bond shall be commensurate with the amount of work to be performed and shall be set by the negotiating committee. Such contract may be awarded only to a bona fide resident of this state.

SECTION 3. AMENDMENT.) Section 54-04-04 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-04-04. (((OPENING OF BIDS — AWARDED CONTRACT.)

Upon the day set in the advertisement for the opening of bids, which shall not be less than thirty days before the meeting of the legislative assembly, the bids shall be opened by the department of accounts and purchases. The department shall award the contract to the lowest responsible bidder and shall enter into a contract with him for the performance of the work, subject to the conditions set forth in this chapter. Nothing in this chapter shall prevent the awarding of separate contracts for the engrossing and enrolling, if deemed advantageous to the state.))) **CONTENTS OF CONTRACT**

— **FORM, STYLE, AND MECHANICS OF ENROLLING AND EN-GROSSING.**) The Legislative Council shall determine the form and style of the engrossed and enrolled bills and resolutions and shall determine the mechanical or other methods by which the engrossing or enrolling is to be done. The negotiating committee shall determine the charges to be made, which shall be set forth in the contract. The negotiating committee may also determine the number of employees to be employed by the person with whom it has contracted or will contract to enroll and engross bills and resolutions. The negotiating committee may also require and provide in the contract for specific provisions which will expedite, improve and facilitate enrolling and engrossing services to the Legislative Assembly.

SECTION 4. REPEAL.) Section 54-04-02 of the North Dakota Century Code is hereby repealed.

For the Senate:
 Senator Ringsak
 Senator Thane
 Senator Page

For the House:
 Rep. Hentges
 Rep. Ganser
 Rep. Glaspey

Rep. Hentges moved that the report be adopted, which motion prevailed.

MOTION

Rep. Hentges moved that the rules be suspended, that House Bill No. 1306 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1306. A Bill for an Act to amend and reenact sections 54-04-01, 54-04-03, and 54-04-04 of the North Dakota Century Code, relating to the enrolling and engrossing of legislative measures and the employment of an enroller and engrosser; and to repeal section 54-04-02 of the North Dakota Century Code, relating to regulations governing enrolling and engrossing.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Gronneberg	Lang	Raile
Atkinson	Gunderson	Larson, G.	Raymond
Austin	Haman	Larson, L.	Reimers
Backes	Haugland	Laughlin	Rice
Berg	Hausauer, A.	Lee	Rivinius
Boustead	Hausauer, R.	Linderman	Rolfsrud
Boyum	Henning	Livingston	Rundle
Brekke	Henry	Lundene	Sandness
Bunker	Hensrud	McGauvran	Shablow
DeGroot	Hentges	McGeehan	Solberg
DeKrey	Herman	Mertens	Stoltenow
Dick	Hickle	Metzger	Stone
Dotzenrod	Hildebrand	Meyer	Streibel
Eagles	Hilleboe	Miedema	Strinden
Erickson, K.	Hoffner	Miller, B.	Wagner
Erickson, W.	Jacobson	Miller, E.	Walsh
Fleming	Jenkins	Moore	Weber
Gackle	Johnson, H.	Mushik	Welder
Ganser	Johnson, K.	Olienyk	Wilkie
Gengler	Kieffer	Opedahl	Winge

Glaspay Grant	Kingsbury Knudson	Patrick Peterson, R.	Mr. Speaker
Absent and not voting:			
Dornacker	Halcrow	Rocheleau	Ulvedal
Gerl	Murphy	Thorsgard	White
Giffey	Peterson, J.	Twetén	

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2006 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill No. 2006 be amended as follows:

Rep. Wagner moved that the House dispense with the reading of the amendments to Senate Bill No. 2006, which motion prevailed.

On page 2 of the engrossed bill, delete all of line 1 and insert in lieu thereof the following: "FORTY-SECOND AND FORTY-THIRD LEGISLATIVE"

On page 2, line 3 delete "211,600.00" and insert in lieu thereof the figure "225,623.00"

On page 2, line 4 delete the figure "605,200.00" and insert in lieu thereof the figure "807,760.00"

On page 2, line 5 delete the figure "150,000.00" and insert in lieu thereof the figure "164,261.00"

On page 2, line 6 delete the figure "5,000.00" and insert in lieu thereof the figure "6,335.00"

On page 2, line 7 delete the figure "971,800.00" and insert in lieu thereof the figure "1,203,979.00"

On page 2, line 11 delete the figure "31,700.00" and insert in lieu thereof the figure "35,865.00"

On page 2, line 13 delete the figure "41,200.00" and insert in lieu thereof the figure "45,365.00"

On page 2, line 22 delete the figure "233,610.00" and insert in lieu thereof the figure "243,610.00"

On page 2, line 25 delete the figure "618,668.00" and insert in lieu thereof the figure "628,668.00"

On page 2, line 26 delete the figure "1,679,468.00" and insert in lieu thereof the figure "1,925,812.00"

On page 3, line 1 delete the following: "forty-first and forty-second" and insert in lieu thereof the following: "forty-second and forty-third"

For the Senate:

Senator Litten
Senator Schultz
Senator Robinson

For the House:

Rep. Wagner
Rep. J. Peterson
Rep. Solberg

Rep. Wagner moved that the report be adopted, which motion prevailed.

MOTION

Rep. Wagner moved that the rules be suspended and that Senate Bill No. 2006 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2006. A Bill for an Act to appropriate money for the expenses of the legislative branch of government, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Raile
Atkinson	Gronneberg	Larson, L.	Raymond
Austin	Gunderson	Laughlin	Reimers
Backes	Haman	Lee	Rice
Berg	Haugland	Linderman	Rivinius
Boustead	Hausauer, A.	Lundene	Rocheleau
Boyum	Hausauer, R.	McGauvran	Rolfstrud
Brekke	Henning	McGeehan	Rundle
Bunker	Henry	Mertens	Sandness
DeGroot	Hensrud	Metzger	Shablow
DeKrey	Hentges	Meyer	Solberg
Dick	Herman	Miedema	Stoltenow
Dornacker	Hickle	Miller, B.	Stone
Dotzenrod	Hildebrand	Miller, E.	Streibel
Eagles	Hilleboe	Moore	Strinden
Erickson, K.	Hoffner	Murphy	Wagner
Erickson, W.	Jacobson	Mushik	Walsh
Fleming	Jenkins	Olienyk	Weber
Gackle	Johnson, H.	Opedahl	Welder
Ganser	Johnson, K.	Patrick	Wilkie
Gengler	Kieffer	Peterson, J.	Winge
Gerl	Knudson	Peterson, R.	Mr. Speaker
Glaspey	Lang		

Those voting in the negative were:

Kingsbury

Absent and not voting:

Giffey	Livingston	Tweten	White
Halerow	Thorsgard	Ulvedal	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2006 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed, and the emergency clause was declared carried.

MOTIONS

Rep. Olienyk moved that the House reconsider the action by which the House refused to concur in the Senate amendments to House Bill No. 1517, which motion prevailed.

Rep. Knudson moved that the House concur in the Senate amendments to House Bill No. 1517, which motion prevailed.

Rep. Knudson moved that the rules be suspended and that House Bill No. 1517 be deemed properly re-engrossed and placed on final passage, as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1517. A Bill for an Act to create a new system of retirement benefits for teachers, providing for assessments, and creating Chapter 15-39.1 of the North Dakota Century Code; and repealing Chapter 15-39 of the North Dakota Century Code, relating to teachers' insurance and retirement fund.

Which has been read.

Rep. Hildebrand requested he be excused from voting because of a personal interest.

Rep. Streibel moved that Rep. Hildebrand be allowed to vote, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 51; nays, 43; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gengler	Knudson	Peterson, R.
Atkinson	Gerl	Lang	Raile
Austin	Grant	Larson, L.	Raymond
Berg	Gunderson	Livingston	Rocheleau
Boustead	Haugland	McGeehan	Stone
Brekke	Hausauer, A.	Mertens	Streibel
Bunker	Henry	Metzger	Strinden
DeGroot	Hensrud	Miedema	Tweten
Dotzenrod	Hildebrand	Miller, E.	Wagner
Eagles	Hoffner	Mushik	Walsh
Erickson, W.	Jacobson	Olienyk	Welder
Fleming	Kieffer	Opedahl	Winge
Gackle	Kingsbury	Patrick	

Those voting in the negative were:

Backes	Hausauer, R.	Lee	Rivinius
Boyum	Henning	Linderman	Rolfsrud
DeKrey	Hentges	Lundene	Rundle
Dick	Herman	McGauvran	Sandness
Dornacker	Hickle	Meyer	Shablow
Erickson, K.	Hilleboe	Miller, B.	Solberg
Ganser	Jenkins	Moore	Stoltenow
Glaspey	Johnson, H.	Murphy	Weber
Gronneberg	Johnson, K.	Peterson, J.	Wilkie
Halcrow	Larson, G.	Reimers	Mr. Speaker
Haman	Laughlin	Rice	

Absent and not voting:

Giffey	Thorsgard	Ulvedal	White
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So the bill passed and the title was agreed to.

Rep. Kingsbury moved that the vote by which House Bill No. 1517 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion failed on a division vote.

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1005
House Bill No. 1014
House Bill No. 1018
House Bill No. 1038
House Bill No. 1042
House Bill No. 1046
House Bill No. 1047
House Bill No. 1060
House Bill No. 1064
House Bill No. 1099
House Bill No. 1108
House Bill No. 1109
House Bill No. 1110
House Bill No. 1121
House Bill No. 1174
House Bill No. 1183
House Bill No. 1218
House Bill No. 1219
House Bill No. 1288
House Bill No. 1289

House Bill No. 1293
 House Bill No. 1307
 House Bill No. 1378
 House Bill No. 1386
 House Bill No. 1391
 House Bill No. 1397
 House Bill No. 1409
 House Bill No. 1410
 House Bill No. 1452
 House Bill No. 1478
 House Bill No. 1498
 House Bill No. 1522
 House Bill No. 1542
 House Bill No. 1553
 House Bill No. 1559
 Which the President has signed.

LEO LEIDHOLM, Secretary
 Senate Chamber
 Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:
 House Bill No. 1342
 House Bill No. 1364
 Which the President has signed.

LEO LEIDHOLM, Secretary
 Senate Chamber
 Bismarck, March 16, 1971

Mr. Speaker: I have the honor to inform you that the President has appointed as a new conference committee to act with a like committee from the House, on:

Senate Bill No. 2004

Senators:
 Schultz
 Strinden
 Erdman

Very respectfully,
 LEO LEIDHOLM, Secretary
 Senate Chamber
 Bismarck, March 16, 1971

Mr. Speaker: I have the honor to transmit:
 Senate Bill No. 2001
 On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1498
 House Bill No. 1522
 House Bill No. 1542
 House Bill No. 1553
 House Bill No. 1559

Were delivered to the Governor for his approval at the hour of 3:45 o'clock p.m., March 16, 1971.

REP. MIEDEMA, Chairman

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1005
 House Bill No. 1014
 House Bill No. 1018

House Bill No. 1038
 House Bill No. 1042
 House Bill No. 1046
 House Bill No. 1047
 House Bill No. 1060
 House Bill No. 1064
 House Bill No. 1099
 House Bill No. 1108
 House Bill No. 1109
 House Bill No. 1110
 House Bill No. 1121
 House Bill No. 1174
 House Bill No. 1183
 House Bill No. 1218
 House Bill No. 1219
 House Bill No. 1288
 House Bill No. 1289
 House Bill No. 1293
 House Bill No. 1307
 House Bill No. 1342
 House Bill No. 1364
 House Bill No. 1378
 House Bill No. 1386
 House Bill No. 1391
 House Bill No. 1397
 House Bill No. 1409
 House Bill No. 1410
 House Bill No. 1452
 House Bill No. 1478

Were delivered to the Governor for his approval at the hour of 3:45 o'clock p.m., March 16, 1971.

REP. MIEDEMA, Chairman

Rep. Streibel moved that the House stand recessed for one hour, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Bier presiding.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has reconsidered the action by which it did not concur in the Senate amendments to House Bill No. 1517, and subsequently the House has concurred in the Senate amendments.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1306

House Bill No. 1368

On which the House has adopted the conference committee report.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

Senate Bill No. 2009

Senate Bill No. 2122

Senate Bill No. 2003

Very respectfully,
 ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2006

Senate Bill No. 2023

On which the House has adopted the conference committee report.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2230

On which the House has adopted the conference committee report.

ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2001 has had the same under consideration and recommends the House recede from its amendments and that Senate Bill No. 2001 be amended as follows:

Rep. Tweten moved that the House dispense with the reading of the amendments to Senate Bill No. 2001, which motion prevailed.

On page 2, line 22, of the engrossed bill, delete the figure "189,886.00" and insert in lieu thereof the figure "195,386.00"

On page 2, line 23 delete the figure "24,600.00" and insert in lieu thereof the figure "28,000.00"

On page 2, after line 23, add the following new line: "Costs of carrying out provisions of S. B. 2067 2,100.00"

On page 2, line 26 delete the figure "228,486.00" and insert in lieu thereof the figure "239,486.00"

On page 3, line 7 delete the figure "147,327.00" and insert in lieu thereof the figure "150,427.00"

On page 3, line 12 delete the figure "178,307.00" and insert in lieu thereof the figure "181,407.00"

On page 3, line 16 delete the figure "85,480.00" and insert in lieu thereof the figure "83,480.00"

On page 3, line 19 delete the figure "668,021.00" and insert in lieu thereof the figure "666,021.00"

On page 3, line 23 delete the figure "426,830.00" and insert in lieu thereof the figure "459,080.00"

On page 3, line 29 delete the figure "1,848,608.00" and insert in lieu thereof the figure "1,880,858.00"

On page 4, line 4 delete the figure "4,712,468.00" and insert in lieu thereof the figure "4,756,818.00"

On page 4, after line 12, add the following section:

"SECTION 5. ATTORNEY GENERAL.) There is hereby appropriated in addition to such sums otherwise appropriated to the Attorney General office, \$25,000.00 or such lesser amount as may be necessary to match up to \$75,000.00 in federal funds which are hereby appropriated for the crime bureau division of the Attorney General's Office to engage in detection and apprehension of persons illegally possessing or disposing of drugs. The appropriations contained within this section are for the biennium beginning July 1, 1971, and ending June 30, 1973."

And renumber the lines, pages and sections accordingly:

The purpose of the amendment: The Secretary of State budget was increased \$5,500.00 in salaries and wages to provide for a new attorney and for a superintendent of construction. \$3,100.00 was added to the State Treasurer budget in order to provide for additional help when needed. The Attorney General budget was de-

creased \$2,000.00 in order to transfer the licensing of the employment agency to the Labor Dept. budget. The Director of Institutions budget was increased \$32,250.00 in fees and services in order to purchase two new roll call machines in the legislature.

For the Senate:
 Senator Melland
 Senator Coughlin
 Senator Jones

For the House:
 Rep. Tweten
 Rep. R. Hausauer
 Rep. Linderman

Rep. Tweten moved that the report be adopted, which motion prevailed.

MOTION

Rep. Tweten moved that the rules be suspended and that Senate Bill No. 2001 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2001. A Bill for an Act to appropriate money for the expenses of the executive department of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriations shall be available, and repealing all Acts or parts of Acts, insofar as the same shall relate to appropriations for the same matters or purposes provided for herein.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Gronneberg	Larson, L.	Raymond
Atkinson	Gunderson	Laughlin	Reimers
Austin	Haman	Lee	Rice
Backes	Haugland	Linderman	Rivinius
Berg	Hausauer, R.	Livingston	Rocheleau
Boustead	Henning	Lundene	Rolfstrud
Boyum	Henry	McGauvran	Rundle
Brekke	Hensrud	McGeehan	Sandness
Bunker	Hentges	Mertens	Shablow
DeGroot	Herman	Metzger	Solberg
DeKrey	Hickle	Meyer	Stoltenow
Dick	Hildebrand	Miedema	Stone
Dotzenrod	Hilleboe	Miller, B.	Streibel
Eagles	Hoffner	Miller, E.	Strinden
Erickson, K.	Jacobson	Murphy	Thorsgard
Erickson, W.	Jenkins	Mushik	Tweten
Fleming	Johnson, H.	Olienik	Wagner
Gackle	Johnson, K.	Opedahl	Walsh
Ganser	Kieffer	Patrick	Welder
Gengler	Kingsbury	Peterson, J.	Wilkie
Gerl	Knudson	Peterson, R.	Winge
Glaspey	Lang	Raile	Mr. Speaker
Grant	Larson, G.		

Absent and not voting:

Dornacker	Halcrow	Moore	Weber
Giffey	Hausauer, A.	Ulvedal	White

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2001 was passed be reconsidered and the motion to reconsider be laid on

the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1001 has had the same under consideration and recommends that the Senate recede from its amendments and that the bill be further amended as follows:

On page 2, line 5, delete the word "operatint" and insert in lieu thereof the word "operating"

On page 2, line 28, after the word "plant" add the following: "and plant improvements"

On page 2, line 28, delete the figure "656,000.00" and insert in lieu thereof the figure "956,000.00"

On page 2, delete all of line 29

On page 6, line 30, after the word "buildings" add the following: "and land acquisition"

For the Senate:

Senator Robinson
Senator Strinden
Senator Swedlund

For the House:

Rep. Wagner
Rep. Kingsbury
Rep. Opedahl

Rep. Wagner moved that the report be adopted, which motion prevailed.

MOTION

Rep. Wagner moved that the rules be suspended, that House Bill No. 1001 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1001. A Bill for an Act making an appropriation for the general operation, maintenance and plant improvements of the state institutions of higher learning of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 75; nays, 18; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Haman	Larson, G.	Raymond
Atkinson	Haugland	Larson, L.	Riemers
Austin	Hausauer, A.	Lee	Rice
Backes	Hausauer, R.	Linderman	Rivinius
Berg	Henning	Livingston	Rocheleau
Boustead	Henry	Lundene	Sandness
Boyum	Hensrud	McGauvran	Shablow
Brekke	Hentges	McGeehan	Solberg
Bunker	Herman	Mertens	Stoltenow
DeGroot	Hildebrand	Meyer	Stone
Dick	Hilleboe	Miedema	Streibel
Dotzenrod	Hoffner	Miller, B.	Strinden
Eagles	Jacobson	Miller, E.	Thorsgard
Fleming	Johnson, H.	Mushik	Tweten
Ganser	Johnson, K.	Olienyk	Wagner
Gengler	Kieffer	Opedahl	Walsh
Grant	Kingsbury	Patrick	Winge
Gunderson	Knudson	Peterson, J.	Mr. Speaker
Halcrow	Lang	Peterson, R.	

Those voting in the negative were:

DeKrey	Glaspey	Moore	Rundle
Erickson, K.	Gronneberg	Murphy	Weber
Erickson, W.	Hickle	Raile	Welder
Gackle	Laughlin	Rolfsrud	Wilkie
Gerl	Metzger		

Absent and not voting:

Dornacker	Jenkins	Ulvedal	White
Giffey			

So the bill passed and the title was agreed to.

MOTION

Rep. Thorsgard moved that the House reconsider the action by which House Bill No. 1517 was passed.

Rep. Knudson requested a recorded roll call vote on the motion to reconsider.

ROLL CALL

The roll was called and there were ayes, 47; nays, 47; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Halcrow	Laughlin	Rolfsrud
Backes	Haman	Lee	Rundle
Berg	Hausauer, R.	Linderman	Sandness
Boyum	Henning	McGauvran	Shablow
DeKrey	Hentges	Moore	Stoltenow
Dick	Herman	Murphy	Thorsgard
Erickson, W.	Hickle	Patrick	Wagner
Gackle	Hilleboe	Peterson, J.	Weber
Ganser	Jenkins	Raile	Welder
Glaspey	Johnson, K.	Reimers	Wilkie
Gronneberg	Kieffer	Rice	Mr. Speaker
Gunderson	Larson, G.	Rivinius	

Those voting in the negative were:

Anderson	Grant	Larson, L.	Opedahl
Austin	Haugland	Livingston	Peterson, R.
Boustead	Hausauer, A.	Lundene	Raymond
Brekke	Henry	McGeehan	Rocheleau
Bunker	Hensrud	Mertens	Solberg
DeGroot	Hildebrand	Metzger	Stone
Dotzenrod	Hoffner	Meyer	Streibel
Eagles	Jacobson	Miedema	Strinden
Erickson, K.	Johnson, H.	Miller, B.	Tweten
Fleming	Kingsbury	Miller, E.	Walsh
Gengler	Knudson	Mushik	Winge
Gerl	Lang	Olienyk	

Absent and not voting:

Dornacker	Giffey	Ulvedal	White
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The motion failed.

POINT OF PERSONAL PRIVILEGE

Rep. Hildebrand moved that the following remarks of Rep. Knudson be printed in the Journal, which motion prevailed.

Rep. Knudson: "Mr. Speaker:

"This afternoon, after the first vote on House Bill No. 1517, I was on my feet to make a few remarks before moving the clincher motion, but Rep. Kingsbury rose and moved the clincher before I had the opportunity.

"I carried this bill for the benefit of the teachers of North Dakota, not necessarily for the organization which represents them. I am not a teacher any longer myself. I have been in the profession, and in several different phases of it. I have been a teacher, an admini-

strator and a taxpayer. I think it is time teachers should be treated like white folks. This is why I introduced and worked for House Bill No. 1517 this session, and the professional negotiation bill last session.

"I agree wholeheartedly with a great many of the remarks made by Rep. Halcrow this afternoon about the organization that represents the teachers of North Dakota. It makes me unhappy to introduce bills with high numbers. Many of you have often heard me make unpleasant remarks about high-numbered bills being introduced on the last day that bills can be introduced. This year I was given three bills on the last day for bill introduction, House Bills Nos. 1485, 1501 and 1517. I do not approve of this nor do I feel this is good lobbying. On behalf of the teachers of North Dakota, I express my thanks to you for passing this bill."

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1554 has had the same under consideration and recommends that the Senate recede from its amendments.

INTENT. It is the intent of the legislature that the transfer of funds to the Heritage Center set aside fund not take place until after transfer of adequate funds to fulfill the other building requirements in the bill.

For the Senate:
 Senator Lips
 Senator Longmire
 Senator Melland

For the House:
 Rep. Miedema
 Rep. Solberg

Rep. Miedema moved that the report be adopted.

MOTION

Rep. Atkinson moved a substitute motion that the House not adopt the Conference Committee Report on House Bill No. 1554, and a new conference committee be appointed to meet with a like committee from the Senate.

Rep. Atkinson requested a recorded roll call vote on the substitute motion.

ROLL CALL

The roll was called and there were ayes, 47; nays, 45; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Gunderson	Johnson, K.	Rivinius
Austin	Halcrow	Lang	Rundle
Berg	Hausauer, A.	Larson, G.	Sandness
Boustead	Hausauer, R.	Larson, L.	Stoitenow
Boyum	Henning	Lee	Stone
Brekke	Hensrud	Metzger	Streibel
Bunker	Hentges	Moore	Strinden
DeKrey	Herman	Murphy	Tweten
Dick	Hickle	Peterson, J.	Wagner
Eagles	Hillebrand	Raile	Welder
Gackle	Hilleboe	Raymond	Mr. Speaker
Ganser	Jenkins	Reimers	

Those voting in the negative were:

Anderson	Haman	Lundene	Patrick
Backes	Haugland	McGauvran	Rice
DeGroot	Henry	McGeehan	Rocheleau
Dotzenrod	Hoffner	Mertens	Rolfstrud
Erickson, K.	Jacobson	Meyer	Shablow
Erickson, W.	Johnson, H.	Miedema	Solberg

Fleming	Kieffer	Miller, B.	Thorsgard
Gengler	Kingsbury	Miller, E.	Walsh
Gerl	Laughlin	Mushik	Weber
Glaspey	Linderman	Olienyk	Wilkie
Grant	Livingston	Opedahl	Winge
Gronneberg			

Absent and not voting:
 Dornacker Knudson Ulvedal White
 Giffey Peterson, R.

The motion prevailed.

Rep. Atkinson moved that the House reconsider the action by which the House did not concur in the Senate amendment to House Bill No. 1554 and by which a conference committee was to be appointed, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2004 has had the same under consideration and recommends the House recede from its amendments and recommends further that the Senate amendments be amended as follows:

On page 2, of the engrossed bill, line 6, delete the figure "249,575.00" and insert in lieu thereof the figure "261,575.00"

On page 2, line 10, delete the figure "297,075.00" and insert in lieu thereof the figure "309,075.00"

On page 2, after line 17, add the following lines:
 "Less estimated income 50,000.00
332,254.00"

On page 2, line 20, delete the figure "291,881.00" and insert in lieu thereof the figure "300,000.00"

On page 2, line 21, delete the figure "105,400.00" and insert in lieu thereof the figure "125,400.00"

On page 2, line 23, delete the figure "3,800.00" and insert in lieu thereof the figure "6,000.00"

On page 2, line 24, delete the figure "421,881.00" and insert in lieu thereof the figure "452,200.00"

On page 2, line 26, delete the figure "385,173.00" and insert in lieu thereof the figure "415,492.00"

On page 2, line 29, delete the figure "42,636.00" and insert in lieu thereof the figure "47,707.00"

On page 2, line 30, delete the figure "35,195.00" and insert in lieu thereof the figure "41,270.00"

On page 2, line 31, delete the figure "4,000.00" and insert in lieu thereof the figure "6,850.00"

On page 2, after line 31, add the following line:
 "Equipment 750.00"

On page 2, line 33, delete the figure "121,831.00" and insert in lieu thereof the figure "136,577.00"

On page 3, line 6, delete the figure "1,854,151.00" and insert in lieu thereof the figure "1,861,216.00"

For the Senate:
 Senator Strinden
 Senator Schultz
 Senator Erdman

For the House:
 Rep. Miedema
 Rep. Anderson
 Rep. R. Hausauer

Rep. Miedema moved that the report be adopted, which motion prevailed.

MOTION

Rep. Miedema moved that the rules be suspended and that Senate Bill No. 2004 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2004. A Bill for an Act to appropriate money for the expenses of departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays, 4; absent and not voting, 13.

Those voting in the affirmative were:

Anderson	Halcrow	Lee	Reimers
Atkinson	Haman	Linderman	Rice
Austin	Haugland	Livingston	Rivinius
Berg	Hausauer, A.	Lundene	Rocheleau
Boyum	Hausauer, R.	McGauvran	Rolfsrud
Bunker	Henning	McGeehan	Rundle
DeGroot	Henry	Mertens	Sandness
DeKrey	Hensrud	Metzger	Shablow
Dick	Hentges	Meyer	Solberg
Dotzenrod	Hickle	Miedema	Stoitenow
Eagles	Hildebrand	Miller, B.	Stone
Erickson, K.	Hilleboe	Miller, E.	Streibel
Erickson, W.	Hoffner	Moore	Thorsgard
Fleming	Jacobson	Murphy	Tweten
Gackle	Johnson, H.	Mushik	Wagner
Ganser	Johnson, K.	Olienyk	Walsh
Gengler	Kieffer	Opedahl	Weber
Gerl	Kingsbury	Patrick	Wilkie
Grant	Lang	Peterson, R.	Winge
Gronneberg	Larson, G.	Raymond	Mr. Speaker
Gunderson			

Those voting in the negative were:

Glaspey	Laughlin	Raile	Welder
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Absent and not voting:

Backes	Giffey	Knudson	Strinden
Boustead	Herman	Larson, L.	Ulvedal
Brekke	Jenkins	Peterson, J.	White
Dornacker			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2004 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1331

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:
House Bill No. 1177
Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1177

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"for an Act to amend and reenact section 57-58-01 of the North Dakota Century Code, relating to distribution of personal property tax replacement funds to counties and political subdivisions.

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

SECTION 1. AMENDMENT.) Section 57-58-01 of the 1969 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-58-01. DISTRIBUTION TO COUNTIES AND LOCAL SUBDIVISIONS.) 1. It is hereby provided that any political subdivision which has an existing bonded indebtedness for which a tax levy must be made in 1970 or any year thereafter, shall reduce its levy in each such year for current operating purposes by the amount which its tax levy on taxable property in that year for retirement of the bonded indebtedness is increased because of the exemption of personal property by subsection 25 of section 57-02-08. On or before ((March 15)) **February 1, 1971**, the county auditor of each county shall certify to the state tax commissioner the total amount of taxes levied in the year 1968 for the state, county, cities, park boards, school districts, airport authorities, townships, and all other units of government having the authority to levy taxes, and levies voted by the people, new or present levies increased by legislative action of such county on those items of personal property exempt under the provisions of section 57-02-08, and, in addition, the total valuation of real estate and taxes levied on real estate for the year 1968. On or before ((May)) **March 1, 1971** and each year thereafter the state tax commissioner shall certify for payment to the state treasurer **and the department of accounts and purchases** an amount for payment by the state treasurer to each county equal to fifty percent of the amount determined to be due such county based upon the personal property taxes levied in the year 1968 for the political subdivisions herein mentioned on the items of personal property exempt from the personal property tax under the provisions of section 57-02-08, the per capita school tax under the provisions of section 57-15-23, and the grain tax under the provisions of chapter 57-03, together with any adjustments to be made according to the manner hereinafter provided. The remaining fifty percent due each county shall be paid on or before ((June)) **May 1, 1971**, and each year thereafter. Within ((sixty)) **fifteen** days after the receipt of the revenue as provided by this section, the county treasurer shall allocate and remit to the county, cities, park boards, school districts, airport authorities, townships, and all other units of government having the authority to levy taxes that amount of revenue which is received from the state in the same ratio as he would have distributed the revenue from the personal property tax, adjusting such amount by any increase or decrease in real property taxes as levied by each taxing authority according to the formula hereinafter provided. Any amount that would be apportioned and credited to the retirement of a bonded indebtedness existing in 1970 for which a tax levy was made in 1970 and in any year thereafter, shall be credited to the general fund of the political subdivision. ((In the years after 1971, payments to the counties under this section shall

be made based upon such payment for 1971 together with a growth factor which shall be based upon the dollar amount of increase or decrease in real property taxes levied within each county. For each four-dollar increase in real property taxation within a county, the state shall contribute an additional one dollar over that amount which was remitted in the base year. For each four-dollar decrease in real property taxation within a county, the state shall contribute one dollar less than that amount which was remitted in the base year.))

2. It is the intent of the legislative assembly to provide in the years after 1971 personal property tax replacement funds out of the state treasury for a county and the political subdivisions in it an annual amount that will be substantially the same as would have been levied in the county for the per capita school tax and grain tax and on locally assessed personal property in the county if the personal property tax repeal and revenue replacement act of 1969 had not been enacted, provided, however, that such annual amount shall not be less for any county and the political subdivisions in it, except under the conditions set out in subsection 3 of this section, then was distributed for that county and the political subdivisions in it in 1971.

The legislative assembly hereby finds that the amount of all ad valorem property taxes that would have been levied in 1970 and each year thereafter on locally assessed personal property in any county would have increased or decreased from the preceding year at approximately the average annual rate that it increased or decreased in that county during the ten year period of 1960 through 1969.

The legislative assembly further finds that the average annual rate of increase or decrease in all ad valorem taxes levied on annually rate of increase or decrease in all ad valorem taxes levied on locally assessed personal property in each county during the 1960-1969 period is as shown in the following schedule:

SCHEDULE

COUNTY	Average Annual Percentage Rate of Increase or Decrease
Adams	2.61% Increase
Barnes	1.48% Increase
Benson	2.36% Increase
Billings	4.13% Increase
Bottineau	1.44% Increase
Bowman	1.95% Increase
Burke	2.21% Increase
Burleigh	4.58% Increase
Cass	2.14% Increase
Cavalier	2.13% Increase
Dickey	2.06% Increase
Divide	.38% Increase
Dunn	3.20% Increase
Eddy	2.88% Increase
Emmons	.91% Increase
Foster	4.53% Increase
Golden Valley	.47% Increase
Grand Forks	4.38% Increase
Grant	2.73% Increase
Griggs	3.08% Increase
Hettinger	.71% Increase
Kidder	3.78% Increase
LaMoure	1.33% Increase
Logan	2.72% Increase
McHenry	3.02% Increase
McIntosh	1.22% Increase

McKenzie	.19% Increase
McLean	1.21% Increase
Mercer	5.48% Increase
Morton	3.30% Increase
Mountrail	1.52% Increase
Nelson	1.41% Increase
Oliver	8.14% Increase
Pembina	.96% Decrease
Pierce	2.49% Increase
Ramsey	1.52% Increase
Ransom	1.15% Increase
Renville	1.13% Decrease
Richland	3.04% Increase
Rolette	2.58% Increase
Sargent	2.66% Increase
Sheridan	2.41% Increase
Sioux	5.80% Increase
Slope	4.19% Increase
Stark	3.61% Increase
Steele	.83% Decrease
Stutsman	1.72% Increase
Towner	2.64% Increase
Traill	.60% Increase
Walsh	.66% Decrease
Ward	.71% Increase
Wells	1.29% Increase
Williams	.17% Increase

It is hereby provided that the amount to be distributed out of the state treasury in 1972 for each county, and the political subdivisions in it, for which a percentage increase is shown in the preceding schedule shall be one hundred two and one-quarter percent of the sum of the following:

- a. The total amount paid out of the state treasury in 1971 to that county for per capita school taxes, grain taxes and ad valorem taxes on locally assessed personal property that were levied in that county by all political subdivisions in 1968, as adjusted, if necessary, pursuant to subsection 3 of this section; and
- b. An amount that is computed by multiplying the total amount specified in subdivision a of this subsection by three times the percentage increase shown in the above schedule for that county.

It is further provided that the amount to be distributed out of the state treasury in 1972 for each county, and the political subdivisions in it, for which a percentage decrease is shown in the preceding schedule shall be one hundred two and one-quarter percent of the amount distributed for that county and the political subdivisions in it in 1971 as adjusted, if necessary, pursuant to subsection 3 of this section.

The amount to be paid to a county in 1973 and in each year thereafter shall be computed in the same way as the amount paid to it in 1972 except that for any county for which a percentage increase is shown in the above schedule the percentage shown for that county shall be multiplied by four for the year 1973, by five for the year 1974, and so forth.

Upon receipt of a payment from the state treasurer, the county treasurer shall within fifteen days allocate and distribute it as follows: the amount received for replacement of the per capita school tax shall be credited to the county equalization fund for distribution as provided in section 15-40-02; the amount received for replacement of the grain tax and ad valorem personal property taxes shall be allocated and distributed to each political subdivision in the county, including the county, in the proportion that taxes levied on real estate in the county by each such political subdivision in the

preceding year bears to the total taxes levied on real estate in the county by all political subdivisions in that year.

The annual amount allocated and distributed by the county treasurer to each political subdivision for replacement of grain taxes and ad valorem personal property taxes shall be allocated to the various funds of the political subdivision in the ratio that the real estate taxes levied by the political subdivision in the preceding year for each such fund bears to the total of all real estate taxes levied in the preceding year by the political subdivision for all funds, except that the amount of replacement revenue received by the political subdivision for retirement of a bonded indebtedness shall be credited to the general fund of the political subdivision.

3. On or before ((May)) March 1, 1971, and each year thereafter, the state tax commissioner shall certify to the state treasurer and the department of accounts and purchases the amount determined to be due to the state based upon the personal property taxes levied in the year 1968 for the North Dakota state medical center. In the years after 1971 the amount so certified shall be computed in accordance with the formula provided in this section for computing the amounts to be certified and paid to the counties. The state treasurer upon receiving the certification from the tax commissioner shall transfer from the general fund to the credit of the North Dakota state medical center the amount so certified."

And renumber the lines and pages accordingly.

Senate Chamber
Bismarck, March 16, 1971

MESSAGE TO THE HOUSE

Mr. Speaker: I have the honor to return:

House Bill No. 1306

House Bill No. 1368

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2004

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to inform you that the Senate has rescinded its action in not concurring in the House amendments to Senate Bill No. 2093, and in appointing a Conference Committee, and the Senate has now concurred in the House amendments to Senate Bill No. 2093.

Very respectfully,
LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1030 has had the same under consideration and recommends that the Senate recede from its amendments, and that the engrossed bill be amended as follows:

Rep. Tweten moved that the House dispense with the reading of the amendments to House Bill No. 1030, which motion prevailed.

On page 1, line 12, delete the figure "52,587,150.00" and insert in lieu thereof the figure "55,837,150.00"

On page 1, line 13, delete the figure "104,885.00" and insert in lieu thereof the figure "125,000.00"

On page 1, line 18, delete the figure "51,135,000.00" and insert in lieu thereof the figure "54,385,000.00"

On page 1, line 19, after the word "Law" delete the following: "85-926" and insert in lieu thereof the following: "91-230 Title VI-D"

On page 1, line 19, delete the figure "104,885.00" and insert in lieu thereof the figure "125,000.00"

On page 1, line 22, delete the figure "52,692,035.00" and insert in lieu thereof the figure "55,962,150.00"

On page 1, line 23, delete the figure "104,885.00" and insert in lieu thereof the figure "125,000.00"

On page 1, line 24, delete the figure "52,587,150.00" and insert in lieu thereof the figure "55,837,150.00"

On page 1, after line 24, add the following:

"SECTION 2. SCHOOL LUNCH PROGRAM.) The department of public instruction is directed to seek an opinion from the United States department of agriculture to the effect that moneys received by schools from the state of North Dakota's portion of the foundation program and expended to support school lunch programs will satisfy the state matching requirements as set forth in Public Law 91-248 of the Ninety-first Congress. If the department of agriculture does not render such an opinion, the state department of public instruction is authorized to request the state emergency commission to transfer, and the emergency commission shall transfer two hundred thousand dollars from the appropriation for the foundation program for the biennium ending June 30, 1973, or such lesser amount as may be necessary to match federal funds, to a line item in the same appropriation, from which the state department of public instruction is authorized to make necessary expenditures for the continuation of the school lunch program."

And renumber the pages and lines accordingly.

For the Senate:

Senator Schultz
Senator Coughlin
Senator Litten

For the House:

Rep. Olienyk
Rep. Tweten
Rep. B. Miller

Rep. Olienyk moved that the report be adopted, which motion prevailed.

MOTION

Rep. Olienyk moved that the rules be suspended, that House Bill No. 1030 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1030. A Bill for an Act making an appropriation to the department of public instruction for the purpose of defraying the expenses of public schools.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 1; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Raile
Atkinson	Halcrow	Lee	Rice
Austin	Haman	Linderman	Rivinius
Berg	Haugland	Livingston	Rolfstrud

Boyum	Hausauer, A.	Lundene	Rundle
Brekke	Hausauer, R.	McGauvran	Sandness
Bunker	Henning	McGeehan	Shablow
DeGroot	Henry	Mertens	Solberg
DeKrey	Hensrud	Metzger	Stoltenow
Dick	Herman	Meyer	Stone
Dotzenrod	Hickle	Miedema	Streibel
Eagles	Hildebrand	Miller, B.	Strinden
Erickson, K.	Hoffner	Miller, E.	Thorsgard
Erickson, W.	Jacobson	Moore	Tweten
Fleming	Jenkins	Murphy	Wagner
Gackle	Johnson, H.	Mushik	Walsh
Ganser	Johnson, K.	Olienyk	Weber
Gengler	Kieffer	Opedahl	Welder
Gerl	Kingsbury	Patrick	Wikie
Glaspey	Lang	Peterson, J.	Winge
Grant	Larson, G.	Peterson, R.	Mr. Speaker
Gronneberg	Larson, L.		

Those voting in the negative were:

Hentges

Absent and not voting:

Backes	Giffey	Raymond	Ulvedal
Boustead	Hilleboe	Reimers	White
Dornacker	Knudson	Rocheleau	

So the bill passed and the title was agreed to.

MOTION

Rep. Atkinson moved that the House do concur on the Senate amendments to House Bill No. 1554.

Rep. Atkinson requested a call of the House, which request was granted.

Rep. Atkinson then moved to suspend the call of the House, which motion prevailed.

The question then was on the motion of Rep. Atkinson that the House do concur on the Senate amendments to House Bill No. 1554, which motion prevailed on a division vote.

MOTION

Rep. Atkinson moved that the rules be suspended, that House Bill No. 1554 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1554. A Bill for an Act to provide for a conditional transfer of funds to the college building fund and making an appropriation from the college building fund for the construction of college buildings, and repealing chapter 157 of the 1967 Session Laws of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 51; nays, 44; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Knudson	Reimers
Austin	Hausauer, A.	Lang	Rivinius
Berg	Hausauer, R.	Larson, G.	Sandness
Boustead	Henning	Larson, L.	Stoltenow
Boyum	Hensrud	Lee	Stone
Brekke	Hentges	Metzger	Streibel
Bunker	Herman	Miedema	Strinden
DeKrey	Hickle	Murphy	Tweten

Dick	Hildebrand	Olienyk	Wagner
Eagles	Hilleboe	Peterson, J.	Welder
Gackle	Jenkins	Peterson, R.	Winge
Ganser	Johnson, K.	Raile	Mr. Speaker
Gunderson	Kingsbury	Raymond	

Those voting in the negative were:

Anderson	Grant	Livingston	Patrick
Backes	Gronneberg	Lundene	Rice
DeGroot	Halcrow	McGauvran	Rocheleau
Dornacker	Haman	McGeehan	Rolfstrud
Dotzenrod	Henry	Mertens	Rundle
Erickson, K.	Hoffner	Meyer	Shablow
Erickson, W.	Jacobson	Miller, B.	Solberg
Fleming	Johnson, H.	Miller, E.	Thorsgard
Gengler	Kieffer	Moore	Walsh
Gerl	Laughlin	Mushik	Weber
Glaspey	Linderman	Opedahl	Wilkie

Absent and not voting:

Giffey	Ulvedal	White
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So the bill passed and the title was agreed to.

Rep. Strinden moved that the House reconsider the action by which the House did not concur in the Senate Amendments to House Bill No. 1547, and requesting that a conference committee be appointed, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Rep. Boustead: "Mr. Speaker:

"I rise on a point of personal privilege and request that my remarks be printed in the Journal.

"The past six weeks from time to time we have heard much about the Heritage Commission Foundation and proposed buildings. In view of this discussion, and perhaps due to some of the disappointments I would like to urge that the Heritage Commission again review the legislation that was commenced in 1965 establishing the concept and idea of a Heritage Center Foundation. It was thought at that time — and I know many of you in this Assembly will recall — that it was the intent of the Legislative Body that these funds necessary to construct a Heritage Foundation be raised through finance or a fund-raising campaign.

"We presently have in the bank \$1,142. I do not know from where it came, but I am happy to know we have a little seed, and I would like to ask at this time that the Heritage Commission put forth some effort to organize a statewide fund-raising campaign and inform the populace of the State of North Dakota what our objectives are, and then get down to being dead serious about raising some money. Should we then come up short, that is the time to come to this body for some help."

Rep. Streibel requested the unanimous consent of the House to withdraw House Bill No. 1547. There being no objection, the request was granted by the Speaker. House Bill No. 1547 was withdrawn.

MOTION

Rep. Streibel moved that the House not concur on Senate amendments to House Bill No. 1177, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bier announced the appointment of the following conference committee on House Bill No. 1177:

Representatives:

Dornacker
Gackle
Wilkie

MOTION

Rep. Streibel moved that the House stand recessed for one-half hour, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Bier presiding.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you the House has reconsidered the action by which it did not concur in the Senate amendments to House Bill No. 1554 and requesting the appointment of a conference committee. Subsequently the House has concurred in the Senate amendments to House Bill No. 1554.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 1177

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Representatives:

Dornacker

Gackle

Wilkie

Very respectfully,

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to return:

Senate Bill No. 2001

Senate Bill No. 2004

On which the House has adopted the conference committee report.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to transmit:

House Bill No. 1001

House Bill No. 1030

On which the House has adopted the conference committee report.

ROY GILBREATH, Chief Clerk

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has reconsidered the action by which the House did not concur in the Senate amendments to House Bill No. 1547 and requesting a conference committee be appointed. Subsequently House Bill No. 1547 was withdrawn.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4093

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

FIRST READING OF
A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4093. A Concurrent Resolution providing for additional compensation for certain Senate and House employees.

Was read the first time.

Rep. Streibel moved that the rules be suspended, that Senate Concurrent Resolution No. 4093 be not referred to committee, not printed as a bill but printed in the journal, and placed on second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION No. 4093

Introduced by Committee on Delayed Bills

- 1 A concurrent resolution providing for additional compensation
2 for certain Senate and House employees.
3
4 **BE IT RESOLVED BY THE SENATE OF THE FORTY-SECOND**
4a **LEGISLATIVE**
5 **ASSEMBLY OF THE STATE OF NORTH DAKOTA, THE**
5a **HOUSE OF**
6 **REPRESENTATIVES CONCURRING THEREIN:**
7 **SECTION 1.)** For additional services to the Forty-second
8 Legislative Assembly the following named employees shall be
9 paid for the additional number of days over and above that
10 for which they have been presently paid as set forth after
11 their name at the rates provided in Senate Concurrent
12 Resolution Number 4025:
- 13 **SENATE**
- 14 Leo Leidholm, secretary — 3 days
15 Dagny Olson, desk reporter — 3 days
16 Albert E. Bradley, sergeant-at-arms — 3 days
17 Arthur Herk, assistant secretary — 3 days
18 J. Vernon Asheim, bill clerk — 3 days
19 Cora Essington, chief stenographer and payroll clerk — 3 days
20 Lois J. Scherr, chief committee clerk — 3 days
21 Gladys Derrick, appropriations committee clerk — 3 days
22 Marjorie Trangsrud, committee clerk — 2 days
23 Edna Sand, committee clerk — 2 days
24 Donna Heisler, committee clerk — 2 days
1 Carolyn Sette, committee clerk — 2 days
2 Marlene Backman, committee clerk — 2 days
3 Roland Reich, calendar clerk — 2 days
4 Marie Skjod, enrolling and engrossing clerk — 3 days
5 Dormilee Diede, secretary to the president — 3 days
6 Gladys Van Vleet, secretary to majority floor leader — 3 days
7 Patricia Mitzel, secretary to minority floor leader — 3 days
8 Richard H. Jagd, deputy sergeant-at-arms — 3 days
9 Nick Frank, assistant sergeant-at-arms — 2 days
10 Ralph Scott, assistant sergeant-at-arms — 2 days
11 Emil Albrecht, assistant sergeant-at-arms — 3 days
12 Arthur Solberg, assistant sergeant-at-arms — 2 days
13 Evelyn Sholts, bill room clerk — 3 days
14 Patricia Ann Nelson, bill room clerk — 2 days
15 Janine Haug, stenographer — 3 days
16 Lorraine Moos, stenographer — 2 days
17 JoAnn Owens, stenographer — 2 days
18 Mary Alice Landgren, stenographer — 3 days
19 Joanne Hetland, typist — 1 day
20 Gertrude Berge, typist — 2 days
21 MacDonald Omafray, assistant enrolling and engrossing clerk —

- 22 3 days
 23 Clara Clendenen, page — 2 days
 24 Linda Kay Parkin, page — 3 days
 25 Janice Tischmak, page — 3 days
 26 Daline Meidinger, page — 2 days
 27 Marguerite Stenehjem, chief telephone attendant — 3 days
 28 Wanda Froelich, bill book clerk — 3 days
 29 Jerry Nagel, bill book clerk — 2 days
 30 Violetta LeGrave, bill book clerk — 3 days
 31 John A. Gilje, bill book clerk — 2 days
 32 Phyllis Connolly, information desk attendant — 2 days
 33 Hazel Ludemann, journal room clerk — 2 days
 34 Harold Kiesz, journal room clerk-typist — 2 days
 35 Pius Reis, parking lot attendant — 3 days
 1 Lorna Schauer, journal proofreader — 2 days
 2 Elma Schauer, journal proofreader — 2 days
 3 HOUSE
 4 Roy Gilbreath, chief clerk — 2 days
 5 Barbara King, desk reporter — 2 days
 6 Cecil Crandell, sergeant-at-arms — 2 days
 7 E. A. Tough, assistant chief clerk — 2 days
 8 Delano Wawers, bill clerk — 2 days
 9 Florence Nemer, chief stenographer and payroll clerk — 2 days
 10 Lela Knudsen, chief committee clerk — 2 days
 11 James Bond, calendar clerk — 2 days
 12 Vonnie Wold, enrolling and engrossing clerk — 2 days
 13 Bernice Herner, enrolling and engrossing clerk — 2 days
 14 Clara Wendt, chief page — 2 days
 15 Dorothy Litchfield, secretary to speaker — 2 days
 16 Mavis Patchen, secretary to majority floor leader — 2 days
 17 Elsie Zimmerman, secretary to minority floor leader — 2 days
 18 Olger Sandven, deputy sergeant-at-arms — 2 days
 19 Harry Iszler, assistant sergeant-at-arms — 2 days
 20 J. J. Cummins, assistant sergeant-at-arms — 1 day
 21 Art Buchwitz, assistant sergeant-at-arms — 1 day
 22 Enola Eck, bill room clerk — 2 days
 23 Pearl Andre, bill room clerk — 1 day
 24 ElaNor Weber, stenographer — 2 days
 25 Andrea Perry, stenographer — 1 day
 26 Judy Hoffman, stenographer — 2 days
 27 Amelia Lorenz, stenographer — 2 days
 28 Janice Holle, stenographer — 1 day
 29 Maude Grambs, typist — 2 days
 30 Marjorie Cleveland, typist — 2 days
 31 Laurel Renner, appropriations committee clerk — 2 days
 32 Louise Ebert, committee clerk — 2 days
 33 LuGale Backlin, committee clerk — 2 days
 34 Helen Soma, committee clerk — 2 days
 35 Alice Zako, committee clerk — 2 days
 1 Deborah Ann Dietz, page — 2 days
 2 Janet Gilbert, page — 1 day
 3 Karen Thompson, page — 2 days
 4 Valorie Christianson, page — 2 days
 5 Kathleen Key, page — 1 day
 6 David Engel, page, 1 day
 7 Iola Langord, telephone attendant — 2 days
 8 Jennie Bommersbach, telephone attendant — 2 days
 9 Esther Davis, bill book clerk — 1 day
 10 Percy Ottmar, bill book clerk — 2 days
 11 Nick Chernos, bill book clerk — 1 day
 12 Alvira Froelich, bill book clerk — 2 days
 13 Eunice Anderson, information desk attendant — 2 days
 14 Fred Krause, chief in charge of journal room and bill room
 15 clerks — 2 days
 16 Alvin Manning, journal room clerk — 2 days

- 17 Mike Burgard, journal room clerk — 1 day
 18 Oluf Grundstad, journal room clerk — 1 day
 19 Gertrude Learn, journal proofreader — 2 days
 20 Ruth Boyer, journal proofreader — 2 days
 21 Ferd Hetterle, parking lot attendant — 2 days

**SECOND READING OF
 A SENATE CONCURRENT RESOLUTION**

Senate Concurrent Resolution No. 4093. A Concurrent Resolution providing for additional compensation for certain Senate and House employees.

Was read the second time.

ROLL CALL

The roll was called and there were ayes, 79; nays, 0; absent and not voting, 19.

Those voting in the affirmative were:

Anderson	Gunderson	Laughlin	Rivinius
Atkinson	Haman	Lee	Rocheleau
Austin	Haugland	Linderman	Rolfsrud
Backes	Hausauer, A.	Livingston	Rundle
Berg	Hausauer, R.	Lundene	Sandness
Boustead	Henning	McGauvran	Shablow
Boyum	Henry	McGeehan	Soiberg
Brekke	Hentges	Mertens	Stoltenow
Bunker	Herman	Metzger	Streibel
DeGroot	Hickle	Meyer	Strinden
DeKrey	Hildebrand	Miller, B.	Thorsgard
Dick	Hilleboe	Miller, E.	Tweten
Eagles	Hoffner	Murphy	Wagner
Erickson, K.	Jacobson	Mushik	Walsh
Erickson, W.	Johnson, H.	Olienyk	Weber
Fleming	Kieffer	Opedahl	Welder
Gengler	Kingsbury	Patrick	Wilkie
Gerl	Knudson	Raile	Winge
Glaspey	Lang	Raymond	Mr. Speaker
Grant	Larson, G.	Rice	

Absent and not voting:

Dornacker	Gronneberg	Larson, L.	Reimers
Dotzenrod	Halcrow	Miedema	Stone
Gackle	Hensrud	Moore	Ulvedal
Ganser	Jenkins	Peterson, J.	White
Giffey	Johnson, K.	Peterson, R.	

Senate Concurrent Resolution No. 4093 was adopted.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on:

House Bill No. 1177

Senators:

Anderson
 Doherty
 Unruh

Very respectfully,
 LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to transmit:
 Senate Bill No. 2367

Senate Bill No. 2457

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1001

House Bill No. 1030

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to return:

Senate Concurrent Resolution No. 4093

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

REPORTS OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2367 has had the same under consideration and recommends that the same be indefinitely postponed.

For the Senate:

Senator Wilhite

Senator Strinden

Senator Nasset

For the House:

Rep. Wagner

Rep. Jenkins

Rep. Opedahl

Rep. Wagner moved that the report be adopted, which motion prevailed. Senate Bill No. 2367 was indefinitely postponed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2457 has had the same under consideration and recommends that the same be indefinitely postponed.

For the Senate:

Senator Wilhite

Senator Doherty

Senator Thoreson

For the House:

Rep. Jenkins

Rep. L. Larson

Rep. Mertens

Rep. Jenkins moved that the report be adopted, which motion prevailed.

Rep. Streibel moved that the House stand recessed for half on hour, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Bier presiding.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 16, 1971

Mr. Speaker: Your Conference Committee to whom was referred has adopted the conference committee report on:

Senate Bill No. 2367

Senate Bill No. 2457

Very respectfully,
ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1492 has had the same under consideration and recommends that the Senate recede from its amendments and that House Bill No. 1492 be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following: "for an Act to provide and appropriate funds for the payment of adjusted compensation payments to North Dakota veterans of the Vietnam conflict and to the industrial commission for the issuance of bonds; providing for the issuance, sale, and delivery of general obligation bonds; creating a sinking fund; and providing for a surtax and fund transfers for the servicing and retirement of such bonds; and declaring an emergency.

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

SECTION 1. DESIGNATION OF BONDS.) Bonds to be issued under the provisions of this Act shall be known as state of North Dakota general obligation bonds, Vietnam conflict adjusted compensation series.

SECTION 2. AUTHORITY FOR ISSUING BONDS OF NORTH DAKOTA VIETNAM CONFLICT ADJUSTED COMPENSATION SERIES — PURPOSE OF ISSUE.) An issue of not to exceed fifteen million dollars general obligation bonds of the state of North Dakota is hereby authorized and directed under the conditions, in the manner, and for the purpose stated in the amendment to the Constitution of North Dakota, adopted by the forty-first legislative assembly of the state of North Dakota as Senate Concurrent Resolution No. 17 and approved by the people at the primary election held in September 1970, and the generally applicable provisions of the Constitution and the statutes of the state of North Dakota. The preparation, handling, issuance, sale, and delivery of such issue of bonds shall be under the supervision and control of the industrial commission of North Dakota, which commission is hereby authorized and directed to negotiate a satisfactory sale of such issue of bonds as soon after the effective date of this Act as may be necessary to provide funds for the payment of adjusted compensation to veterans of the Vietnam conflict. Such issue of bonds is authorized for the purpose of providing funds to be used in payment of adjusted compensation to North Dakota veterans of the Vietnam conflict and the administrative expenses resulting therefrom and such funds are hereby appropriated for such purpose.

SECTION 3. PREPARATION OF BONDS.) Bonds issued under this Act shall be executed by the governor and by the state treasurer under the great seal of the state of North Dakota and shall be attested by the secretary of state. The state auditor and secretary of state shall endorse and sign, on each bond issued, a certificate showing that such bond is issued pursuant to law and is within the state debt limit. The manner and form of execution shall be determined by the industrial commission. The issue of bonds under this Act shall be of serial maturities, and the industrial commission shall fix the maximum rate of interest they shall bear. The first installment of principal of bonds sold at any one time shall fall due not more than two years from the date of the bonds, and the last installment shall fall due not more than fifteen years after the date of first issue. Annual installments of principal shall be such that the increase thereof from year to year approximately shall equal the decrease from year to year of the amount of interest on unpaid bonds, so that the aggregate of principal and interest shall be approximately equal year by year. All bonds issued under this Act shall be in denominations of not more than ten thousand dollars each and shall be fully negotiable with semiannual interest coupons attached, except that the first interest payment shall be one year from and after the date of issuance of the bonds. Bonds issued under this Act from

and after the year 1972 until the year 1981, inclusive, shall not be callable prior to maturity. Bonds issued under this Act from and after the year 1982 may be called prior to maturity, in inverse numerical order. All bonds issued under this Act shall contain a provision that interest thereon shall cease at maturity unless the holder thereof shall present the same for payment and payment is refused. The principal and interest of bonds issued under this Act shall be payable at the office of the state treasurer in Bismarck, North Dakota, or at the Bank of North Dakota, or at a bank or trust company in the city of Chicago or New York, as the industrial commission may determine.

SECTION 4. SALE AND DELIVERY OF BONDS BY INDUSTRIAL COMMISSION — DEPOSIT OF PROCEEDS.) The industrial commission shall act as agent of the state for the negotiation, sale, and delivery of all bonds issued under this Act. Such bonds shall be sold in whole or in part from time to time for cash at not less than par and accrued interest to the best advantage of the state. In offering such bonds for sale, the industrial commission shall reserve the right to reject any or all bids therefor. Purchasers and holders of such bonds may have ownership registered in the office of the state treasurer. All of the proceeds of such bonds shall be received by the industrial commission and by it placed in a separate fund in the state treasury in the custody of the state treasurer to be used only for the purpose for which such bonds are issued.

SECTION 5. BONDS TAX EXEMPT.) All bonds issued under the provisions of this Act and interest thereon shall be exempt from all state, county, and municipal taxes.

SECTION 6. BONDS A GENERAL OBLIGATION OF STATE OF NORTH DAKOTA.) Upon receipt of payment therefor, the industrial commission shall deliver to each purchaser of bonds issued under this Act, the bonds purchased by him, and upon the delivery of such bonds the full faith and credit and unlimited taxing resources of the state of North Dakota shall stand pledged for the punctual payment of each and all of such bonds and the interest thereon to the lawful holder and owner thereof as the same become due and are presented for payment.

SECTION 7. SURTAX ON INCOME.) An additional tax, or surtax, is hereby imposed on the income of every individual, estate, trust, and corporation that is required to file an income tax return pursuant to the provisions of chapter 57-38. This surtax shall be placed on the state income tax return as a separate line item entitled "Vietnam bonus surtax", shall be paid annually by each such taxpayer, and shall be computed as follows:

1. For an individual, estate, or trust the tax shall be computed at the rate of one percent of the taxable income of such individual, estate, or trust as determined pursuant to the provisions of chapter 57-38, but shall not be less than two dollars and fifty cents nor more than twelve dollars and fifty cents.
2. For a corporation the tax shall be computed at the rate of one percent of the taxable income of the corporation as determined pursuant to the provisions of chapter 57-38, provided that the amount of tax shall not be less than ten dollars nor more than twenty-five dollars.

For purposes of administering the provisions of this section, the provisions of chapter 57-38, pertaining to the administration of income tax, including but not limited to the withholding of income taxes, the payment of income taxes and interest and penalties thereon, refunds, attachment of liens for failure to pay such taxes and interest and penalties thereon, and civil and criminal penalties for failure to comply with the provisions of chapter 57-38, shall

govern the administration of the surtax levied in this section. All of the proceeds of this surtax, including penalties and interest thereon, collected and received by the tax commissioner shall be paid by him into the sinking fund established for the payment of bonds issued under this Act. When the director of the department of accounts and purchases shall determine, in consultation with the industrial commission, that sufficient funds are available in the sinking fund for the payment of Vietnam veterans' bonus bonds to retire all bonds outstanding with interest thereon, he shall certify the same to the tax commissioner, whereupon the surtax imposed by this section shall terminate and the last taxable year of each taxpayer that ends before such certification shall be the last taxable year for which the tax shall be imposed on and collected from such taxpayer.

The provisions of this section shall be effective for all taxable years beginning on or after January 1, 1972.

SECTION 8. SINKING FUND.) The sinking fund for the payment of bonds issued under this Act and interest thereon shall be established and maintained in the office of the state treasurer who shall be custodian of such fund and shall at all times maintain adequate records thereof. The state treasurer shall make reports of the condition of such sinking fund to the industrial commission on request. All taxes levied and all sums appropriated and transferred for the payment of bonds issued under this Act shall be deposited in the sinking fund therefor and shall be disbursed by the state treasurer in payment of such bonds and interest thereon directly or through a paying agent to be designated by the industrial commission. On request of the industrial commission, the state treasurer shall supply any deficiency of such sinking fund out of any available monies of the state in his custody, provided that all monies so used shall be returned at the earliest practicable opportunity.

SECTION 9. TRANSFER OF BALANCE.) Upon the retirement of all bonds provided for in this Act, together with the interest thereon, any balance remaining in the sinking fund shall be transferred by the treasurer to the general fund.

SECTION 10. INVESTMENT OF SINKING FUND.) Monies in the sinking fund for bonds issued under this Act shall be deposited in the Bank of North Dakota. The Bank of North Dakota shall pay interest thereon as directed by the industrial commission, which interest shall be credited to the sinking fund and shall be used for the payment of the principal of the bonds or interest thereon.

SECTION 11. PROTECTION OF PURCHASER.) The purchaser of any bonds issued under this Act shall not be obliged to see to the application of the purchase price thereof but shall be protected fully in paying for such bonds by the receipt of the industrial commission or of its agent delivering such bonds as herein provided.

SECTION 12. LIMITATION OF ACTION.) No action shall be brought or maintained in any court in this state questioning the validity of any bonds issued under this Act, or of any tax levied under this Act, unless such action shall have been commenced within sixty days after the adoption of the resolution of the industrial commission awarding the sale of such bonds.

SECTION 13. TAXES IRREPEALABLE.) All taxes levied, appropriations, and transfers provided to pay bonds issued under the provisions of this Act and interest thereon shall not be repealed until such bonds and interest are fully paid.

SECTION 14. APPROPRIATION.) There is hereby appropriated out of any monies in the general fund in the state treasury, not otherwise appropriated, the sum of \$2 million for transfer upon order of the director of the department of accounts and purchases to the sinking fund for the payment of Vietnam veterans' bonus

bonds during the biennium beginning July 1, 1971, and ending June 30, 1973.

SECTION 15. APPROPRIATION TO INDUSTRIAL COMMISSION.) There is hereby appropriated out of any monies in the Vietnam veterans' bonus adjusted compensation fund, not otherwise appropriated, the sum of \$50,000.00, or so much thereof as may be necessary, to the industrial commission for administrative and legal expenses for the issuance of bonds authorized by this Act, for the biennium beginning July 1, 1971, and ending June 30, 1973.

SECTION 16. APPROPRIATION FOR BONDS.) There is hereby appropriated the funds required for the payment of interest and principal of all bonds issued and sold under this Act.

SECTION 17. EMERGENCY. This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines and pages accordingly.

For the House:

Rep. Dornacker
Rep. K. Johnson
Rep. Weber

For the Senate:

Senator Wilhite
Senator Doherty
Senator Thoreson

Rep. Dornacker moved that the report be adopted.

Rep. Streibel moved that the House stand recessed for thirty minutes, which motion prevailed.

The House reconvened pursuant to recess taken, with Speaker Bier presiding.

The question then was on the motion of Rep. Dornacker to adopt the Conference Committee Report on House Bill No. 1492.

Rep. Streibel requested a call of the House, which request was granted.

Rep. Streibel moved to suspend the call of the House, which motion prevailed.

The question then was on the motion of Rep. Dornacker to adopt the Conference Committee Report on House Bill No. 1492, which motion prevailed on a division vote.

MOTION

Rep. Dornacker moved that the rules be suspended, that House Bill No. 1492 be considered properly re-engrossed and placed on final passage, which motion failed on a division vote.

Speaker Bier reversed the decision that the motion failed, based on Rule 55 of the House Rules, and the motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1492. A Bill for an Act to provide and appropriate funds for the payment of adjusted compensation payments to North Dakota veterans of the Vietnam conflict and to the industrial commission for the issuance of bonds; providing for the issuance, sale, and delivery of general obligation bonds; creating a sinking fund; and providing for a surtax and fund transfers for the servicing and retirement of such bonds; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 55; nays, 40; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Lang	Rice
Austin	Hausauer, A.	Larson, G.	Rivinius
Berg	Hausauer, R.	Larson, L.	Rundle
Boustead	Henning	Lee	Sandness
Brekke	Hensrud	Metzger	Stoltenow
Boyum	Hentges	Miedema	Stone
Bunker	Herman	Moore	Streibel
DeKrey	Hickle	Murphy	Strinden
Dick	Hildebrand	Olienyk	Thorsgard
Dornacker	Hilleboe	Peterson, J.	Tweten
Eagles	Jenkins	Peterson, R.	Wagner
Gackle	Johnson, K.	Raile	Welder
Ganser	Kingsbury	Raymond	Mr. Speaker
Gunderson	Knudson	Reimers	

Those voting in the negative were:

Anderson	Grant	Linderman	Opedahl
Backes	Gronneberg	Livingston	Patrick
DeGroot	Halcrow	Lundene	Rocheleau
Dotzenrod	Haman	McGauvran	Rolfstrud
Erickson, K.	Henry	McGeehan	Shablow
Erickson, W.	Hoffner	Mertens	Solberg
Fleming	Jacobson	Meyer	Walsh
Gengler	Johnson, H.	Miller, B.	Weber
Gerl	Kieffer	Miller, E.	Wilkie
Glaspey	Laughlin	Mushik	Winge

Absent and not voting:

Giffey	Ulvedal	White
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So the bill passed and the title was agreed to but the emergency clause failed.

MOTION

Rep. Thorsgard moved that the House reconsider the action by which House Bill No. 1517 was passed.

Rep. Knudson requested a recorded roll call vote on the motion to reconsider the action by which House Bill No. 1517 was passed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 49; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Glaspey	Kieffer	Rice
Backes	Gronneberg	Laughlin	Rivinius
Berg	Gunderson	Lee	Rolfstrud
Boyum	Halcrow	Linderman	Rundle
Bunker	Haman	McGauvran	Sandness
DeKrey	Hausauer, R.	Meyer	Shablow
Dick	Henning	Miller, E.	Stoltenow
Dornacker	Hentges	Moore	Thorsgard
Dotzenrod	Hickle	Murphy	Weber
Erickson, W.	Hilleboe	Peterson, J.	Wilkie
Gackle	Jenkins	Raile	
Ganser	Johnson, K.	Reimers	

Those voting in the negative were:

Anderson	Henry	Livingston	Raymond
Austin	Hensrud	Lundene	Rocheleau
Boustead	Herman	McGeehan	Solberg
Brekke	Hildebrand	Mertens	Stone
DeGroot	Hoffner	Metzger	Streibel
Eagles	Jacobson	Miedema	Strinden
Erickson, K.	Johnson, H.	Miller, B.	Tweten
Fleming	Kingsbury	Mushik	Wagner
Gengler	Knudson	Olienyk	Walsh

Gerl	Lang	Opedahl	Welder
Grant	Larson, G.	Patrick	Winge
Haugland	Larson, L.	Peterson, R.	Mr. Speaker
Hausauer, A.			

Absent and not voting:

Giffey	Ulvedal	White
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The motion failed.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2045

Senate Bill No. 2509

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1177 has had the same under consideration and recommends that the Senate recede from its amendments and that House Bill No. 1177 be amended as follows:

On page 3, line 1 of the engrossed bill after the word "upon" and before the word "such" insert the words "**ninety-five percent of**"

On page 3, line 4 delete the words "**twelve-dollar**" and insert in lieu thereof the words "**seven-dollar**"

On page 3, line 7 place triple parentheses before the word "was" and place triple parentheses after the word "remitted" and insert in lieu thereof the words "**equals ninety-five percent of such payment**"

On page 3, line 8 delete the words "**twelve-dollar**" and insert in lieu thereof the words "**seven-dollar**"

On page 3, line 10 place triple parentheses before the word "was" and place triple parentheses after the word "remitted" and insert in lieu thereof the words "**equals ninety-five percent of such payment**"

And renumber the pages and lines accordingly.

For the Senate:

Senator Unruh

Senator Doherty

Senator Anderson

For the House:

Rep. Dornacker

Rep. Wilkie

Rep. Gackle

Rep. Dornacker moved that the report be adopted, which motion prevailed.

MOTION

Rep. Dornacker moved that the rules be suspended, that House Bill No. 1177 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1177. A Bill for an Act to amend and reenact section 57-58-01 of the North Dakota Century Code, relating to the dates and the formula for the distribution of personal property tax replacement moneys to political subdivisions, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended,

the roll was called and there were ayes, 87; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Grant	Larson, G.	Reimers
Aikinson	Gronneberg	Larson, L.	Rice
Austin	Gunderson	Laughlin	Rivinius
Backes	Haugland	Lee	Rocheleau
Berg	Hausauer, A.	Linderman	Rolfsrud
Boustead	Hausauer, R.	Livingston	Rundle
Boyum	Henning	Lundene	Sandness
Brekke	Henry	McGauvran	Shablow
Bunker	Herman	McGeehan	Solberg
DeGroot	Hensrud	Metzger	Stoltenow
DeKrey	Hentges	Meyer	Stone
Dick	Hickle	Miedema	Streibel
Dornacker	Hilleboe	Moore	Strinden
Dotzenrod	Hoffner	Murphy	Thorsgard
Eagles	Jacobson	Mushik	Tweten
Erickson, K.	Jenkins	Olienyk	Wagner
Erickson, W.	Johnson, H.	Opedahl	Walsh
Gackle	Johnson, K.	Patrick	Weber
Ganser	Kieffer	Peterson, J.	Welder
Gengler	Kingsbury	Peterson, R.	Wilkie
Gerl	Knudson	Raile	Mr. Speaker
Glaspey	Lang	Raymond	

Those voting in the negative were:

Fleming	Haman	Mertens	Miller, E.
Halcrow	Hildebrand	Miller, B.	Winge

Absent and not voting:

Giffey	Ulvedal	White
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1492

Very respectfully,
ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Majority of Conference Committee to whom was referred Senate Bill No. 2509 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill No. 2509 be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following: "for an Act directing the legislative council to prepare a redistricting plan for the legislative assembly and for legislative intent.

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

SECTION 1. LEGISLATIVE INTENT.)

WHEREAS, recent decisions of the North Dakota supreme court, the United States supreme court, and the federal district court for the North Dakota district have clearly espoused the principle that representatives of the people elected to state legislature must be elected on the "one man - one vote" principle so that as nearly as practicable, the vote of each elector is equal in weight to the vote of each other elector; and

WHEREAS, the forty-second legislative assembly has strived diligently to adopt a plan which would redistrict the state of North

Dakota into legislative districts that would meet guidelines established by the courts, but has found the task to be impossible in the time available; and

WHEREAS, the forty-second legislative assembly is aware of the provisions of section 35 of the Constitution of this state which would require that in the event any legislative assembly shall fail to redistrict itself at the session following any federal decennial census, the same shall be performed by a board consisting of certain officials of the state and of the house of representatives; and

WHEREAS, this section has been declared unconstitutional by the federal district court for the North Dakota district in Paulson v. Meier, 232 Federal Supplement 183, and it appears that the North Dakota supreme court, in the recent case of Stockman v. Anderson has supported this ruling by finding that since the people voted on the amendments to section 35 of the North Dakota Constitution, among other sections, as a "package", the entire contents of this section were declared unconstitutional by the federal district court and are null and void and of no force and effect; and

WHEREAS, it is therefore clear to the forty-second legislative assembly that the portion of section 35 of the North Dakota Constitution requiring redistricting by a board consisting of officials of the state and of the house of representatives is rendered inoperative, ineffectual, and unconstitutional, and such board cannot be required or permitted to redistrict the state into legislative districts, nor is it the intent of the legislative assembly and the people of this state that the board perform such redistricting; and

WHEREAS, it is imperative that the state be redistricted into legislative districts meeting constitutional requirements set by the North Dakota supreme court, the United States supreme court, and the federal district court for the North Dakota district.

SECTION 2. REDISTRICTING PLAN TO BE PREPARED BY LEGISLATIVE COUNCIL.) The legislative council is hereby directed to study and develop a plan for redistricting the legislative districts of the state, such plan to be developed in accordance with the "one man - one vote" principle and to be free from obvious constitutional deficiencies. The plan shall be presented to the forty-third legislative assembly, together with such legislation as may be necessary to enact such plan into law, and in the event any court shall assume jurisdiction for the purpose of legislative redistricting and reapportionment, the legislative council shall make such plan available to such court."

And renumber the lines, sections, and pages accordingly.

For the House:

Rep. Strinden
Rep. Moore

For the Senate:

Senator Hernet
Senator Goldberg

Rep. Strinden moved that the report of the majority be adopted.

The Minority of the Conference Committee to whom was referred Senate Bill No. 2509 has had the same under consideration and recommends that the Senate accede to the House amendments.

For the House:

Rep. Backes

For the Senate:

Senator Just

Rep. Backes moved that the report of the minority be substituted for that of the majority.

Rep. Backes withdrew the motion that the report of the minority be substituted for that of the majority.

The question then was on the motion of Rep. Strinden to adopt the report of the Majority of the Conference Committee on Senate Bill No. 2509, which motion failed on a division vote.

Rep. Streibel moved that the House reconsider the action by which the House passed Senate Bill No. 2509, as amended, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2509. A Bill for an Act directing the legislative council to prepare a redistricting plan for the legislative assembly and for legislative intent.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 11; nays, 78; absent and not voting, 9.

Those voting in the affirmative were:

Berg	Hildebrand	Raile	Thorsgard
Gackle	Moore	Solberg	Winge
Geri	Peterson, R.	Strinden	

Those voting in the negative were:

Anderson	Gronneberg	Kingsbury	Patrick
Atkinson	Gunderson	Knudson	Peterson, J.
Austin	Halcrow	Lang	Raymond
Backes	Haman	Larson, G.	Rice
Boyum	Haugland	Larson, L.	Rivinius
Brekke	Hausauer, A.	Laughlin	Rocheleau
Bunker	Hausauer, R.	Lee	Rofsrud
DeGroot	Henning	Linderman	Rundle
DeKrey	Henry	Livingston	Sandness
Dick	Hensrud	Lundene	Stoltenow
Dornacker	Hentges	McGauvran	Stone
Dotzenrod	Herman	McGeehan	Streibel
Eagles	Hickle	Mertens	Tweten
Erickson, K.	Hilleboe	Metzger	Wagner
Erickson, W.	Hoffner	Meyer	Walsh
Fleming	Jacobson	Miller, B.	Weber
Ganser	Jenkins	Miller, E.	Wilkie
Gengler	Johnson, H.	Murphy	Mr. Speaker
Glaspey	Johnson, K.	Mushik	
Grant	Kieffer	Opedahl	

Absent and not voting:

Boustead	Olienyk	Shablow	Welder
Giffey	Reimers	Ulvedal	White
Miedema			

So the bill lost.

POINT OF PERSONAL PRIVILEGE

Rep. Mushik requested that her remarks as follows be printed in the Journal.

Rep. Mushik: "Mr. Speaker:

"I want to thank Rep. Boustead for reminding us of our committment to the youth and future generations of our state.

"Our past history is the legacy we receive from the generations who have preceded us. How well we preserve that heritage will determine the future of our free society. Indeed, the future of the free world may well be determined by our respect and understanding of the great free ideals our ancestors fought and labored to achieve.

"A heritage center is a living monument where we can visibly preserve and interpret the momentoes of the past which our pioneers used to help build our free society.

"We North Dakotans have a wonderful heritage — one in which we can truly take pride. Many of us are second and third generation North Dakotans and would like to preserve those records and mementoes of our pioneer grandparents.

"I believe it is the legislature's responsibility to establish the building of a heritage center as a goal for our state. Further, it is up to us to take the first step in achieving this goal by providing some initial funding.

"It will encourage potential donors to our heritage center to know that the leaders of our state government have committed themselves and their dollars to preserve our history for future generations.

"In 1976 the United States celebrates its 200th Anniversary. We in North Dakota have five short years to match the national effort to celebrate our independence by building our own heritage center. It is a magnificent opportunity. If we have vision we will grasp it. We must act. We need a heritage center."

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has not adopted the Conference Committee Report on Senate Bill No. 2509, and reconsidered the action by which Senate Bill No. 2509 was passed, and subsequently failed to pass Senate Bill No. 2509.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed for thirty minutes, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Bier presiding.

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2045 has had the same under consideration and recommends that the House recede from its amendments and that engrossed Senate Bill No. 2045 be amended as follows:

On page 2, line 14 after the word "All" insert the words "structures and"

On page 2, line 16 after the word "such" insert the words "structures and"

On page 2, line 19 after the first word "such" insert the words "structures and"

On page 2, line 23 before the word "buildings" delete the word "the" and insert the words "such structures or"

On page 2, line 25 after the word "such" insert the words "structures or"

And renumber the pages and lines accordingly.

For the Senate:

Senator Thoreson
Senator Unruh
Senator Erdman

For the House:

Rep. Dornacker
Rep. Boustead
Rep. Backes

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Strinden moved that the rules be suspended and that Senate Bill No. 2045 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2045. A Bill for an Act to create and enact section 57-02-05.1 of the North Dakota Century Code, relating to the definition of personal property; to amend and reenact section 57-02-04 of the North Dakota Century Code, relating to the definition of real property; to amend and reenact subsection 25 of section 57-02-08 of the North Dakota Century Code, relating to the exemption of personal property from taxation; and to repeal section 57-02-05 of the North Dakota Century Code, relating to the definition of personal property, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 68; nays, 27; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gunderson	Lee	Raymond
Atkinson	Haman	Linderman	Reimers
Backes	Haugland	Livingston	Rice
Boustead	Hausauer, A.	Lundene	Rivinius
Brekke	Hausauer, R.	McGauvran	Rocheleau
DeGroot	Henry	McGeehan	Rolfsrud
DeKrey	Hensrud	Mertens	Rundle
Dick	Hickle	Metzger	Sandness
Dornacker	Hoffner	Meyer	Shallow
Dotzenrod	Jacobson	Miedema	Solberg
Erickson, K.	Johnson, H.	Miller, B.	Stone
Erickson, W.	Johnson, K.	Miller, E.	Wagner
Gackle	Kieffer	Moore	Walsh
Ganser	Lang	Murphy	Weber
Glasphey	Larson, G.	Opedahl	Wilkie
Grant	Larson, L.	Patrick	Winge
Gronneberg	Laughlin	Peterson, J.	Mr. Speaker

Those voting in the negative were:

Austin	Gerl	Jenkins	Stoltenow
Berg	Halcrow	Kingsbury	Streibel
Boyum	Henning	Knudson	Strinden
Bunker	Hentges	Mushik	Thorsgard
Eagles	Herman	Olienyk	Twetten
Fleming	Hildebrand	Peterson, R.	Welder
Gengler	Hilleboe	Raile	

Absent and not voting:

Giffey	Ulvedal	White
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So the bill passed and the title was agreed to and the emergency clause was declared carried.

Rep. Streibel moved that the vote by which Senate Bill No. 2045 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1492

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:
House Bill No. 1177

Very respectfully,
ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, March 16, 1971

Mr. Speaker: I have the honor to return:
House Bill No. 1177
On which the Senate has adopted the conference committee report.
LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 16, 1971

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:
Senate Bill No. 2045

Very respectfully,
ROY GILBREATH, Chief Clerk

APPOINTMENT OF LEGISLATIVE AUDIT
AND FISCAL REVIEW COMMITTEE

Speaker Bier announced the following appointments to the Legislative Audit and Fiscal Review Committee:

Rep. Peter Hilleboe
Rep. James Peterson
Rep. Dale Linderman
Rep. Gerhardt Wilkie

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, N. D., March 16, 1971

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4002
Senate Concurrent Resolution No. 4007
Senate Concurrent Resolution No. 4013
Senate Concurrent Resolution No. 4015
Senate Concurrent Resolution No. 4016
Senate Concurrent Resolution No. 4019
Senate Concurrent Resolution No. 4020
Senate Concurrent Resolution No. 4023
Senate Concurrent Resolution No. 4027
Senate Concurrent Resolution No. 4028
Senate Concurrent Resolution No. 4029
Senate Concurrent Resolution No. 4032
Senate Concurrent Resolution No. 4033
Senate Concurrent Resolution No. 4034
Senate Concurrent Resolution No. 4035
Senate Concurrent Resolution No. 4036
Senate Concurrent Resolution No. 4037
Senate Concurrent Resolution No. 4042
Senate Concurrent Resolution No. 4043
Senate Concurrent Resolution No. 4044
Senate Concurrent Resolution No. 4047
Senate Concurrent Resolution No. 4052
Senate Concurrent Resolution No. 4053
Senate Concurrent Resolution No. 4054
Senate Concurrent Resolution No. 4055
Senate Concurrent Resolution No. 4056
Senate Concurrent Resolution No. 4057
Senate Concurrent Resolution No. 4064
Senate Concurrent Resolution No. 4065

Senate Concurrent Resolution No. 4066
 Senate Concurrent Resolution No. 4071
 Senate Concurrent Resolution No. 4072
 Senate Concurrent Resolution No. 4074
 Senate Concurrent Resolution No. 4075
 Senate Concurrent Resolution No. 4082
 Senate Concurrent Resolution No. 4083
 Senate Concurrent Resolution No. 4084
 Senate Concurrent Resolution No. 4085
 Senate Concurrent Resolution No. 4086
 Senate Concurrent Resolution No. 4087
 Senate Concurrent Resolution No. 4091
 Senate Concurrent Resolution No. 4092
 Senate Concurrent Resolution No. 4093

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

Senate Concurrent Resolution No. 4002
 Senate Concurrent Resolution No. 4007
 Senate Concurrent Resolution No. 4013
 Senate Concurrent Resolution No. 4015
 Senate Concurrent Resolution No. 4016
 Senate Concurrent Resolution No. 4019
 Senate Concurrent Resolution No. 4020
 Senate Concurrent Resolution No. 4023
 Senate Concurrent Resolution No. 4027
 Senate Concurrent Resolution No. 4028
 Senate Concurrent Resolution No. 4029
 Senate Concurrent Resolution No. 4032
 Senate Concurrent Resolution No. 4033
 Senate Concurrent Resolution No. 4034
 Senate Concurrent Resolution No. 4035
 Senate Concurrent Resolution No. 4036
 Senate Concurrent Resolution No. 4037
 Senate Concurrent Resolution No. 4042
 Senate Concurrent Resolution No. 4043
 Senate Concurrent Resolution No. 4044
 Senate Concurrent Resolution No. 4047
 Senate Concurrent Resolution No. 4052
 Senate Concurrent Resolution No. 4053
 Senate Concurrent Resolution No. 4054
 Senate Concurrent Resolution No. 4055
 Senate Concurrent Resolution No. 4056
 Senate Concurrent Resolution No. 4057
 Senate Concurrent Resolution No. 4064
 Senate Concurrent Resolution No. 4065
 Senate Concurrent Resolution No. 4066
 Senate Concurrent Resolution No. 4071
 Senate Concurrent Resolution No. 4072
 Senate Concurrent Resolution No. 4074
 Senate Concurrent Resolution No. 4075
 Senate Concurrent Resolution No. 4082
 Senate Concurrent Resolution No. 4083
 Senate Concurrent Resolution No. 4084
 Senate Concurrent Resolution No. 4085
 Senate Concurrent Resolution No. 4086
 Senate Concurrent Resolution No. 4087
 Senate Concurrent Resolution No. 4091
 Senate Concurrent Resolution No. 4092
 Senate Concurrent Resolution No. 4093

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

Bismarck, N. D., March 16, 1971

Mr. President:

I have the honor to return:

Senate Concurrent Resolution No. 4002
 Senate Concurrent Resolution No. 4007
 Senate Concurrent Resolution No. 4013
 Senate Concurrent Resolution No. 4015
 Senate Concurrent Resolution No. 4016
 Senate Concurrent Resolution No. 4019
 Senate Concurrent Resolution No. 4020
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 Senate Concurrent Resolution No. 4035
 Senate Concurrent Resolution No. 4036
 Senate Concurrent Resolution No. 4037
 Senate Concurrent Resolution No. 4042
 Senate Concurrent Resolution No. 4043
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 Senate Concurrent Resolution No. 4052
 Senate Concurrent Resolution No. 4053
 Senate Concurrent Resolution No. 4054
 Senate Concurrent Resolution No. 4055
 Senate Concurrent Resolution No. 4056
 Senate Concurrent Resolution No. 4057
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 Senate Concurrent Resolution No. 4075
 Senate Concurrent Resolution No. 4082
 Senate Concurrent Resolution No. 4083
 Senate Concurrent Resolution No. 4084
 Senate Concurrent Resolution No. 4085
 Senate Concurrent Resolution No. 4086
 Senate Concurrent Resolution No. 4087
 Senate Concurrent Resolution No. 4091
 Senate Concurrent Resolution No. 4092
 Senate Concurrent Resolution No. 4093

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

MOTIONS

Rep. Streibel moved that a committee of three be appointed to notify the Senate that the House has completed its business and was about to adjourn sine die, which motion prevailed, and the Speaker appointed as such committee:

Rep. Tweten
 Rep. Hentges
 Rep. Wilkie

Rep. Streibel moved that a committee of three be appointed to notify the Governor that the House had completed its business and is about to adjourn sine die, which motion prevailed, and the Speaker appointed as such committee:

Rep. Dick
Rep. Stone
Rep. Solberg

Rep. Tweten announced that the committee appointed to notify the Senate that the House had completed its business and is about to adjourn sine die, had completed their business and asked to be discharged, which request was granted.

Rep. Solberg announced that the committee appointed to notify the Governor that the House had completed its business and is about to adjourn sine die, had completed their business and asked to be discharged, which request was granted.

A committee from the senate was received who announced that the Senate had completed its business and was about to adjourn sine die.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House be on the sixteenth and seventeenth orders of business and that on the completion thereof, the House adjourn sine die, which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, N. D., March 16, 1971

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2001	Senate Bill No. 2157
Senate Bill No. 2002	Senate Bill No. 2178
Senate Bill No. 2003	Senate Bill No. 2180
Senate Bill No. 2004	Senate Bill No. 2181
Senate Bill No. 2005	Senate Bill No. 2192
Senate Bill No. 2006	Senate Bill No. 2194
Senate Bill No. 2007	Senate Bill No. 2204
Senate Bill No. 2009	Senate Bill No. 2207
Senate Bill No. 2010	Senate Bill No. 2211
Senate Bill No. 2011	Senate Bill No. 2217
Senate Bill No. 2012	Senate Bill No. 2218
Senate Bill No. 2013	Senate Bill No. 2230
Senate Bill No. 2014	Senate Bill No. 2234
Senate Bill No. 2021	Senate Bill No. 2259
Senate Bill No. 2022	Senate Bill No. 2262
Senate Bill No. 2023	Senate Bill No. 2264
Senate Bill No. 2024	Senate Bill No. 2276
Senate Bill No. 2027	Senate Bill No. 2279
Senate Bill No. 2029	Senate Bill No. 2282
Senate Bill No. 2031	Senate Bill No. 2299
Senate Bill No. 2033	Senate Bill No. 2302
Senate Bill No. 2034	Senate Bill No. 2304
Senate Bill No. 2036	Senate Bill No. 2306
Senate Bill No. 2042	Senate Bill No. 2307
Senate Bill No. 2045	Senate Bill No. 2309
Senate Bill No. 2061	Senate Bill No. 2316
Senate Bill No. 2063	Senate Bill No. 2319
Senate Bill No. 2091	Senate Bill No. 2333
Senate Bill No. 2093	Senate Bill No. 2334
Senate Bill No. 2100	Senate Bill No. 2343
Senate Bill No. 2122	Senate Bill No. 2346
Senate Bill No. 2126	Senate Bill No. 2347
Senate Bill No. 2139	Senate Bill No. 2348
Senate Bill No. 2151	Senate Bill No. 2354
Senate Bill No. 2153	Senate Bill No. 2362
Senate Bill No. 2154	Senate Bill No. 2363
Senate Bill No. 2155	Senate Bill No. 2370
Senate Bill No. 2156	

Senate Bill No. 2375
Senate Bill No. 2381
Senate Bill No. 2387
Senate Bill No. 2389
Senate Bill No. 2391
Senate Bill No. 2398
Senate Bill No. 2404
Senate Bill No. 2408
Senate Bill No. 2413
Senate Bill No. 2426
Senate Bill No. 2437
Senate Bill No. 2439
Senate Bill No. 2448
Senate Bill No. 2449
Senate Bill No. 2456
Senate Bill No. 2458
Senate Bill No. 2460
Senate Bill No. 2461
Senate Bill No. 2464
Senate Bill No. 2481
Senate Bill No. 2494
Senate Bill No. 2502
Senate Bill No. 2512

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about sign:

Senate Bill No. 2001
Senate Bill No. 2002
Senate Bill No. 2003
Senate Bill No. 2004
Senate Bill No. 2005
Senate Bill No. 2006
Senate Bill No. 2007
Senate Bill No. 2009
Senate Bill No. 2010
Senate Bill No. 2011
Senate Bill No. 2012
Senate Bill No. 2013
Senate Bill No. 2014
Senate Bill No. 2021
Senate Bill No. 2022
Senate Bill No. 2023
Senate Bill No. 2024
Senate Bill No. 2027
Senate Bill No. 2029
Senate Bill No. 2031
Senate Bill No. 2033
Senate Bill No. 2034
Senate Bill No. 2036
Senate Bill No. 2042
Senate Bill No. 2045
Senate Bill No. 2061
Senate Bill No. 2063
Senate Bill No. 2091
Senate Bill No. 2093
Senate Bill No. 2100
Senate Bill No. 2122
Senate Bill No. 2126
Senate Bill No. 2139
Senate Bill No. 2151
Senate Bill No. 2153

Senate Bill No. 2154
Senate Bill No. 2155
Senate Bill No. 2156
Senate Bill No. 2157
Senate Bill No. 2178
Senate Bill No. 2180
Senate Bill No. 2181
Senate Bill No. 2192
Senate Bill No. 2194
Senate Bill No. 2204
Senate Bill No. 2207
Senate Bill No. 2211
Senate Bill No. 2217
Senate Bill No. 2218
Senate Bill No. 2230
Senate Bill No. 2234
Senate Bill No. 2259
Senate Bill No. 2262
Senate Bill No. 2264
Senate Bill No. 2276
Senate Bill No. 2279
Senate Bill No. 2282
Senate Bill No. 2299
Senate Bill No. 2302
Senate Bill No. 2304
Senate Bill No. 2306
Senate Bill No. 2307
Senate Bill No. 2309
Senate Bill No. 2316
Senate Bill No. 2319
Senate Bill No. 2333
Senate Bill No. 2334
Senate Bill No. 2343
Senate Bill No. 2346
Senate Bill No. 2347
Senate Bill No. 2348
Senate Bill No. 2354
Senate Bill No. 2362
Senate Bill No. 2363
Senate Bill No. 2370
Senate Bill No. 2375
Senate Bill No. 2381
Senate Bill No. 2387
Senate Bill No. 2389
Senate Bill No. 2391
Senate Bill No. 2398
Senate Bill No. 2404
Senate Bill No. 2408
Senate Bill No. 2413
Senate Bill No. 2426
Senate Bill No. 2437
Senate Bill No. 2439
Senate Bill No. 2448
Senate Bill No. 2449
Senate Bill No. 2456
Senate Bill No. 2458
Senate Bill No. 2460
Senate Bill No. 2461
Senate Bill No. 2464
Senate Bill No. 2481
Senate Bill No. 2494
Senate Bill No. 2502
Senate Bill No. 2512

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Bismarck, N. D., March 16, 1971

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2001
Senate Bill No. 2002
Senate Bill No. 2003
Senate Bill No. 2004
Senate Bill No. 2005
Senate Bill No. 2006
Senate Bill No. 2007
Senate Bill No. 2009
Senate Bill No. 2010
Senate Bill No. 2011
Senate Bill No. 2012
Senate Bill No. 2013
Senate Bill No. 2014
Senate Bill No. 2021
Senate Bill No. 2022
Senate Bill No. 2023
Senate Bill No. 2024
Senate Bill No. 2027
Senate Bill No. 2029
Senate Bill No. 2031
Senate Bill No. 2033
Senate Bill No. 2034
Senate Bill No. 2036
Senate Bill No. 2042
Senate Bill No. 2045
Senate Bill No. 2061
Senate Bill No. 2063
Senate Bill No. 2091
Senate Bill No. 2093
Senate Bill No. 2100
Senate Bill No. 2122
Senate Bill No. 2126
Senate Bill No. 2139
Senate Bill No. 2151
Senate Bill No. 2153
Senate Bill No. 2154
Senate Bill No. 2155
Senate Bill No. 2156
Senate Bill No. 2157
Senate Bill No. 2178
Senate Bill No. 2180
Senate Bill No. 2181
Senate Bill No. 2192
Senate Bill No. 2194
Senate Bill No. 2204
Senate Bill No. 2207
Senate Bill No. 2211
Senate Bill No. 2217
Senate Bill No. 2218
Senate Bill No. 2230
Senate Bill No. 2234
Senate Bill No. 2259
Senate Bill No. 2262
Senate Bill No. 2264
Senate Bill No. 2276
Senate Bill No. 2279
Senate Bill No. 2282
Senate Bill No. 2299
Senate Bill No. 2302

Senate Bill No. 2304
Senate Bill No. 2306
Senate Bill No. 2307
Senate Bill No. 2309
Senate Bill No. 2316
Senate Bill No. 2319
Senate Bill No. 2333
Senate Bill No. 2334
Senate Bill No. 2343
Senate Bill No. 2346
Senate Bill No. 2347
Senate Bill No. 2348
Senate Bill No. 2354
Senate Bill No. 2362
Senate Bill No. 2363
Senate Bill No. 2370
Senate Bill No. 2375
Senate Bill No. 2381
Senate Bill No. 2387
Senate Bill No. 2389
Senate Bill No. 2391
Senate Bill No. 2398
Senate Bill No. 2404
Senate Bill No. 2408
Senate Bill No. 2413
Senate Bill No. 2426
Senate Bill No. 2437
Senate Bill No. 2439
Senate Bill No. 2448
Senate Bill No. 2449
Senate Bill No. 2456
Senate Bill No. 2458
Senate Bill No. 2460
Senate Bill No. 2461
Senate Bill No. 2464
Senate Bill No. 2481
Senate Bill No. 2494
Senate Bill No. 2502
Senate Bill No. 2512

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1007
House Bill No. 1025
House Bill No. 1027
House Bill No. 1034
House Bill No. 1036
House Bill No. 1043
House Bill No. 1059
House Bill No. 1068
House Bill No. 1085
House Bill No. 1116
House Bill No. 1164
House Bill No. 1185
House Bill No. 1186
House Bill No. 1193
House Bill No. 1259
House Bill No. 1260
House Bill No. 1269
House Bill No. 1321
House Bill No. 1322
House Bill No. 1326
House Bill No. 1333

House Bill No. 1360
House Bill No. 1363
House Bill No. 1382
House Bill No. 1392
House Bill No. 1394
House Bill No. 1438
House Bill No. 1473
House Bill No. 1487
House Bill No. 1525
House Bill No. 1560

And find the same correctly enrolled.

Rep. Miedema, Chairman

Rep. Miedema moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your committee on enrollment and engrossment respectfully report that they have examined the following bills:

House Bill No. 1002
House Bill No. 1009
House Bill No. 1010
House Bill No. 1016
House Bill No. 1017
House Bill No. 1020
House Bill No. 1021
House Bill No. 1022
House Bill No. 1026
House Bill No. 1029
House Bill No. 1033
House Bill No. 1048
House Bill No. 1053
House Bill No. 1063
House Bill No. 1065
House Bill No. 1089
House Bill No. 1119
House Bill No. 1133
House Bill No. 1172
House Bill No. 1205
House Bill No. 1224
House Bill No. 1261
House Bill No. 1276
House Bill No. 1291
House Bill No. 1306
House Bill No. 1311
House Bill No. 1315
House Bill No. 1331
House Bill No. 1337
House Bill No. 1343
House Bill No. 1374
House Bill No. 1389
House Bill No. 1418
House Bill No. 1428
House Bill No. 1433
House Bill No. 1434
House Bill No. 1436
House Bill No. 1440
House Bill No. 1446
House Bill No. 1455
House Bill No. 1460
House Bill No. 1484
House Bill No. 1492
House Bill No. 1518
House Bill No. 1531
House Bill No. 1533
House Bill No. 1537
House Bill No. 1539

House Bill No. 1550

And find the same correctly engrossed and enrolled.

Rep. Miedema, Chairman

Rep. Miedema moved that the report be adopted, which motion prevailed, and the report was adopted.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on enrollment and engrossment respectfully report that they have examined the following bills:

House Bill No. 1001
 House Bill No. 1004
 House Bill No. 1011
 House Bill No. 1013
 House Bill No. 1015
 House Bill No. 1023
 House Bill No. 1024
 House Bill No. 1030
 House Bill No. 1035
 House Bill No. 1057
 House Bill No. 1070
 House Bill No. 1077
 House Bill No. 1101
 House Bill No. 1102
 House Bill No. 1104
 House Bill No. 1111
 House Bill No. 1132
 House Bill No. 1140
 House Bill No. 1161
 House Bill No. 1177
 House Bill No. 1188
 House Bill No. 1203
 House Bill No. 1208
 House Bill No. 1229
 House Bill No. 1246
 House Bill No. 1247
 House Bill No. 1254
 House Bill No. 1271
 House Bill No. 1319
 House Bill No. 1324
 House Bill No. 1325
 House Bill No. 1352
 House Bill No. 1361
 House Bill No. 1368
 House Bill No. 1399
 House Bill No. 1401
 House Bill No. 1456
 House Bill No. 1469
 House Bill No. 1503
 House Bill No. 1514
 House Bill No. 1517
 House Bill No. 1534
 House Bill No. 1538
 House Bill No. 1545
 House Bill No. 1548
 House Bill No. 1549
 House Bill No. 1554
 House Bill No. 1555
 House Bill No. 1558

And find the same correctly Re-engrossed and Enrolled.

Rep. Miedema, Chairman

Rep. Miedema moved that the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 1001
House Bill No. 1002
House Bill No. 1004
House Bill No. 1007
House Bill No. 1009
House Bill No. 1010
House Bill No. 1011
House Bill No. 1013
House Bill No. 1015
House Bill No. 1016
House Bill No. 1017
House Bill No. 1020
House Bill No. 1021
House Bill No. 1022
House Bill No. 1023
House Bill No. 1024
House Bill No. 1025
House Bill No. 1026
House Bill No. 1027
House Bill No. 1029
House Bill No. 1030
House Bill No. 1033
House Bill No. 1034
House Bill No. 1035
House Bill No. 1036
House Bill No. 1043
House Bill No. 1048
House Bill No. 1053
House Bill No. 1057
House Bill No. 1059
House Bill No. 1063
House Bill No. 1065
House Bill No. 1068
House Bill No. 1070
House Bill No. 1077
House Bill No. 1085
House Bill No. 1089
House Bill No. 1101
House Bill No. 1102
House Bill No. 1104
House Bill No. 1111
House Bill No. 1116
House Bill No. 1119
House Bill No. 1132
House Bill No. 1133
House Bill No. 1140
House Bill No. 1161
House Bill No. 1164
House Bill No. 1172
House Bill No. 1177
House Bill No. 1185
House Bill No. 1186
House Bill No. 1188
House Bill No. 1193
House Bill No. 1203
House Bill No. 1205
House Bill No. 1208
House Bill No. 1224
House Bill No. 1229
House Bill No. 1246
House Bill No. 1247
House Bill No. 1254

House Bill No. 1259
House Bill No. 1260
House Bill No. 1261
House Bill No. 1269
House Bill No. 1271
House Bill No. 1276
House Bill No. 1291
House Bill No. 1306
House Bill No. 1311
House Bill No. 1315
House Bill No. 1319
House Bill No. 1321
House Bill No. 1322
House Bill No. 1324
House Bill No. 1325
House Bill No. 1326
House Bill No. 1331
House Bill No. 1333
House Bill No. 1337
House Bill No. 1343
House Bill No. 1352
House Bill No. 1360
House Bill No. 1361
House Bill No. 1363
House Bill No. 1368
House Bill No. 1374
House Bill No. 1382
House Bill No. 1389
House Bill No. 1392
House Bill No. 1394
House Bill No. 1399
House Bill No. 1401
House Bill No. 1418
House Bill No. 1428
House Bill No. 1433
House Bill No. 1434
House Bill No. 1436
House Bill No. 1438
House Bill No. 1440
House Bill No. 1446
House Bill No. 1455
House Bill No. 1456
House Bill No. 1460
House Bill No. 1469
House Bill No. 1473
House Bill No. 1484
House Bill No. 1487
House Bill No. 1492
House Bill No. 1503
House Bill No. 1514
House Bill No. 1517
House Bill No. 1518
House Bill No. 1525
House Bill No. 1531
House Bill No. 1533
House Bill No. 1534
House Bill No. 1537
House Bill No. 1538
House Bill No. 1539
House Bill No. 1545
House Bill No. 1548
House Bill No. 1549

House Bill No. 1550
House Bill No. 1554
House Bill No. 1555
House Bill No. 1558
House Bill No. 1560

And the Speaker signed the same in the presence of the House of representatives.

TUESDAY, MARCH 16, 1971

1603

MESSAGE TO THE SENATE

House Chamber

Bismarck, N. D., March 16, 1971

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1001
House Bill No. 1002
House Bill No. 1004
House Bill No. 1007
House Bill No. 1009
House Bill No. 1010
House Bill No. 1011
House Bill No. 1013
House Bill No. 1015
House Bill No. 1016
House Bill No. 1017
House Bill No. 1020
House Bill No. 1021
House Bill No. 1022
House Bill No. 1023
House Bill No. 1024
House Bill No. 1025
House Bill No. 1026
House Bill No. 1027
House Bill No. 1029
House Bill No. 1030
House Bill No. 1033
House Bill No. 1034
House Bill No. 1035
House Bill No. 1036
House Bill No. 1043
House Bill No. 1048
House Bill No. 1053
House Bill No. 1057
House Bill No. 1059
House Bill No. 1063
House Bill No. 1065
House Bill No. 1068
House Bill No. 1070
House Bill No. 1077
House Bill No. 1085
House Bill No. 1089
House Bill No. 1101
House Bill No. 1102
House Bill No. 1104
House Bill No. 1111
House Bill No. 1116
House Bill No. 1119
House Bill No. 1132
House Bill No. 1133
House Bill No. 1140
House Bill No. 1161
House Bill No. 1164
House Bill No. 1172
House Bill No. 1177
House Bill No. 1185
House Bill No. 1186
House Bill No. 1188
House Bill No. 1193
House Bill No. 1203
House Bill No. 1205
House Bill No. 1208
House Bill No. 1224
House Bill No. 1229
House Bill No. 1246

House Bill No. 1247
House Bill No. 1254
House Bill No. 1259
House Bill No. 1260
House Bill No. 1261
House Bill No. 1269
House Bill No. 1271
House Bill No. 1276
House Bill No. 1291
House Bill No. 1306
House Bill No. 1311
House Bill No. 1315
House Bill No. 1319
House Bill No. 1321
House Bill No. 1322
House Bill No. 1324
House Bill No. 1325
House Bill No. 1326
House Bill No. 1331
House Bill No. 1333
House Bill No. 1337
House Bill No. 1343
House Bill No. 1352
House Bill No. 1360
House Bill No. 1361
House Bill No. 1363
House Bill No. 1368
House Bill No. 1374
House Bill No. 1382
House Bill No. 1389
House Bill No. 1392
House Bill No. 1394
House Bill No. 1399
House Bill No. 1401
House Bill No. 1418
House Bill No. 1428
House Bill No. 1433
House Bill No. 1434
House Bill No. 1436
House Bill No. 1438
House Bill No. 1440
House Bill No. 1446
House Bill No. 1455
House Bill No. 1456
House Bill No. 1460
House Bill No. 1469
House Bill No. 1473
House Bill No. 1484
House Bill No. 1487
House Bill No. 1492
House Bill No. 1503
House Bill No. 1514
House Bill No. 1517
House Bill No. 1518
House Bill No. 1525
House Bill No. 1531
House Bill No. 1533
House Bill No. 1534
House Bill No. 1537
House Bill No. 1538
House Bill No. 1539
House Bill No. 1545
House Bill No. 1548
House Bill No. 1549

House Bill No. 1550
House Bill No. 1554
House Bill No. 1555
House Bill No. 1558
House Bill No. 1560

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, N. D., March 16, 1971

Mr. Speaker: I have the honor to return:

House Bill No. 1001
House Bill No. 1002
House Bill No. 1004
House Bill No. 1007
House Bill No. 1009
House Bill No. 1010
House Bill No. 1011
House Bill No. 1013
House Bill No. 1015
House Bill No. 1016
House Bill No. 1017
House Bill No. 1020
House Bill No. 1021
House Bill No. 1022
House Bill No. 1023
House Bill No. 1024
House Bill No. 1025
House Bill No. 1026
House Bill No. 1027
House Bill No. 1029
House Bill No. 1030
House Bill No. 1033
House Bill No. 1034
House Bill No. 1035
House Bill No. 1036
House Bill No. 1043
House Bill No. 1048
House Bill No. 1053
House Bill No. 1057
House Bill No. 1059
House Bill No. 1063
House Bill No. 1065
House Bill No. 1068
House Bill No. 1070
House Bill No. 1077
House Bill No. 1085
House Bill No. 1089
House Bill No. 1101
House Bill No. 1102
House Bill No. 1104
House Bill No. 1111
House Bill No. 1116
House Bill No. 1119
House Bill No. 1132
House Bill No. 1133
House Bill No. 1140
House Bill No. 1161
House Bill No. 1164
House Bill No. 1172
House Bill No. 1177
House Bill No. 1185
House Bill No. 1186

House Bill No. 1188
House Bill No. 1193
House Bill No. 1203
House Bill No. 1205
House Bill No. 1208
House Bill No. 1224
House Bill No. 1229
House Bill No. 1246
House Bill No. 1247
House Bill No. 1254
House Bill No. 1259
House Bill No. 1260
House Bill No. 1261
House Bill No. 1269
House Bill No. 1271
House Bill No. 1276
House Bill No. 1291
House Bill No. 1306
House Bill No. 1311
House Bill No. 1315
House Bill No. 1319
House Bill No. 1321
House Bill No. 1322
House Bill No. 1324
House Bill No. 1325
House Bill No. 1326
House Bill No. 1331
House Bill No. 1333
House Bill No. 1337
House Bill No. 1343
House Bill No. 1352
House Bill No. 1360
House Bill No. 1361
House Bill No. 1363
House Bill No. 1368
House Bill No. 1374
House Bill No. 1382
House Bill No. 1389
House Bill No. 1392
House Bill No. 1394
House Bill No. 1399
House Bill No. 1401
House Bill No. 1418
House Bill No. 1428
House Bill No. 1433
House Bill No. 1434
House Bill No. 1436
House Bill No. 1438
House Bill No. 1440
House Bill No. 1446
House Bill No. 1455
House Bill No. 1456
House Bill No. 1460
House Bill No. 1469
House Bill No. 1473
House Bill No. 1484
House Bill No. 1487
House Bill No. 1492
House Bill No. 1503
House Bill No. 1514
House Bill No. 1517
House Bill No. 1518
House Bill No. 1525
House Bill No. 1531

House Bill No. 1533
House Bill No. 1534
House Bill No. 1537
House Bill No. 1538
House Bill No. 1539
House Bill No. 1545
House Bill No. 1548
House Bill No. 1549
House Bill No. 1550
House Bill No. 1554
House Bill No. 1555
House Bill No. 1558
House Bill No. 1560

Which the President has signed.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The committee on enrollment and engrossment respectfully reports that:

House Bill No. 1001
House Bill No. 1002
House Bill No. 1004
House Bill No. 1007
House Bill No. 1009
House Bill No. 1010
House Bill No. 1011
House Bill No. 1013
House Bill No. 1015
House Bill No. 1016
House Bill No. 1017
House Bill No. 1020
House Bill No. 1021
House Bill No. 1022
House Bill No. 1023
House Bill No. 1024
House Bill No. 1025
House Bill No. 1026
House Bill No. 1027
House Bill No. 1029
House Bill No. 1030
House Bill No. 1033
House Bill No. 1034
House Bill No. 1035
House Bill No. 1036
House Bill No. 1043
House Bill No. 1048
House Bill No. 1053
House Bill No. 1057
House Bill No. 1059
House Bill No. 1063
House Bill No. 1065

Were delivered to the Governor for his approval.

Rep. Miedema, Chairman

The committee on enrollment and engrossment respectfully reports that:

House Bill No. 1068
House Bill No. 1070
House Bill No. 1077
House Bill No. 1085
House Bill No. 1089
House Bill No. 1101
House Bill No. 1102
House Bill No. 1104
House Bill No. 1111

House Bill No. 1116
House Bill No. 1119
House Bill No. 1132
House Bill No. 1133
House Bill No. 1140
House Bill No. 1161
House Bill No. 1164
House Bill No. 1172
House Bill No. 1177
House Bill No. 1185
House Bill No. 1186
House Bill No. 1188
House Bill No. 1193
House Bill No. 1203
House Bill No. 1205
House Bill No. 1208
House Bill No. 1224
House Bill No. 1229
House Bill No. 1246
House Bill No. 1247
House Bill No. 1254
House Bill No. 1259
House Bill No. 1260

Were delivered to the Governor for his approval.

Rep. Miedema, Chairman

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1261
House Bill No. 1269
House Bill No. 1271
House Bill No. 1276
House Bill No. 1291
House Bill No. 1306
House Bill No. 1311
House Bill No. 1315
House Bill No. 1319
House Bill No. 1321
House Bill No. 1322
House Bill No. 1324
House Bill No. 1325
House Bill No. 1326
House Bill No. 1331
House Bill No. 1333
House Bill No. 1337
House Bill No. 1343
House Bill No. 1352
House Bill No. 1360
House Bill No. 1361
House Bill No. 1363
House Bill No. 1368
House Bill No. 1374
House Bill No. 1382
House Bill No. 1389
House Bill No. 1392
House Bill No. 1394
House Bill No. 1399
House Bill No. 1401
House Bill No. 1418
House Bill No. 1428

Were delivered to the Governor for his approval.

Rep. Miedema, Chairman

REPORT OF PROCEDURAL COMMITTEE

The committee on enrollment and engrossment respectfully reports that:

House Bill No. 1433
House Bill No. 1434
House Bill No. 1436
House Bill No. 1438
House Bill No. 1440
House Bill No. 1446
House Bill No. 1455
House Bill No. 1456
House Bill No. 1460
House Bill No. 1469
House Bill No. 1473
House Bill No. 1484
House Bill No. 1487
House Bill No. 1492
House Bill No. 1503
House Bill No. 1514
House Bill No. 1517
House Bill No. 1518
House Bill No. 1525
House Bill No. 1531
House Bill No. 1533
House Bill No. 1534
House Bill No. 1537
House Bill No. 1538
House Bill No. 1539
House Bill No. 1545
House Bill No. 1548
House Bill No. 1549
House Bill No. 1550
House Bill No. 1554
House Bill No. 1555
House Bill No. 1558
House Bill No. 1560

Were delivered to the Governor for his approval.

Rep. Miedema, Chairman

Mr. Speaker: Your committee on enrollment and engrossment respectfully report that they have examined the following bills:

House Concurrent Resolution No. 3001
House Concurrent Resolution No. 3013
House Concurrent Resolution No. 3015
House Concurrent Resolution No. 3018
House Concurrent Resolution No. 3019
House Concurrent Resolution No. 3020
House Concurrent Resolution No. 3021
House Concurrent Resolution No. 3022
House Concurrent Resolution No. 3023
House Concurrent Resolution No. 3025
House Concurrent Resolution No. 3026
House Concurrent Resolution No. 3027
House Concurrent Resolution No. 3031
House Concurrent Resolution No. 3035
House Concurrent Resolution No. 3038
House Concurrent Resolution No. 3040
House Concurrent Resolution No. 3042
House Concurrent Resolution No. 3044
House Concurrent Resolution No. 3045
House Concurrent Resolution No. 3046
House Concurrent Resolution No. 3047
House Concurrent Resolution No. 3050
House Concurrent Resolution No. 3052

House Concurrent Resolution No. 3053
 House Concurrent Resolution No. 3055
 And find the same correctly enrolled.

Rep. Miedema, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Concurrent Resolution No. 3058
 House Concurrent Resolution No. 3063
 House Concurrent Resolution No. 3064
 House Concurrent Resolution No. 3069
 House Concurrent Resolution No. 3073
 House Concurrent Resolution No. 3080
 House Concurrent Resolution No. 3081
 House Concurrent Resolution No. 3086
 House Concurrent Resolution No. 3087
 House Concurrent Resolution No. 3088
 House Concurrent Resolution No. 3089
 House Concurrent Resolution No. 3090
 House Concurrent Resolution No. 3091
 House Concurrent Resolution No. 3092
 House Concurrent Resolution No. 3093
 House Concurrent Resolution No. 3094
 House Concurrent Resolution No. 3095
 House Memorial Resolution—A
 House Resolution No. 9
 House Resolution No. 10

And find the same correctly Enrolled.

Rep. Miedema, Chairman

Representative Winge moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Concurrent Resolution No. 3002
 House Concurrent Resolution No. 3028
 House Concurrent Resolution No. 3036
 House Concurrent Resolution No. 3051
 House Concurrent Resolution No. 3066
 House Concurrent Resolution No. 3076
 House Concurrent Resolution No. 3077
 House Concurrent Resolution No. 3083

And find the same correctly Engrossed and Enrolled.

Rep. Miedema, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

House Concurrent Resolution No. 3001
 House Concurrent Resolution No. 3002
 House Concurrent Resolution No. 3013
 House Concurrent Resolution No. 3015
 House Concurrent Resolution No. 3018
 House Concurrent Resolution No. 3019
 House Concurrent Resolution No. 3020
 House Concurrent Resolution No. 3021
 House Concurrent Resolution No. 3022
 House Concurrent Resolution No. 3023
 House Concurrent Resolution No. 3025
 House Concurrent Resolution No. 3026
 House Concurrent Resolution No. 3027

House Concurrent Resolution No. 3028
 House Concurrent Resolution No. 3031
 House Concurrent Resolution No. 3035
 House Concurrent Resolution No. 3036
 House Concurrent Resolution No. 3038
 House Concurrent Resolution No. 3040
 House Concurrent Resolution No. 3042
 House Concurrent Resolution No. 3044
 House Concurrent Resolution No. 3045
 House Concurrent Resolution No. 3046
 House Concurrent Resolution No. 3047
 House Concurrent Resolution No. 3050
 House Concurrent Resolution No. 3051
 House Concurrent Resolution No. 3052
 House Concurrent Resolution No. 3053
 House Concurrent Resolution No. 3055
 House Concurrent Resolution No. 3058
 House Concurrent Resolution No. 3063
 House Concurrent Resolution No. 3064
 House Concurrent Resolution No. 3066
 House Concurrent Resolution No. 3069
 House Concurrent Resolution No. 3073
 House Concurrent Resolution No. 3076
 House Concurrent Resolution No. 3077
 House Concurrent Resolution No. 3080
 House Concurrent Resolution No. 3081
 House Concurrent Resolution No. 3083
 House Concurrent Resolution No. 3086
 House Concurrent Resolution No. 3087
 House Concurrent Resolution No. 3088
 House Concurrent Resolution No. 3089
 House Concurrent Resolution No. 3090
 House Concurrent Resolution No. 3091
 House Concurrent Resolution No. 3092
 House Concurrent Resolution No. 3093
 House Concurrent Resolution No. 3094
 House Concurrent Resolution No. 3095

And the Speaker signed the same in the presence of the House of Representatives.

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

House Resolution No. 9
 House Resolution No. 10
 House Memorial Resolution A

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Bismarck, N. D., March 16, 1971

Mr. President: I have the honor to transmit herewith the following:

House Concurrent Resolution No. 3001
 House Concurrent Resolution No. 3002
 House Concurrent Resolution No. 3013
 House Concurrent Resolution No. 3015
 House Concurrent Resolution No. 3018
 House Concurrent Resolution No. 3019
 House Concurrent Resolution No. 3020
 House Concurrent Resolution No. 3021
 House Concurrent Resolution No. 3022
 House Concurrent Resolution No. 3023
 House Concurrent Resolution No. 3025
 House Concurrent Resolution No. 3026

House Concurrent Resolution No. 3027
 House Concurrent Resolution No. 3028
 House Concurrent Resolution No. 3031
 House Concurrent Resolution No. 3035
 House Concurrent Resolution No. 3036
 House Concurrent Resolution No. 3038
 House Concurrent Resolution No. 3040
 House Concurrent Resolution No. 3042
 House Concurrent Resolution No. 3044
 House Concurrent Resolution No. 3045
 House Concurrent Resolution No. 3046
 House Concurrent Resolution No. 3047
 House Concurrent Resolution No. 3050
 House Concurrent Resolution No. 3051
 House Concurrent Resolution No. 3052
 House Concurrent Resolution No. 3053
 House Concurrent Resolution No. 3055
 House Concurrent Resolution No. 3058
 House Concurrent Resolution No. 3063
 House Concurrent Resolution No. 3064
 House Concurrent Resolution No. 3066
 House Concurrent Resolution No. 3069
 House Concurrent Resolution No. 3073
 House Concurrent Resolution No. 3076
 House Concurrent Resolution No. 3077
 House Concurrent Resolution No. 3080
 House Concurrent Resolution No. 3081
 House Concurrent Resolution No. 3083
 House Concurrent Resolution No. 3086
 House Concurrent Resolution No. 3087
 House Concurrent Resolution No. 3088
 House Concurrent Resolution No. 3089
 House Concurrent Resolution No. 3090
 House Concurrent Resolution No. 3091
 House Concurrent Resolution No. 3092
 House Concurrent Resolution No. 3093
 House Concurrent Resolution No. 3094
 House Concurrent Resolution No. 3095

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, N. D., March 16, 1971

Mr. Speaker: I have the honor to return:

House Concurrent Resolution No. 3001
 House Concurrent Resolution No. 3002
 House Concurrent Resolution No. 3013
 House Concurrent Resolution No. 3015
 House Concurrent Resolution No. 3018
 House Concurrent Resolution No. 3019
 House Concurrent Resolution No. 3020
 House Concurrent Resolution No. 3021
 House Concurrent Resolution No. 3022
 House Concurrent Resolution No. 3023
 House Concurrent Resolution No. 3025
 House Concurrent Resolution No. 3026
 House Concurrent Resolution No. 3027
 House Concurrent Resolution No. 3028
 House Concurrent Resolution No. 3031
 House Concurrent Resolution No. 3035
 House Concurrent Resolution No. 3036
 House Concurrent Resolution No. 3038

House Concurrent Resolution No. 3040
 House Concurrent Resolution No. 3042
 House Concurrent Resolution No. 3044
 House Concurrent Resolution No. 3045
 House Concurrent Resolution No. 3046
 House Concurrent Resolution No. 3047
 House Concurrent Resolution No. 3050
 House Concurrent Resolution No. 3051
 House Concurrent Resolution No. 3052
 House Concurrent Resolution No. 3053
 House Concurrent Resolution No. 3055
 House Concurrent Resolution No. 3058
 House Concurrent Resolution No. 3063
 House Concurrent Resolution No. 3064
 House Concurrent Resolution No. 3066
 House Concurrent Resolution No. 3069
 House Concurrent Resolution No. 3073
 House Concurrent Resolution No. 3076
 House Concurrent Resolution No. 3077
 House Concurrent Resolution No. 3080
 House Concurrent Resolution No. 3081
 House Concurrent Resolution No. 3083
 House Concurrent Resolution No. 3086
 House Concurrent Resolution No. 3087
 House Concurrent Resolution No. 3088
 House Concurrent Resolution No. 3089
 House Concurrent Resolution No. 3090
 House Concurrent Resolution No. 3091
 House Concurrent Resolution No. 3092
 House Concurrent Resolution No. 3093
 House Concurrent Resolution No. 3094
 House Concurrent Resolution No. 3095

Which the President has signed.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The committee on enrollment and engrossment respectfully reports that:

House Concurrent Resolution No. 3001
 House Concurrent Resolution No. 3002
 House Concurrent Resolution No. 3013
 House Concurrent Resolution No. 3015
 House Concurrent Resolution No. 3018
 House Concurrent Resolution No. 3019
 House Concurrent Resolution No. 3020
 House Concurrent Resolution No. 3021
 House Concurrent Resolution No. 3022
 House Concurrent Resolution No. 3023
 House Concurrent Resolution No. 3025
 House Concurrent Resolution No. 3026
 House Concurrent Resolution No. 3027
 House Concurrent Resolution No. 3028
 House Concurrent Resolution No. 3031
 House Concurrent Resolution No. 3035
 Were delivered to the Secretary of State.

Rep. Miedema, Chairman

The committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 3036
 House Concurrent Resolution No. 3038
 House Concurrent Resolution No. 3040
 House Concurrent Resolution No. 3042
 House Concurrent Resolution No. 3044
 House Concurrent Resolution No. 3045

House Concurrent Resolution No. 3046
 House Concurrent Resolution No. 3047
 House Concurrent Resolution No. 3050
 House Concurrent Resolution No. 3051
 House Concurrent Resolution No. 3052
 House Concurrent Resolution No. 3053
 House Concurrent Resolution No. 3055
 House Concurrent Resolution No. 3058
 House Concurrent Resolution No. 3063
 House Concurrent Resolution No. 3064
 House Concurrent Resolution No. 3066
 Were delivered to the Secretary of State.

REP. MIEDEMA, Chairman

The committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 3069
 House Concurrent Resolution No. 3073
 House Concurrent Resolution No. 3076
 House Concurrent Resolution No. 3077
 House Concurrent Resolution No. 3080
 House Concurrent Resolution No. 3081
 House Concurrent Resolution No. 3083
 House Concurrent Resolution No. 3086
 House Concurrent Resolution No. 3087
 House Concurrent Resolution No. 3088
 House Concurrent Resolution No. 3089
 House Concurrent Resolution No. 3090
 House Concurrent Resolution No. 3091
 House Concurrent Resolution No. 3092
 House Concurrent Resolution No. 3093
 House Concurrent Resolution No. 3094
 Were delivered to the Secretary of State.

REP. MIEDEMA, Chairman

The committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 3095
 House Memorial Resolution—A
 House Resolution No. 9
 House Resolution No. 10
 Were delivered to the Secretary of State.

REP. MIEDEMA, Chairman

And the House stood adjourned sine die pursuant to the motion of Rep. Streibel.

ROY GILBREATH, Chief Clerk

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LANG

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G. LARSON

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L. LARSON

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LAUGHLIN

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LEE

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LINDERMAN

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LIVINGSTON

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LUNDENE

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McGAUVRAN

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McGEEHAN

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MERTENS

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METZGER

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MEYER

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MIEDEMA

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B. MILLER

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E. MILLER

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MOORE

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MURPHY

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MUSHIK

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OLIENYK

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OPEDAHL

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PATRICK

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J. PETERSON

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R. PETERSON

Standing Committees, 48, 50.
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RAILE

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RAYMOND

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RICE

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RIVINIUS

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ROCHELEAU

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ROLFSRUD

Standing Committees, 48.
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RUNDLE

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SANDNESS

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SHABLOW

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SOLBERG

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STOLTENOW

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STONE

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STRINDEN

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THORSGARD

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TWETEN

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ULVEDAL

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WAGNER

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WALSH

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WEBER

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RECORD OF HOUSE BILLS

House Bill No. 1001 —

House Bill No. 1001. A Bill for an Act making an appropriation for the general operation, maintenance and plant improvements of the state institutions of higher learning of the state of North Dakota.

Introduced by Committee on Appropriations.

Introduction, first reading, 55.

Referred to Committee on Appropriations.

Reported back, amended, 545, 547, 1563.

Amendments divided, 576.

Amendments adopted, Section A, 576.

Amendments adopted, Section B (balance of amendments) adopted, 577.

Engrossed, 587.

Rules suspended, properly re-engrossed, placed on final passage, 1563.

Re-Engrossed, 1600.

Second reading and final passage, 601, 1563.

To Senate, 670.

Returned to House, 1450. Amended, 1451.

House does not concur, 1457.

Conference Committee: House, 1457.

Conference Committee: Senate, 1523.

Conference Committee report: House adopts, 1563.

Conference Committee report: Senate adopts, 1579.

Enrolled, 1600.

Signed by Speaker, 1601.

To Senate, 1603.

Returned to House, 1605.

Sent to Governor, 1607.

House Bill No. 1002 —

House Bill No. 1002. A Bill for an Act making an appropriation for the general operation, maintenance and improvements of the extension division and experiment stations of North Dakota state university of agriculture and applied science.

Introduced by Committee on Appropriations.

Introduction, first reading, 55.

Referred to Committee on Appropriations.

Re-referred to Committee on Appropriations, 645.

Reported back, amended, 611, 612, 739, 741, 812, 813.

Statement of purpose of amendment, 612, 741.

Adoption of Committee report reconsidered, 645.

Amendments adopted, 769, 813.

Engrossed, 811.

Rules suspended, properly re-engrossed, placed on final passage, 813.

Second reading and final passage, 813.

To Senate, 919.

Returned to House, 1336.

Enrolled, 1599.

Signed by Speaker, 1601.

To Senate, 1603.

Returned to House, 1605.

Sent to Governor, 1607.

House Bill No. 1003

House Bill No. 1003. A Bill for an Act making an appropriation out of the state highway fund in the state treasury for the operation and maintenance of the highway patrol and the law enforcement training center, and declaring an emergency.

Introduced by Committee on Appropriations.
 Introduction, first reading, 56.
 Referred to Committee on Appropriations.
 Reported back, amended, 372.
 Statement of purpose of amendment, 1142.
 Amendments adopted, 401.
 Engrossed, 423.
 Rules suspended, properly re-engrossed, placed on final passage, 1162.
 Second reading and final passage, 423.
 Emergency clause carried, 424.
 To Senate, 491.
 Returned to House, 1141. Amended, 1141, 1142.
 House concurs, 1162.
 Enrolled, 1363.
 Signed by Speaker, 1419.
 To Senate, 1437.
 Returned to House, 1513.
 Sent to Governor, 1516.
 Approved by Governor, 1550.

House Bill No. 1004

House Bill No. 1004. A Bill for an Act making an appropriation to the state historical board for salary, clerkhire and miscellaneous expenses and the maintenance of the state historical board.

Introduced by Committee on Appropriations.
 Introduction, first reading, 516.
 Referred to Committee on Appropriations.
 Reported back, amended, 338, 353.
 Statement of purpose of amendment, 338, 353.
 Adoption of Committee report reconsidered, 352.
 Motion to dispense with reading amendments prevailed, 371.
 Amendments adopted, 371.
 Engrossed, 401.
 Rules suspended, properly re-engrossed, placed on final passage, 1463.
 Second reading and final passage, 402.
 To Senate, 443.
 Returned to House, 1450. Amended, 1451.
 House concurs, 1463.
 Re-Engrossed, 1600.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1607.

House Bill No. 1005

House Bill No. 1005. A Bill for an Act making an appropriation to the North Dakota park service for administration, operation, maintenance and development of state parks.

Introduced by Committee on Appropriations.
 Introduction, first reading, 56.
 Referred to Committee on Appropriations.
 Reported back, amended, 317.
 Statement of purpose of amendment, 317.
 Amendments adopted, 331.
 Engrossed, 351.
 Second reading and final passage, 357.
 To Senate, 420.
 Returned to House, 1091.
 Enrolled, 1539.

Signed by Speaker, 1545.
 To Senate, 1547.
 Returned to House, 1558.
 Sent to Governor, 1559.

House Bill No. 1006

House Bill No. 1006. A Bill for an Act making an appropriation for the use of the North Dakota business and industrial development department.

Introduced by Committee on Appropriations.
 Introduction, first reading, 56.
 Referred to Committee on Appropriations.
 Reported back, amended, 373.
 Statement of purpose of amendment, 373.
 Amendments adopted, 401.
 Engrossed, 423.
 Second reading and final passage, 428.
 To Senate, 491.
 Returned to House, 1091.
 Enrolled, 1363.
 Signed by Speaker, 1419.
 To Senate, 1437.
 Returned to House, 1513.
 Sent to Governor, 1516.
 Approved by Governor, 1550.

House Bill No. 1007

House Bill No. 1007. A Bill for an Act making an appropriation to the unemployment compensation division for the purpose of administering the provisions of Chapters 52-09 and 52-10 of the North Dakota Century Code.

Introduced by Committee on Appropriations.
 Introduction, first reading, 56.
 Referred to Committee on Appropriations.
 Reported back, do pass, 332.
 Second reading and final passage, 357.
 To Senate, 420.
 Returned to House, 1285.
 Enrolled, 1598.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1607.

House Bill No. 1008

House Bill No. 1008. A Bill for an Act making an appropriation to the livestock sanitary board to pay the operating and maintenance expenses.

Introduced by Committee on Appropriations.
 Introduction, first reading, 56.
 Referred to Committee on Appropriations.
 Reported back, do pass, 198.
 Statement of purpose of amendment, 1142.
 Engrossed, 1364.
 Rules suspended, properly engrossed, placed on final passage, 1163.
 Second reading and final passage, 209.
 To Senate, 253.
 Returned to House, 1142. Amended, 1142.

House concurs, 1163.
Enrolled, 1364.
Signed by Speaker, 1419.
To Senate, 1437.
Returned to House, 1513.
Sent to Governor, 1516.
Approved by Governor, 1550.

House Bill No. 1009

House Bill No. 1009. A Bill for an Act providing an appropriation for paying the expenses of the commissioner of veterans' affairs and the veterans' aid commission.

Introduced by Committee on Appropriations.
Introduction, first reading, 56.
Referred to Committee on Appropriations.
Reported back, amended, 220, 221.
Statement of purpose of amendment, 221.
Amendments adopted, 237.
Engrossed, 261.
Second reading and final passage, 264.
To Senate, 327.
Returned to House, 1497.
Enrolled, 1599.
Signed by Speaker, 1601.
To Senate, 1603.
Returned to House, 1605.
Sent to Governor, 1607.

House Bill No. 1010

House Bill No. 1010. A Bill for an Act making an appropriation for the maintenance and operation of the North Dakota soldiers' home at Lisbon.

Introduced by Committee on Appropriations.
Introduction, first reading, 56.
Referred to Committee on Appropriations.
Re-referred to Committee on Appropriations, 237.
Reported back, amended, 221, 317.
Adoption of Committee report reconsidered, 237.
Statement of purpose of amendment, 221.
Amendments adopted, 331.
Engrossed, 351.
Second reading and final passage, 358.
To Senate, 420.
Returned to House, 1336.
Enrolled, 1599.
Signed by Speaker, 1601.
To Senate, 1603.
Returned to House, 1605.
Sent to Governor, 1607.

House Bill No. 1011

House Bill No. 1011. A Bill for an Act making an appropriation for the maintenance and operation of the public welfare board and welfare programs administered by the public welfare board.

Introduced by Committee on Appropriations.
Introduction, first reading, 56.
Referred to Committee on Appropriations.
Reported back, amended, 783, 784.

Statement of purpose of amendment, 784.
 Amendments adopted, 857.
 Engrossed, 1599.
 Rules suspended, properly re-engrossed, placed on final passage as amended, 1521.
 Second reading and final passage, 881.
 Clincher, 881.
 To Senate, 914.
 Returned to House, 1485. Amended, 1485.
 House concurs, 1521.
 Enrolled, 1599.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1607.

House Bill No. 1012

House Bill No. 1012. A Bill for an Act making an appropriation to continue the operation of North Dakota civil defense as provided for by Chapter 37-17 of the North Dakota Century Code.

Introduced by Committee on Appropriations.
 Introduction, first reading, 57.
 Referred to Committee on Appropriations.
 Reported back, amended, 373.
 Statement of purpose of amendment, 373.
 Amendments adopted, 401.
 Engrossed, 423.
 Second reading and final passage, 429.
 To Senate, 491.
 Returned to House, 1091.
 Enrolled, 1363.
 Signed by Speaker, 1419.
 To Senate, 1437.
 Returned to House, 1513.
 Sent to Governor, 1516.
 Approved by Governor, 1550.

House Bill No. 1013

House Bill No. 1013. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the department of the register of motor vehicles.

Introduced by Committee on Appropriations.
 Introduction, first reading, 57.
 Referred to Committee on Appropriations.
 Reported back, amended, 409.
 Statement of purpose of amendment, 410.
 Amendments adopted, 424.
 Engrossed, 447.
 Rules suspended, properly re-engrossed, placed on final passage, 1226.
 Second reading and final passage, 457.
 To Senate, 526.
 Returned to House, 1197. Amended, 1197, 1198.
 House concurs, 1226.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1607.

House Bill No. 1014

House Bill No. 1014. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the state highway department and to authorize expenditures for highway project construction costs.

Introduced by Committee on Appropriations.
 Introduction, first reading, 57.
 Referred to Committee on Appropriations.
 Reported back, amended, 741.
 Statement of purpose of amendment, 741.
 Amendments adopted, 769.
 Engrossed, 811.
 Second reading and final passage, 813.
 To Senate, 896.
 Returned to House, 1143.
 Enrolled, 1539.
 Signed by Speaker, 1545.
 To Senate, 1547.
 Returned to House, 1558.
 Sent to Governor, 1559.

House Bill No. 1015

House Bill No. 1015. A Bill for an Act making an appropriation for the purpose of paying salaries and miscellaneous expenses of the workmen's compensation bureau.

Introduced by Committee on Appropriations.
 Introduction, first reading, 57.
 Referred to Committee on Appropriations.
 Reported back, amended, 338, 373.
 Statement of purpose of amendment, 338, 373.
 Adoption of Committee report reconsidered, 352.
 Amendments adopted, 401.
 Engrossed, 423.
 Rules suspended, properly re-engrossed, placed on final passage, 1457.
 Second reading and final passage, 429.
 To Senate, 491.
 Returned to House, 1450. Amended, 1452.
 House concurs, 1457.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1607.

House Bill No. 1016

House Bill No. 1016. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the game and fish department, and to repeal section 20-02-07 of the North Dakota Century Code.

Introduced by Committee on Appropriations.
 Introduction, first reading, 57.
 Referred to Committee on Appropriations.
 Reported back, amended, 448.
 Statement of purpose of amendment, 448.
 Amendments adopted, 467.
 Engrossed, 495.
 Second reading and final passage, 501.

To Senate, 584.
 Returned to House, 1029.
 Enrolled, 1599.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1017

House Bill No. 1017. A Bill for an Act making an appropriation for the purpose of operating and maintaining the teachers' insurance and retirement fund.

Introduced by Committee on Appropriations.
 Introduction, first reading, 57.
 Referred to Committee on Appropriations.
 Reported back, do pass, 199.
 Engrossed, 1599.
 Rules suspended, properly engrossed, placed on final passage as amended, 1500.
 Second reading and final passage, 210.
 To Senate, 253.
 Returned to House, 1485. Amended, 1486.
 House concurs, 1499.
 Enrolled, 1599.
 Signed by Speaker, 1603.
 To Senate, 1605.
 Returned to House, 1608.
 Sent to Governor, 1609.

House Bill No. 1018

House Bill No. 1018. A Bill for an Act making an appropriation to provide for nurse preparation scholarships for qualified residents of North Dakota according to chapter 43-12 of the North Dakota Century Code.

Introduced by Committee on Appropriations.
 Introduction, first reading, 57.
 Referred to Committee on Appropriations.
 Reported back, amended, 470.
 Statement of purpose of amendment, 470, 1090.
 Amendments adopted, 495.
 Engrossed, 531.
 Rules suspended, properly re-engrossed, placed on final passage as amended, 1107.
 Second reading and final passage, 532.
 To Senate, 585.
 Returned to House, 1090. Amended, 1090.
 House concurs, 1107.
 Enrolled, 1539.
 Signed by Speaker, 1545.
 To Senate, 1547.
 Returned to House 1558.
 Sent to Governor, 1559.

House Bill No. 1019

House Bill No. 1019. A Bill for an Act making an appropriation for the operation, maintenance and miscellaneous expenses of the Poultry Improvement Board.

Introduced by Committee on Appropriations.
 Introduction, first reading, 57.
 Referred to Committee on Appropriations.

Reported back, do pass, 332.
 Second reading and final passage, 359.
 To Senate, 420.
 Returned to House, 952.
 Enrolled, 1047.
 Signed by Speaker, 1066.
 To Senate, 1067.
 Returned to House, 1089.
 Sent to Governor, 1091.
 Approved by Governor, 1177.

House Bill No. 1020

House Bill No. 1020. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the bank of North Dakota and of the Judge A. M. Christian-son Project.

Introduced by Committee on Appropriations.
 Introduction, first reading, 57.
 Referred to Committee on Appropriations.
 Reported back, amended, 448.
 Amendments adopted, 467.
 Engrossed, 495.
 Second reading and final passage, 502.
 To Senate, 584.
 Returned to House, 1497.
 Enrolled, 1599.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1021

House Bill No. 1021. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the North Dakota mill and elevator association.

Introduced by Committee on Appropriations.
 Introduction, first reading, 58.
 Referred to Committee on Appropriations.
 Reported back, do pass, 741. Amended, 1530.
 Motion to move to foot of Calendar prevailed, 769.
 Engrossed, 1599.
 Rules suspended, properly re-engrossed, placed on final passage, 1531.
 Second reading and final passage, 807.
 To Senate, 896.
 Returned to House, 1091, 1450. Amended, 1452.
 Senate requests return, 1132.
 Returned to Senate, 1141.
 House does not concur, 1463.
 Conference Committee, House, 1484.
 Conference Committee, Senate, 1523.
 Conference Committee report, House adopts, 1531.
 Conference Committee report, Senate adopts, 1543.
 Enrolled, 1599.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1022

House Bill No. 1022. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the state wheat commission.

Introduced by Committee on Appropriations.
 Introduction, first reading, 58.
 Referred to Committee on Appropriations.
 Reported back, do pass, 448. Amended, 1459.
 Statement of purpose of amendment, 1090.
 Engrossed, 1599.
 Rules suspended, properly engrossed, placed on final passage, 1459.
 Second reading and final passage, 479.
 To Senate, 562.
 Returned to House, 1090. Amended, 1090.
 House does not concur, 1107.
 Conference Committee, House, 1111.
 Conference Committee, Senate, 1141.
 Conference Committee report, House adopts, 1459.
 Conference Committee report, Senate adopts, 1516.
 Enrolled, 1599.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1023

House Bill No. 1023. A Bill for an Act making an appropriation to the state water conservation commission for general administrative expenses, maintenance and construction of dams; planning, surveying and construction expenses of multiple purpose water projects; and organizing water conservation and irrigation districts.

Introduced by Committee on Appropriations.
 Introduction, first reading, 58.
 Referred to Committee on Appropriations.
 Re-referred to Committee on Appropriations, 681.
 Reported back, amended, 646, 756.
 Statement of purpose of amendment, 646, 756.
 Amendments adopted, 680, 781.
 Motion to delay consideration of Committee report prevailed, 673.
 Engrossed, 703.
 Re-engrossed, 811.
 Rules suspended, properly re-engrossed, placed on final passage, 1344.
 Motion to place on 14th order prevailed, 673.
 Second reading and final passage, 843.
 To Senate, 896.
 Returned to House, 1325. Amended, 1325.
 House concurs, 1345.
 Enrolled, 1600.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1024

House Bill No. 1024. A Bill for an Act making an appropriation for the operating and maintenance expenses of the public health department.

Introduced by Committee on Appropriations.
 Introduction, first reading, 58.
 Referred to Committee on Appropriations.
 Reported back, amended, 612.
 Statement of purpose of amendment, 1485.
 Amendments adopted, 645.
 Rules suspended, properly re-engrossed, placed on final passage as amended, 1500.
 Second reading and final passage, 676.
 To Senate, 733.
 Returned to House, 1484. Amended, 1484.
 House concurs, 1500.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1025

House Bill No. 1025. A Bill for an Act making an appropriation to the capitol grounds planning commission out of the general fund for the purposes of defraying the expenses of the commission.

Introduced by Committee on Appropriations.
 Introduction, first reading, 58.
 Referred to Committee on Appropriations.
 Reported back, do pass, 374.
 Second reading and final passage, 403.
 To Senate, 443.
 Returned to House, 1328.
 Enrolled, 1598.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1026

House Bill No. 1026. A Bill for an Act making an appropriation for the purpose of administering the provisions of Chapter 12-61 of the North Dakota Century Code.

Introduced by Committee on Appropriations.
 Introduction, first reading, 58.
 Referred to Committee on Appropriations.
 Reported back, amended, 332.
 Amendments adopted, 351.
 Engrossed, 371.
 Second reading and final passage, 385.
 To Senate, 443.
 Returned to House, 1336.
 Enrolled, 1599.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1027

House Bill No. 1027. A Bill for an Act making an appropriation for salaries and expenses of the governor's council on human resources.

Introduced by Committee on Appropriations.
 Introduction, first reading, 58.
 Referred to Committee on Appropriations.
 Reported back, do pass, 449.
 Second reading and final passage, 480.
 To Senate, 562.
 Returned to House, 1248.
 Enrolled, 1598.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1028

House Bill No. 1028. A Bill for an Act making an appropriation to the North Dakota state fair association.

Introduced by Committee on Appropriations.
 Introduction, first reading, 58.
 Referred to Committee on Appropriations.
 Reported back, do pass, 410.
 Rules suspended, properly engrossed, placed on final passage, 1164.
 Second reading and final passage, 432.
 To Senate, 491.
 Returned to House, 1141. Amended, 1142.
 House concurs, 1164.
 Enrolled, 1363.
 Signed by Speaker, 1419.
 To Senate, 1437.
 Returned to House, 1513.
 Sent to Governor, 1516.
 Approved by Governor, 1550.

House Bill No. 1029

House Bill No. 1029. A Bill for an Act making an appropriation to meet the extraordinary expenses of law enforcement arising by reason of the location of Indian reservations.

Introduced by Committee on Appropriations.
 Introduction, first reading, 58.
 Referred to Committee on Appropriations.
 Reported back, do pass, 238.
 Rules suspended, properly engrossed, placed on final passage, 1227.
 Second reading and final passage, 264.
 To Senate, 327.
 Returned to House, 695, 1169. Amended, 1169.
 House concurs, 1227.
 Enrolled, 981, 1599.
 Signed by Speaker, 981, 1601.
 To Senate, 981, 1603.
 Returned to House, 983, 1605.
 Sent to Governor, 983, 1608.
 Motion to request return of bill from Governor's office prevailed, 1022.
 Senate requests return of bill, 1064.
 Bill returned from Governor's office, 1088.
 Returned to Senate, 1098.

House Bill No. 1030

House Bill No. 1030. A Bill for an Act making an appropriation to the department of public instruction for the purpose of defraying the expenses of public schools.

Introduced by Committee on Appropriations.
 Introduction, first reading, 58.
 Referred to Committee on Appropriations.
 Reported back, amended, 470, 1571, 1572.
 Statement of purpose of amendment, 470.
 Amendments adopted, 495.
 Engrossed, 531.
 Rules suspended, properly re-engrossed, placed on final passage, 1572.
 Second reading and final passage, 532.
 To Senate, 585.
 Returned to House, 1336. Amended, 1336, 1337.
 House does not concur, 1423.
 Conference Committee, House, 1436.
 Conference Committee, Senate, 1497.
 Conference Committee report, House adopts, 1572.
 Conference Committee report, Senate, adopts, 1579.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1031

House Bill No. 1031. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the services of the state-wide communications fund in the office of the director of institutions.

Introduced by Committee on Appropriations.
 Introduction, first reading, 59.
 Referred to Committee on Appropriations.
 Reported back, amended, 317.
 Statement of purpose of amendment, 318.
 Amendments adopted, 331.
 Engrossed, 351.
 Second reading and final passage, 359.
 To Senate, 420.
 Returned to House, 734.
 Enrolled, 1047.
 Signed by Speaker, 1066.
 To Senate, 1067.
 Returned to House, 1089.
 Sent to Governor, 1091.
 Approved by Governor, 1177.

House Bill No. 1032

House Bill No. 1032. A Bill for an Act making an appropriation for the use of the state planning agency.

Introduced by Committee on Appropriations.
 Introduction, first reading, 59.
 Referred to Committee on Appropriations.
 Reported back, do pass, 374.
 Second reading and final passage, 403.
 To Senate, 443.
 Returned to House, 1091.
 Enrolled, 1363.
 Signed by Speaker, 1419.
 To Senate, 1437.
 Returned to House, 1513.
 Sent to Governor, 1516.

House Bill No. 1033

House Bill No. 1033. A Bill for an Act making an appropriation for salaries and expenses of the constitutional convention and declaring an emergency.

Introduced by Committee on Appropriations.
 Introduction, first reading, 59.
 Referred to Committee on Appropriations.
 Reported back, do pass, 332.
 Engrossed, 1599.
 Rules suspended, properly engrossed, placed on final passage, 1393.
 Second reading and final passage, 360.
 Clincher, 1393.
 Emergency clause carried, 360.
 To Senate, 420.
 Returned to House, 1336. Amended, 1337.
 House concurs, 1392.
 Enrolled, 1599.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1034

House Bill No. 1034. A Bill for an Act making an appropriation for paying the salaries and other expenses of the state potato council.

Introduced by Committee on Appropriations.
 Introduction, first reading, 59.
 Referred to Committee on Appropriations.
 Reported back, do pass, 332.
 Second reading and final passage, 360.
 To Senate, 420.
 Returned to House, 1285.
 Enrolled, 1598.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1035

House Bill No. 1035. A Bill for an Act to provide payment of expenses to certain elected state officers, and making an appropriation and declaring an emergency.

Introduced by Committee on Appropriations.
 Introduction, first reading, 59.
 Referred to Committee on Appropriations.
 Re-referred to Committee on Appropriations, 569, 704.
 Reported back, amended, 539, 540, 646, 756, 757.
 Statement of purpose of amendment, 540, 647.
 Adoption of Committee report reconsidered, 567.
 Engrossed, 703.
 Re-engrossed, 811, 1600.
 Rules suspended, properly engrossed, placed on final passage, 1346.
 Second reading and final passage, 844.
 Lost, 704.
 Motion to reconsider passage prevailed, 704.
 Emergency clause carried, 1347.
 To Senate, 896.
 Returned to House, 1197, 1336. Amended, 1337.

House concurs, 1346.
Senate request return, 1229.
Returned to Senate, 1269.
Enrolled, 1600.
Signed by Speaker, 1601.
To Senate, 1603.
Returned to House, 1605.
Sent to Governor, 1608.

House Bill No. 1036

House Bill No. 1036. A Bill for an Act making an appropriation to the director of institutions for the purpose capitol grounds improvements.

Introduced by Committee on Appropriations.
Introduction, first reading, 59.
Referred to Committee on Appropriations.
Reported back, do pass, 470.
Second reading and final passage, 512.
To Senate, 584.
Returned to House, 1329.
Enrolled, 1598.
Signed by Speaker, 1601.
To Senate, 1603.
Returned to House, 1605.
Sent to Governor, 1608.

House Bill No. 1037

House Bill No. 1037. A Bill for an Act to amend and reenact subsection 2 of section 16-03-02 and section 16-04-04 of the North Dakota Century Code, relating to the signatures required on a petition for nomination of a candidate of less than statewide district and candidates for county and legislative districts for placement of their names on the primary election ballot; and to repeal section 16-16-28 of the North Dakota Century Code, relating to referring a portion of the election code to the electorate for adoption or rejection.

Introduced by Hentges.
Introduction, first reading, 59.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 709.

House Bill No. 1038

House Bill No. 1038. A Bill for an Act to repeal sections 48-05-02 and 48-05-04 of the North Dakota Century Code, relating to the use of native fuel by public institutions.

Introduced by Reimers, Tweten.
Introduction, first reading, 59.
Referred to Committee on State and Federal Government.
Reported back, do pass, 238.
Second reading and final passage, 266.
Clincher, 266.
To Senate, 327.
Returned to House, 1113.
Enrolled, 1539.
Signed by Speaker, 1545.
To Senate, 1547.
Returned to House, 1558.
Sent to Governor, 1559.

House Bill No. 1039

House Bill No. 1039. A Bill for an Act to amend and reenact Section 4-09-08 of the North Dakota Century Code, relating to the examination, analysis, and testing of seed samples by the seed department.

Introduced by K. Johnson, J. Peterson, Reimers, Solberg, Tweten.
Introduction, first reading, 60.
Referred to Committee on Agriculture.
Reported back, do pass, 185.
Lost, 195.

House Bill No. 1040

House Bill No. 1040. A Bill for an Act to amend and reenact section 36-09-14 of the North Dakota Century Code, relating to the issuance of brand books by the commissioner of agriculture.

Introduced by K. Johnson, J. Peterson, Reimers, Solberg, Tweten.
Introduction, first reading, 60.
Referred to Committee on Agriculture.
Reported back, do pass, 117.
Second reading and final passage, 126.
To Senate, 147.
Returned to House, 231.
Enrolled, 749.
Signed by Speaker, 871.
To Senate, 873.
Returned to House, 887.
Sent to Governor, 915.
Approved by Governor, 937.

House Bill No. 1041

House Bill No. 1041. A Bill for an Act to amend and reenact section 4-30-12 of the North Dakota Century Code, relating to the increase in the license fee for all milk and cream testers licensed by the department of agriculture, and providing a penalty.

Introduced by K. Johnson, J. Peterson, Reimers, Solberg, Tweten.
Introduction, first reading, 60.
Referred to Committee on Agriculture.
Reported back, amended, 117.
Amendments adopted, 125.
Engrossed, 140.
Second reading and final passage, 148.
To Senate, 179.
Returned to House, 734.
Enrolled, 1047.
Signed by Speaker, 1066.
To Senate, 1067.
Returned to House, 1089.
Sent to Governor, 1091.
Approved by Governor, 1178.

House Bill No. 1042

House Bill No. 1042. A Bill for an Act to create and enact sections 15-55-20 and 15-55-21 of the North Dakota Century Code, relating to the maintaining of financial records and expenses of revenue producing buildings or other revenue producing campus improvements.

Introduced by K. Johnson, J. Peterson, Reimers, Solberg, Tweten.
Introduction, first reading, 60.
Referred to Committee on Appropriations.

Reported back, amended, 318.
 Statement of purpose of amendment, 318.
 Amendments adopted, 331.
 Engrossed, 351.
 Second reading and final passage, 361.
 To Senate, 420.
 Returned to House, 1091.
 Enrolled, 1539.
 Signed by Speaker, 1545.
 To Senate, 1547.
 Returned to House, 1558.
 Sent to Governor, 1559.

House Bill No. 1043

House Bill No. 1043. A Bill for an Act to provide for a central microfilm unit in the office of the secretary of state; to provide for the transfer of certain microfilm equipment to the secretary of state; and providing an appropriation.

Introduced by Bunker, Strinden.
 Introduction, first reading, 60.
 Referred to Committee on State and Federal Government.
 Re-referred to Committee on Appropriations, 140.
 Reported back, do pass, 140, 647.
 Second reading and final passage, 676.
 To Senate, 733.
 Returned to House, 1329.
 Enrolled, 1598.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1044

House Bill No. 1044. A Bill for an Act to create and enact subsection 5 of section 54-46-04 and section 54-46-14 of the North Dakota Century Code, relating to records management and to provide for the review of requests for office space or additional files; to amend and reenact section 54-46-08 of the North Dakota Century Code, to provide for the services of an archivist prior to the disposal of records and to provide that no records shall be destroyed within the first six years from the date of filing of any record which might be evidence in an action; and to repeal section 46-04-20 of the North Dakota Century Code, relating to destruction of public records.

Introduced by Bunker, Strinden.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 108.

House Bill No. 1045

House Bill No. 1045. A Bill for an Act to create and enact sections 15-19-08, 15-38-04.1, and 15-47-02.1, and chapters 15-20.1, 15-34.1, 15-34.2, 15-40.1, 15-40.2, and 15-53.1 of the North Dakota Century Code, relating to high school correspondence work, school holidays, discontinuance of schools, vocational education and vocational rehabilitation, compulsory attendance, transportation, state school aid, transfer of students and nonresident tuition, reorganization, annexation, and involuntary dissolution; to amend and reenact sections 12-10-06, 15-22-09, 15-28-01, and 15-28-02, subsection 1, 2, 3, and 14 of section 15-29-08, sections 15-41-06, 15-47-21, 15-47-27, 15-47-33, and

15-49-02, subsection 3 of section 57-15-14, sections 57-15-24, 57-16-04, 57-55-03, 57-55-04, and 16-01-15 of the North Dakota Century Code, relating to personal interest in contracts by public officers, duties of county superintendents, school board elections, powers and duties of school boards, equalization of assets and liabilities among school districts, time for renewal of teachers' contracts, high school course requirements, length of school term, personal interest in school district contracts, tax levy limitations in school districts, county mill levy for schools, mobile home taxation, and voting on certain questions; and to repeal sections 15-22-21, 15-22-22, 15-38-04, 15-41-18, 15-41-19, 15-47-19, and 15-47-20, and chapters 15-20, 15-27, 15-34, 15-40 and 15-53 of the North Dakota Century Code, relating to vocational education and vocational rehabilitation, organization and dissolution of public school districts, compulsory attendance, transportation, state school aid, reorganization, annexation, dissolution of school districts, notice of hearing on dissolution, school holidays, admission of nonresident high school students and tuition fees, equalization of indebtedness by arbitration, and levy by board of arbitration.

Introduced by Bier, Knudson, G. Larson, R. Peterson, Stoltenow, Stone, Wagner.
 Introduction, first reading, 60.
 Referred to Committee on Education.
 Reported back, do pass, 167.
 Second reading and final passage, 182.
 To Senate, 217.
 Returned to House, 313.
 Enrolled, 1125.
 Signed by Speaker, 1145.
 To Senate, 1167.
 Returned to House, 1172.
 Sent to Governor, 1172.
 Approved by Governor, 1234.

House Bill No. 1046

House Bill No. 1046. A Bill for an Act to amend and reenact section 15-34.2-17 of the North Dakota Century Code, as contained in section 6 of House Bill No. 1045, relating to release time for religious instruction.

Introduced by Bier, Knudson, G. Larson, R. Peterson, Stoltenow, Wagner.
 Introduction, first reading, 61.
 Referred to Committee on Education.
 Reported back, do pass, 449.
 Second reading and final passage, 481.
 To Senate, 563.
 Returned to House, 1113.
 Enrolled, 1539.
 Signed by Speaker, 1545.
 To Senate, 1547.
 Returned to House, 1558.
 Sent to Governor, 1559.

House Bill No. 1047

House Bill No. 1047. A Bill for an Act to amend and reenact section 15-52-03 of the North Dakota Century Code, relating to the medical advisory council.

Introduced by Bier, Knudson, G. Larson, R. Peterson, Stone, Wagner.
 Introduction, first reading, 61.

Referred to Committee on Education.
 Reported back, amended, 108.
 Amendments adopted, 120.
 Second reading and final passage, 136.
 To Senate, 150.
 Returned to House, 1143.
 Enrolled, 1539.
 Signed by Speaker, 1545.
 To Senate, 1557.
 Returned to House, 1558.
 Sent to Governor, 1559.

House Bill No. 1048

House Bill No. 1048. A Bill for an Act to amend and reenact sections 57-16-03 and 57-16-06 of the North Dakota Century Code, relating to the requirements for notice and the form of ballots for excess mill levy elections, and declaring an emergency.

Introduced by Bier, Knudson, G. Larson, R. Peterson, Stoltenow, Stone, Wagner.
 Introduction, first reading, 61.
 Referred to Committee on Education.
 Reported back, do pass, 108.
 Engrossed, 1599.
 Rules suspended, properly engrossed, placed on final passage, 1228.
 Second reading and final passage, 110.
 Emergency clause carried, 1229.
 To Senate, 124.
 Returned to House, 1197. Amended, 1198.
 House concurs, 1228.
 Enrolled, 1599.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1049

House Bill No. 1049. A Bill for an Act to create and enact section 57-38-40.1 of the North Dakota Century Code, to provide for a reserve for income tax refunds.

Introduced by Backes, Dornacker, Gackle, L. Larson, Weber.
 Introduction, first reading, 61.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 140.
 Second reading and final passage, 151.
 To Senate, 188.
 Returned to House, 313.
 Enrolled, 749.
 Signed by Speaker, 871.
 To Senate, 873.
 Returned to House, 887.
 Sent to Governor, 915.
 Approved by Governor, 937.

House Bill No. 1050

House Bill No. 1050. A Bill for an Act to amend and reenact section 11-10.1-06 of the North Dakota Century Code, relating to the duties of county directors of tax equalization in obtaining agricultural statistics; to repeal sections 4-01-01, 4-01-02, 4-01-03, 4-01-06, 4-01-07, 4-01-10, 4-01-11, 4-01-12, 4-01-13, and 4-01-14 of the North Dakota

Century Code, relating to the collection of agricultural statistics by assessors, the furnishing of such statistics by county auditors, and the duties of the commissioner of agriculture in his capacity as state statistician; and declaring an emergency.

Introduced by Backes, Dornacker, Gackle, L. Larson, Weber.
 Introduction, first reading, 62.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 108.
 Second reading and final passage, 111.
 Emergency clause carried, 111.
 To Senate, 124.
 Returned to House, 253.
 Enrolled, 749.
 Signed by Speaker, 871.
 To Senate, 873.
 Returned to House, 887.
 Sent to Governor, 915.
 Approved by Governor, 937.

House Bill No. 1051

House Bill No. 1051. A Bill for an Act to repeal subsection 3 of section 57-39.2-04 of the North Dakota Century Code, relating to the exemption from the sales tax of agricultural products when sold in exchange for like agricultural products produced by the purchaser and is for the purchaser and his family.

Introduced by Backes, Dornacker, Gackle, L. Larson, Weber.
 Introduction, first reading, 62.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 108.
 Second reading and final passage, 112.
 To Senate, 124.
 Returned to House, 253.
 Enrolled, 749.
 Signed by Speaker, 871.
 To Senate, 873.
 Returned to House, 887.
 Sent to Governor, 916.
 Approved by Governor, 937.

House Bill No. 1052

House Bill No. 1052. A Bill for an Act to amend and reenact subsections 2 and 6 of section 57-39.2-01, and subsections 6 and 9 of section 57-40.2-01 of the North Dakota Century Code, to provide for the repeal of the exemption of newspapers from sales and use taxes.

Introduced by Backes, L. Larson, Weber.
 Introduction, first reading, 62.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 242.

House Bill No. 1053

House Bill No. 1053. A Bill for an Act to create and enact new subsections to sections 57-39.2-02, 57-39.2-03, and 57-39.2-03.1, and to create and enact a new subdivision to subsection 9 of section 57-40.2-01 of the North Dakota Century Code, relating to the taxation of food purchased from college and university cafeterias and dining rooms.

Introduced by Backes, Dornacker, L. Larson, Weber.
 Introduction, first reading, 62.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 157.

Amendments adopted, 737.
 Engrossed, 1599.
 Rules suspended, properly engrossed, placed on final passage, 1464.
 Second reading and final passage, 169.
 To Senate, 201.
 Returned to House, 1325. Amended, 1326.
 House does not concur, 1381.
 Conference Committee, House, 1381.
 Conference Committee, Senate, 1417.
 Conference Committee report, House adopts, 1464.
 Conference Committee report, Senate adopts, 1516.
 Enrolled, 1599.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1054

House Bill No. 1054. A Bill for an Act to amend and reenact subsection 16 of section 57-02-08 of the North Dakota Century Code, to provide that property owned by nonprofit corporations organized to promote athletic and educational needs and uses at any state educational institution shall be exempt from taxation only if used exclusively for athletic or educational purposes.

Introduced by Backes, Dornacker, L. Larson, Weber.
 Introduction, first reading, 62.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 157.
 Second reading and final passage, 170.
 To Senate, 201.
 Returned to House, 1091.
 Enrolled, 1363.
 Signed by Speaker, 1419.
 To Senate, 1437.
 Returned to House, 1513.
 Sent to Governor, 1516.

House Bill No. 1055

House Bill No. 1055. A Bill for an Act to amend and reenact section 15-11-26 of the North Dakota Century Code, relating to the exemption from the property tax of the alumni building at the University of North Dakota.

Introduced by Backes, Dornacker, Gackle, L. Larson, Weber.
 Introduction, first reading, 62.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 338.
 Second reading and final passage, 364.
 To Senate, 420.
 Returned to House, 980.
 Enrolled, 1232.
 Signed by Speaker, 1253.
 To Senate, 1253.
 Returned to House, 1284.
 Sent to Governor, 1284.
 Approved by Governor, 1438.

House Bill No. 1056

House Bill No. 1056. A Bill for an Act to amend and reenact section 26-27-13 of the North Dakota Century Code, to remove the tax exemption on property owned by nonprofit medical service corporations.

Introduced by Backes, Dornacker, Gackle, L. Larson, Weber.
 Introduction, first reading, 62.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 140.
 Second reading and final passage, 152.
 To Senate, 188.
 Returned to House, 313.
 Enrolled, 749.
 Signed by Speaker, 871.
 To Senate, 873.
 Returned to House, 887.
 Sent to Governor, 916.
 Approved by Governor, 937.

House Bill No. 1057

House Bill No. 1057. A Bill for an Act to amend and reenact subsection 10 of section 57-02-01 and subsection 15 of section 57-02-08 of the North Dakota Century Code, relating to the definition of a farm.

Introduced by Backes, Dornacker, Gackle, L. Larson, Weber.
 Introduction, first reading, 62.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 140.
 Amendments adopted, 155.
 Engrossed, 165.
 Rules suspended, properly re-engrossed, placed on final passage, 1380.
 Second reading and final passage, 165.
 To Senate, 201.
 Returned to House, 1325. Amended, 1326, 1327.
 House concurs, 1380.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1058

House Bill No. 1058. A Bill for an Act to create and enact section 50-06-01.1 of the North Dakota Century Code, relating to changing the name of the public welfare board of North Dakota to the social service board of North Dakota.

Introduced by Eagles, Lundene, Wagner, Wilkie.
 Introduction, first reading, 63.
 Referred to Committee on Social Welfare.
 Re-referred to Committee on Social Welfare.
 Reported back, do pass, 135.
 Second reading and final passage, 279, 280.
 To Senate, 330.
 Returned to House, 1091.
 Enrolled, 1363.
 Signed by Speaker, 1419.
 To Senate, 1437.
 Returned to House, 1513.
 Sent to Governor, 1516.

House Bill No. 1059

House Bill No. 1059. A Bill for an Act to amend and reenact subsection 50-24-01, sections 50-24-13 and 50-24-15 of the North Dakota

Century Code, and to repeal subsections 10 and 11 of section 50-24-01, subsection 10 of section 50-24-03, and section 50-24-04 of the North Dakota Century Code, all relating to medical assistance for the aged.

Introduced by Eagles, Lundene, Wagner, Wilkie.
 Introduction, first reading, 63.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 135.
 Second reading and final passage, 150.
 To Senate, 179.
 Returned to House, 1063.
 Enrolled, 1598.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1060

House Bill No. 1060. A Bill for an Act to amend and reenact subsections 7 and 9 of section 50-24-03, and to repeal subdivision b of subsection 8 of section 50-24-03 and section 50-24-24 of the North Dakota Century Code, relating to residency for receiving aid for the aged or disabled.

Introduced by Eagles, Lundene, Wagner, Wilkie.
 Introduction, first reading, 63.
 Referred to Committee on Social Welfare.
 Reported back, amended, 199.
 Amendments adopted, 209.
 Engrossed, 219.
 Second reading and final passage, 229.
 To Senate, 271.
 Returned to House, 1063.
 Enrolled, 1539.
 Signed by Speaker, 1545.
 To Senate, 1547.
 Returned to House, 1558.
 Sent to Governor, 1559.

House Bill No. 1061

House Bill No. 1061. A Bill for an Act to provide for new appointments to the board of examiners for nursing home administrators, and to amend and reenact subsection 2 of section 43-34-01, and sections 43-34-02 and 43-34-11 of the North Dakota Century Code, relating to the board of examiners for nursing home administrators, and to amend and reenact section 43-34-05 of the North Dakota Century Code, relating to license fees of nursing home administrators.

Introduced by Eagles, Lundene, Wagner, Wilkie.
 Introduction, first reading, 63.
 Referred to Committee on Social Welfare.
 Reported back, amended, 135.
 Amendments adopted, 145.
 Engrossed, 151.
 Second reading and final passage, 161.
 To Senate, 188.
 Returned to House, 1063.
 Enrolled, 1254.
 Signed by Speaker, 1284.
 To Senate, 1289.
 Returned to House, 1298.
 Sent to Governor, 1329.
 Approved by Governor, 1438.

House Bill No. 1062

House Bill No. 1062. A Bill for an Act to create and enact chapter 15-20.2 and sections 50-06-15, 50-06-16, 50-06-17, 50-06-18, 50-06-19, 50-06-20, 50-06-21, 50-06-22, 50-06-23, 50-06-24, 50-06-25, and 50-06-26 of the North Dakota Century Code, relating to vocational education and vocational rehabilitation; to amend and reenact section 50-06-13 of the North Dakota Century Code, relating to the biennial report of the state social service board; and to repeal section 4 of House Bill No. 1045 as approved by the Forty-second Legislative Assembly, relating to vocational education and vocational rehabilitation.

Introduced by Eagles, Lundene, Wagner, Wilkie.
Introduction, first reading, 63.
Referred to Committee on Social Welfare.
Reported back, amended, 378, 384.
Amendments adopted, 409.
Engrossed, 423.
Second reading and final passage, 433.
Motion to Reprint prevailed, 436.
To Senate, 491.
Returned to House, 1450.
Returned to House, indefinitely postponed, 1450.

House Bill No. 1063

House Bill No. 1063. A Bill for an Act to create an industrial building mortgage program under the supervision of the Bank of North Dakota, providing for the administration of such programs and for the transfer of certain moneys from the accumulated and undivided profits of the Bank of North Dakota to the mortgage insurance fund, and making an appropriation.

Introduced by Austin, Bunker, Halcrow, Henning, Hentges.
Introduction, first reading, 63.
Referred to Committee on Industry, Business and Labor.
Re-referred to Committee on Appropriations, 108.
Reported back, amended, 741.
Statement of purpose of amendment, 742.
Amendments adopted, 769.
Engrossed, 811.
Second reading and final passage, 814.
To Senate, 896.
Returned to House, 1171.
Enrolled, 1599.
Signed by Speaker, 1601.
To Senate, 1603.
Returned to House, 1605.
Sent to Governor, 1608.

House Bill No. 1064

House Bill No. 1064. A Bill for an Act to amend and reenact section 43-17-22 of the North Dakota Century Code, to remove the citizenship requirements for the licensing of physicians.

Introduced by Austin, Bunker, Halcrow, Henning, Hentges.
Introduction, first reading, 63.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 108.
Second reading and final passage, 112.
To Senate, 124.
Returned to House, 1063.
Enrolled, 1539.
Signed by Speaker, 1545.

To Senate, 1547.
 Returned to House, 1558.
 Sent to Governor, 1559.

House Bill No. 1065

House Bill No. 1065. A Bill for an Act to amend and reenact section 39-17-07 of the North Dakota Century Code, relating to the unsatisfied judgment fund.

Introduced by Dick, Kingsbury, Wilder, White.
 Introduction, first reading, 63.
 Referred to Committee on Transportation.
 Reported back, amended, 541.
 Amendments adopted, 567.
 Engrossed, 587.
 Second reading and final passage, 592.
 To Senate, 670.
 Returned to House, 1091.
 Enrolled, 1599.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1066

House Bill No. 1066. A Bill for an Act to amend and reenact section 39-16-05 and subsection 3 of section 39-16-07 of the North Dakota Century Code, relating to suspension of drivers' licenses after the negligence or responsibility of drivers involved in accidents has been determined, and providing for filing of evidence of nonliability or confession of judgment with the commissioner, and for suspension of license in case of default.

Introduced by Dick, Kingsbury, Wilder, White.
 Introduction, first reading, 64.
 Referred to Committee on Transportation.
 Reported back, amended, 262.
 Amendments adopted, 279.
 Engrossed, 315.
 Second reading and final passage, 316.
 To Senate, 370.
 Returned to House, 952.
 Enrolled, 1254.
 Signed by Speaker, 1284.
 To Senate, 1289.
 Returned to House, 1298.
 Sent to Governor, 1329.
 Approved by Governor, 1439.

House Bill No. 1067

House Bill No. 1067. A Bill for an Act to create and enact sections 44-08-18, 54-06-15, and 54-21-17.1 of the North Dakota Century Code, relating to keys issued to the state capitol building, and offices therein; providing for retention of a state official's or employee's final wage or salary check upon failure to return an issued key; providing for payment of a fee in lieu of return of a key; providing the procedures for enforcement; and declaring an emergency.

Introduced by Hoffner, Streibel, Strinden.
 Introduction, first reading, 64.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 108.

Second reading and final passage, 113.
 Emergency clause carried, 113.
 To Senate, 124.
 Returned to House, 231.
 Enrolled, 749.
 Signed by Speaker, 871.
 To Senate, 873.
 Returned to House, 887.
 Sent to Governor, 916.
 Approved by Governor, 937.

House Bill No. 1068

House Bill No. 1068. A Bill for an Act to amend and reenact section 46-02-10 of the North Dakota Century Code, relating to the printing and binding of public documents, and providing deadlines for delivery.

Introduced by Hoffner, Streibel, Strinden.
 Introduction, first reading, 64.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 109.
 Second reading and final passage, 113.
 To Senate, 124.
 Returned to House, 527. Amended, 527.
 House does not concur, 639.
 Conference Committee, House, 639.
 Conference Committee, Senate, 670.
 Conference Committee report, House adopts, 1252.
 Conference Committee report, Senate adopts, 1385.
 Enrolled, 1598.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1069

House Bill No. 1069. A Bill for an Act to repeal chapter 61-17 of the North Dakota Century Code, which contains the tri-state water compact and provides for a tri-state waters commission.

Introduced by Jenkins, Metzger, Olienyk, Sandness.
 Introduction, first reading, 64.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 120.
 Second reading and final passage, 137.
 To Senate, 150.
 Returned to House, 347.
 Enrolled, 749.
 Signed by Speaker, 871.
 To Senate, 873.
 Returned to House, 887.
 Sent to Governor, 916.
 Approved by Governor, 937.

House Bill No. 1070

House Bill No. 1070. A Bill for an Act to create and enact sections 26-02-37, 26-02-38, 26-02-39, 26-02-40, and 26-02-41 of the North Dakota Century Code, and to amend and reenact sections 26-02-32, 26-02-33, 26-02-34, 26-02-35, and 26-02-36 of the North Dakota Century Code, relating to the cancellation and nonrenewal of automobile liability insurance policies, and the furnishing of reasons for cancellation and nonrenewal, providing a penalty, and providing an effective date.

Introduced by Jenkins, Metzger, Olienyk, Sandness.
 Introduction, first reading, 64.
 Referred to Committee on Transportation.
 Reported back, amended, 313.
 Amendments adopted, 320.
 Motion to dispense with reading amendments prevailed, 320.
 Engrossed, 331.
 Rules suspended, properly re-engrossed, placed on final passage.
 1424.
 Second reading and final passage, 333.
 To Senate, 396.
 Returned to House, 1366. Amended, 1366.
 House concurs, 1424.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1071

House Bill No. 1071. A Bill for an Act to amend and reenact section 29-29-21 of the North Dakota Century Code, relating to the temporary stopping and searching of persons by a police officer without making a formal arrest.

Introduced by Jenkins, Metzger, Olienyk, Sandness.
 Introduction, first reading, 64.
 Referred to Committee on Judiciary.
 Reported back, amended, 157.
 Amendments adopted, 169.
 Engrossed, 181.
 Second reading and final passage, 186.
 To Senate, 217.
 Returned to House, indefinitely postponed, 767.

House Bill No. 1072

House Bill No. 1072. A Bill for an Act to create and enact sections 47-19-14.1, 47-19-14.2, 47-19-14.3, 47-19-14.4, 47-19-14.5, 47-19-14.6, 47-19-14.7, and 47-19-14.8 of the North Dakota Century Code, to provide for uniform recognition of notarial acts done outside the state; to amend and reenact section 47-19-26 of the North Dakota Century Code, relating to forms of certificates of acknowledgment; and to repeal sections 47-19-15, 47-19-16, 47-19-17, 47-19-17.1, 47-19-17.2 and 47-19-31 of the North Dakota Century Code, relating to recognition of foreign acknowledgments and acknowledgments made outside this state but within the United States.

Introduced by Jenkins, Metzger, Olienyk, Sandness.
 Introduction, first reading, 64.
 Referred to Committee on Judiciary.
 Reported back, do pass, 158.
 Second reading and final passage, 170.
 To Senate, 201.
 Returned to House, 369.
 Enrolled, 749.
 Signed by Speaker, 871.
 To Senate, 873.
 Returned to House, 887.
 Sent to Governor, 916.
 Approved by Governor, 937.

House Bill No. 1073

House Bill No. 1073. A Bill for an Act to create and enact chapter 28-06.2 of the North Dakota Century Code, relating to the method of service of civil process upon the United States, an officer, employee, or agency thereof, when civil suit is brought in a state court.

Introduced by Jenkins, Metzger, Olienyk, Sandness.

Introduction, first reading, 65.

Referred to Committee on Judiciary.

Reported back, do pass, 157.

Second reading and final passage, 171.

To Senate, 201.

Returned to House, 369.

Enrolled, 749.

Signed by Speaker, 871.

To Senate, 873.

Returned to House, 887.

Sent to Governor, 916.

Approved by Governor, 937.

House Bill No. 1074

House Bill No. 1074. A Bill for an Act to amend and reenact subsection 4 of section 62-01-14 of the North Dakota Century Code, relating to distribution of records of pistols sold.

Introduced by Jenkins, Metzger, Olienyk, Sandness, Solberg.

Introduction, first reading, 65.

Referred to Committee on Judiciary.

Reported back, do pass, 109.

To Senate, 124.

Returned to House, 313.

Enrolled, 749.

Signed by Speaker, 872.

To Senate, 873.

Returned to House, 887.

Sent to Governor, 916.

Approved by Governor, 937.

House Bill No. 1075

House Bill No. 1075. A Bill for an Act to amend and reenact sections 4-09-10, 4-09-11, and 4-09-14 of the North Dakota Century Code, relating to the labeling of hermetically sealed seed containers, and to the time limit within which such seed containers must be retested.

Introduced by Jenkins, Metzger, Olienyk, Sandness, Solberg.

Introduction, first reading, 65.

Referred to Committee on Agriculture.

Reported back, do pass, 117.

Second reading and final passage, 114.

To Senate, 147.

Returned to House, 231.

Enrolled, 749.

Signed by Speaker, 872.

To Senate, 873.

Returned to House, 887.

Sent to Governor, 916.

Approved by Governor, 937.

House Bill No. 1076

House Bill No. 1076. A Bill for an Act to create and enact section 11-23-01.1 of the North Dakota Century Code, providing the dates of

a county fiscal year; to amend and reenact subsection 4 of section 11-11-11 and section 11-23-09 of the North Dakota Century Code, providing for preparation and publication of an annual fiscal statement and handling of unexpended appropriated funds; to provide that the first county budget prepared under this Act shall be prepared for an eighteen-month period; to repeal section 11-23-08 of the North Dakota Century Code, relating to expenditures with appropriations; and to provide an effective date for portions of the Act.

Introduced by Atkinson, Grant, Lang, Linderman, Strinden.
Introduction, first reading, 65.
Referred to Committee on Political Subdivisions.
Reported back, indefinitely postponed, 185.

House Bill No. 1077

House Bill No. 1077. A Bill for an Act to amend and reenact subsection 3 of section 11-10-10 of the North Dakota Century Code, relating to salary and expenses of county commissioners.

Introduced by Atkinson, Grant, Lang, Linderman, Strinden.
Introduction, first reading, 65.
Referred to Committee on Political Subdivisions.
Re-referred to Committee on Political Subdivisions, 127.
Reported back, do pass. 117. Amended, 238, 313.
Amendments adopted, 261, 320.
Engrossed, 279.
Lost, 334.
Second reading and final passage, 345.
Motion to reconsider action by which bill lost prevailed, 345.
To Senate, 396.
Returned to House, 1366. Amended, 1366, 1368.
House does not concur, 1385.
Conference Committee, House, 1386.
Conference Committee, Senate, 1439.
Conference Committee report, House adopts, 1465.
Conference Committee report, Senate adopts, 1516.
Re-engrossed, 231, 1599.
Enrolled, 1599.
Signed by Speaker, 1601.
To Senate, 1603.
Returned to House, 1605.
Sent to Governor, 1608.

House Bill No. 1078

House Bill No. 1078. A Bill for an Act to amend and reenact section 11-10-20 of the North Dakota Century Code, relating to the central filing of documents kept by certain county officials when directed by resolution of the board of county commissioners.

Introduced by Atkinson, Grant, Hoffner, Lang, Linderman, Strinden.
Introduction, first reading, 65.
Referred to Committee on Judiciary.
Reported back, do pass, 158.
Second reading and final passage, 171, 172.
To Senate, 201.
Returned to House, 952.
Enrolled, 1047.
Signed by Speaker, 1066.
To Senate, 1067.
Returned to House, 1089.
Sent to Governor, 1091.
Approved by Governor, 1178.

House Bill No. 1079

House Bill No. 1079. A Bill for an Act to amend and reenact sections 11-11-26, 11-11-30, and 54-44-09 of the North Dakota Century Code, relating to use by political subdivisions of the services of the department of accounts and purchases.

Introduced by Atkinson, Grant, Hoffner, Lang, Linderman, Strinden.
Introduction, first reading, 66.
Referred to Committee on Political Subdivisions.
Reported back, amended, 205.
Amendments adopted, 219.
Engrossed 237.
Second reading and final passage, 240.
To Senate, 327.
Returned to House, indefinitely postponed, 920.

House Bill No. 1080

House Bill No. 1080. A Bill for an Act to amend and reenact section 21-06-07 of the North Dakota Century Code, relating to allowing counties to deposit surplus funds in certificates of deposits.

Introduced by Atkinson, Grant, Hoffner, Lang, Linderman, Strinden.
Introduction, first reading, 66.
Referred to Committee on Political Subdivisions.
Re-referred to Committee on Political Subdivisions.
Reported back, amended, 205.
Adoption of Committee report reconsidered, 213.
Indefinitely postponed, 503.

House Bill No. 1081

House Bill No. 1081. A Bill for an Act to amend and reenact sections 12-47-30, 32-12-04, 37-14-08, 54-14-01, 54-14-02, 54-14-03, 54-14-03.1, 54-14-04, and 54-14-07 of the North Dakota Century Code, relating to the expense of transferring inmates to and from the state hospital, collection of judgments against the state, and the membership, powers, and duties, filing of claims, and approval or disapproval of claims by the state auditing board.

Introduced by W. Erickson, Hickle, Hilleboe, Rivinius, Rundle.
Introduction, first reading, 66.
Referred to Committee on State and Federal Government.
Reported back, amended, 374.
Amendments adopted, 401.
Engrossed, 423.
Second reading and final passage, 430.
To Senate, 492.
Returned to House, 695.
Enrolled, 981.
Signed by Speaker, 981.
To Senate, 981.
Returned to House, 982.
Sent to Governor, 982.
Vetoed by Governor, 1048.
Reconsideration over Governor's veto, 1049.
Failed to pass over veto, 1049.

House Bill No. 1082

House Bill No. 1082. A Bill for an Act to amend and reenact sections 26-23-12, 26-23-13, and 26-23-16 of the North Dakota Century Code, relating to the bonding fund board.

Introduced by W. Erickson, Hickle, Hilleboe, Rivinius, Rundle.
 Introduction, first reading, 66.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 141.
 Second reading and final passage, 152.
 To Senate, 188.
 Returned to House, 313.
 Enrolled, 749.
 Signed by Speaker, 872.
 To Senate, 873.
 Returned to House, 887.
 Sent to Governor, 916.
 Approved by Governor, 937.

House Bill No. 1083

House Bill No. 1083. A Bill for an Act to repeal sections 12-60-02, 12-60-03, and 12-60-04 of the North Dakota Century Code, relating to the board of managers of the bureau of criminal identification and apprehension.

Introduced by W. Erickson, Hickle, Hilleboe, Rivinius, Rundle.
 Introduction, first reading, 66.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 141.
 Second reading and final passage, 153.
 To Senate, 188.
 Returned to House, 313.
 Enrolled, 749.
 Signed by Speaker, 872.
 To Senate, 873.
 Returned to House, 887.
 Sent to Governor, 916.
 Approved by Governor, 937.

House Bill No. 1084

House Bill No. 1084. A Bill for an Act to amend and reenact section 19-07-02 of the North Dakota Century Code, relating to the rule-making power of the state laboratories department; and to repeal section 19-07-03 of the North Dakota Century Code, relating to the egg advisory board.

Introduced by W. Erickson, Hickle, Hilleboe, Rivinius, Rundle.
 Introduction, first reading, 66.
 Referred to Committee on Agriculture.
 Reported back, do pass, 185.
 Second reading and final passage, 196.
 To Senate, 217.
 Returned to House, 734.
 Enrolled, 981.
 Signed by Speaker, 981.
 To Senate, 982.
 Returned to House, 983.
 Sent to Governor, 983.
 Approved by Governor, 1126.

House Bill No. 1085

House Bill No. 1085. A Bill for an Act to amend and reenact section 54-16-01 of the North Dakota Century Code, relating to the emergency commission.

Introduced by W. Erickson, Hickle, Hilleboe, Rivinius, Rundle.
 Introduction, first reading, 66.
 Referred to Committee on State and Federal Government.

Reported back, do pass, 109.
 Second reading and final passage, 114.
 To Senate, 124.
 Returned to House, 1197.
 Returned to House, indefinitely postponed, 1103.
 Senate requests return, 1114.
 Returned to Senate, 1141.
 Enrolled, 1598.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1086

House Bill No. 1086. A Bill for an Act to amend and reenact section 21-10-01 of the North Dakota Century Code, relating to the membership of the state investment board.

Introduced by W. Erickson, Hickle, Hilleboe, Rivinius, Rundle.
 Introduction, first reading, 67.
 Referred to Committee on State and Federal Government.
 Amendments adopted, 155.
 Engrossed, 165.
 Second reading and final passage, 166.
 To Senate, 201.
 Returned to House, indefinitely postponed, 1450.

House Bill No. 1087

House Bill No. 1087. A Bill for an Act to amend and reenact sections 4-02-17 and 4-02-18 of the North Dakota Century Code; and to repeal section 4-02-21 of the North Dakota Century Code, relating to the Missouri Slope agriculture and fair association.

Introduced by W. Erickson, Hickle, Hilleboe, Rivinius, Rundle.
 Introduction, first reading, 67.
 Referred to Committee on Agriculture.
 Reported back, do pass, 117.
 Second reading and final passage, 128.
 Emergency clause carried, 147.
 Returned to House, 952.
 Enrolled, 1047.
 Signed by Speaker, 1066.
 To Senate, 1067.
 Returned to House, 1089.
 Sent to Governor, 1091.
 Approved by Governor, 1178.

House Bill No. 1088

House Bill No. 1088. A Bill for an Act to amend and reenact section 4-10.1-04 of the North Dakota Century Code, relating to the composition of the state potato council.

Introduced by W. Erickson, Hickle, Hilleboe, Rivinius, Rundle.
 Introduction, first reading, 67.
 Referred to Committee on Agriculture.
 Reported back, do pass, 125.
 Second reading and final passage, 149.
 To Senate, 179.
 Returned to House, 734.
 Enrolled, 981.
 Signed by Speaker, 981.

To Senate, 982.
Returned to House, 983.
Sent to Governor, 983.
Approved by Governor, 1127.

House Bill No. 1089

House Bill No. 1089. A Bill for an Act to amend and reenact sections 4-13-04, 4-13-05, 4-13-06, and 4-13-07 of the North Dakota Century Code, relating to the appointment, qualifications, and compensation of members of the poultry improvement board.

Introduced by W. Erickson, Hickle, Hilleboe, Rivinius, Rundle.
Introduction, first reading, 67.
Referred to Committee on Agriculture.
Reported back, do pass, 410.
Second reading and final passage, 434.
To Senate, 492.
Returned to House, 1450. Amended, 1452, 1455.
House does not concur, 1463.
Conference Committee, House, 1484.
Conference Committee, Senate, 1523.
Conference Committee report, House adopts, 1536.
Rules suspended, properly engrossed, placed on final passage, 1537.
Conference Committee report, Senate adopts, 1543.
Engrossed, 1599.
Enrolled, 1599.
Signed by Speaker, 1601.
To Senate, 1603.
Returned to House, 1605.
Sent to Governor, 1608.

House Bill No. 1090

House Bill No. 1090. A Bill for an Act to repeal sections 23-13-09 and 23-13-10 of the North Dakota Century Code, relating to the safety committee.

Introduced by W. Erickson, Hickle, Hilleboe, Rivinius, Rundle.
Introduction, first reading, 67.
Referred to Committee on Transportation.
Reported back, do pass, 117.
Second reading and final passage, 136.
To Senate, 150.
Returned to House, 347.
Enrolled, 749.
Signed by Speaker, 872.
To Senate, 873.
Returned to House, 887.
Sent to Governor, 916.
Approved by Governor, 937.

House Bill No. 1091

House Bill No. 1091. A Bill for an Act to provide for the deposit of trade commission funds in the general fund; to amend and reenact section 51-10-06 of the North Dakota Century Code, relating to injunctive relief in unfair trade practices; and to repeal sections 51-10-09, 51-10-10, 51-10-11, 51-10-12, 51-10-13, 51-10-14, and 51-10-15 of the North Dakota Century Code, relating to the North Dakota trade commission.

Introduced by W. Erickson, Hickle, Hilleboe, Rivinius, Rundle.
Introduction, first reading, 67.
Referred to Committee on Industry, Business and Labor.

Re-referred to Committee on Industry, Business and Labor, 141.
 Reported back, indefinitely postponed, 221.
 Substitute motion to place bill on Calendar failed on division vote,
 221.

House Bill No. 1092

House Bill No. 1092. A Bill for an Act to create and enact sections 19-02-02.1 and 23-05-07.1 of the North Dakota Century Code; to amend and reenact subsection 1 of section 23-01-05, sections 23-04-07, 23-09-02, subsection 9 of section 23-09-09, sections 23-09-10, 23-09-11, 23-09-14, 23-09-16, 23-09-17, 23-09-18, 23-09-19, 23-09-22, 23-10-01, 23-10-02, 23-10-03, 23-10-04, 23-10-05, 23-10-06, 23-10-07, 23-10-08, 23-10-09, 23-10-10, 23-10-11, and 23-10-12 of the North Dakota Century Code, relating to licensing and regulation of restaurants, hotels, boarding-houses, lodginghouses, motor courts, and trailer courts, and the enforcement of laws relating thereto; and declaring a penalty.

Introduced by W. Erickson, Hickle, Hilleboe, Rivinius, Rundle.
 Introduction, first reading, 67.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 158.
 Motion to reconsider prevailed, placed on Calendar, 181.
 Lost, 172, 182.

House Bill No. 1093

House Bill No. 1093. A Bill for an Act to provide for a uniform group insurance program for state employees, for its administration, and for a state contribution; to amend and reenact section 54-52-04 of the North Dakota Century Code, relating to powers and duties of the state employees' retirement board; and to repeal chapter 52-12 of the North Dakota Century Code, relating to state employees' medical and life insurance plans.

Introduced by W. Erickson, Hickle, Hilleboe, Rivinius, Rundle.
 Introduction, first reading, 68.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 158.
 Amendments adopted, 169.
 Engrossed, 181.
 Moved to foot of Calendar, 186.
 Second reading and final passage, 187.
 To Senate, 217.
 Returned to House, 640.
 Enrolled, 981.
 Signed by Speaker, 981.
 To Senate, 982.
 Returned to House, 983.
 Sent to Governor, 983.
 Approved by Governor, 1127.

House Bill No. 1094

House Bill No. 1094. A Bill for an Act to amend and reenact section 16-17-10 of the North Dakota Century Code, relating to changing the date of the meeting of the district committee of each political party from after the general election to after the primary election and adding a vice chairwoman as an officer of the district committee.

Introduced by Boyum.
 Introduction, first reading, 68.
 Referred to Committee on Judiciary.
 Reported back, do pass, 158.

Placed at the foot of the Calendar, 173.
 Second reading and final passage, 174.
 To Senate, 201.
 Returned to House, failed to pass, 1336.

House Bill No. 1095

House Bill No. 1095. A Bill for an Act to amend and reenact section 63-01-01 of the North Dakota Century Code, to include marijuana within the definition of noxious weeds.

Introduced by Eagles.
 Introduction, first reading, 68.
 Referred to Committee on Judiciary.
 Reported back, do pass, 109.
 Second reading and final passage, 115.
 To Senate, 124.
 Returned to House, indefinitely postponed, 575.

House Bill No. 1096

House Bill No. 1096. A Bill for an Act to amend and reenact section 39-21-40 of the North Dakota Century Code, relating to the date pneumatic tires with metal studs must be removed, and declaring an emergency.

Introduced by Giffey.
 Introduction, first reading, 68.
 Referred to Committee on Transportation.
 Reported back, amended, 117.
 Amendments adopted, 125.
 Engrossed, 140.
 Second reading and final passage, 149.
 Emergency clause carried, 149.
 To Senate, 179.
 Returned to House, indefinitely postponed, 527.

House Bill No. 1097

House Bill No. 1097. A Bill for an Act to create and enact section 14-05-09.1 of the North Dakota Century Code and to amend and reenact section 14-05-03 of the North Dakota Century Code, relating to allowing irreconcilable differences as grounds for divorce.

Introduced by Hilleboe.
 Introduction, first reading, 68.
 Referred to Committee on Judiciary.
 Amendments adopted, 495.
 Engrossed, 531.
 Second reading and final passage, 534.
 To Senate, 585.
 Returned to House, 1029.
 Enrolled, 1363.
 Signed by Speaker, 1419.
 To Senate, 1437.
 Returned to House, 1513.
 Sent to Governor, 1516.

House Bill No. 1098

House Bill No. 1098. A Bill for an Act to create and enact section 5-01-08.1, and to amend sections 5-01-08, 5-01-09, and 5-02-06 of the North Dakota Century Code, relating to allowing eighteen-year-olds to purchase and consume beer in establishments which deal only with beer.

Introduced by Hilleboe.
 Introduction, first reading, 68.
 Referred to Committee on Judiciary.
 Reported back, divided, majority to amend, 709.
 Report of minority be substituted for that of the majority prevailed,
 710.
 Clincher, 710.
 Reported back, indefinitely postponed, 710.

House Bill No. 1099

House Bill No. 1099. A Bill for an Act to create and enact sections 43-11-20.1, 43-11-20.2, 43-11-20.3, and 43-11-20.4 of the North Dakota Century Code, relating to partial refunds of tuition paid by students cancelling their enrollment in a school of hairdressing and cosmetology, providing the rate of refund, providing the procedure for cancellation of contracts of instruction, prohibiting the negotiation of promissory instruments given in payment of student tuition until after a certain portion of the course of instruction has been completed and requiring a solicitor's permit.

Introduced by Hoffner.
 Introduction, first reading, 68.
 Referred to Committee on Education.
 Reported back, amended, 238.
 Amendments adopted, 261.
 Engrossed, 279.
 Second reading and final passage, 280.
 To Senate, 330.
 Returned to House, 1143.
 Enrolled, 1539.
 Signed by Speaker, 1545.
 To Senate, 1547.
 Returned to House, 1558.
 Sent to Governor, 1559.

House Bill No. 1100

House Bill No. 1100. A Bill for an Act to amend and reenact section 20-05-02 of the North Dakota Century Code, to provide for party hunting.

Introduced by Metzger.
 Introduction, first reading, 69.
 Referred to Committee on Natural Resources.
 Reported back, amended, 125.
 Amendments adopted, 142.
 Engrossed, 151.
 Second reading and final passage, 160.
 To Senate, 188.
 Returned to House, indefinitely postponed, 323.

House Bill No. 1101

House Bill No. 1101. A Bill for an Act to provide for the recounting of ballots in congressional, state or legislative elections and to provide procedures for such recounts.
 ing of ballots in congressional, state or legislative elections and to provide procedures for such recounts.

Introduced by Streibel.
 Introduction, first reading, 69.
 Referred to Committee on Judiciary.
 Reported back, amended, 540.
 Amendments adopted, 567.

Engrossed, 587.
 Second reading and final passage, 593.
 To Senate, 670.
 Returned to House, 1366. Amended, 1368.
 Rules suspended, properly re-engrossed, placed on final passage, 1392.
 House concurs, 1392.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1102

House Bill No. 1102. A Bill for an Act to amend subdivision h of subsection 2 of section 57-37-11 of the North Dakota Century Code, relating to the computation of the adjusted gross estate for purposes of determining the exemption of a surviving spouse for estate tax purposes, and providing an effective date.

Introduced by Bunker.
 Introduction, first reading, 69.
 Referred to Committee on Judiciary.
 Reported back, amended, 167.
 Amendments adopted, 181.
 Engrossed, 193.
 Moved to the foot of the Calendar, 196.
 Second reading and final passage, 197.
 To Senate, 217.
 Returned to House, 1325. Amended, 1326.
 House does not concur, 1347.
 Conference Committee, House, 1347.
 Conference Committee, Senate, 1373.
 Conference Committee report, House adopts, 1439.
 Conference Committee report, Senate adopts, 1516.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1103

House Bill No. 1103. A Bill for an Act to amend and reenact subsection 4 of section 57-37-29 of the North Dakota Century Code, relating to the transfer of securities to a certain trust company acting as an executor or administrator of an estate.

Introduced by Bunker.
 Introduction, first reading, 69.
 Referred to Committee on Judiciary.
 Reported back, do pass, 141.
 Second reading and final passage, 153.
 To Senate, 188.
 Returned to House, indefinitely postponed, 1230.

House Bill No. 1104

House Bill No. 1104. A Bill for an Act to create and enact section 57-55-01.1 of the North Dakota Century Code, and to amend and reenact sections 57-55-01, 57-55-02, 57-55-03, 57-55-04, 57-55-05, 57-55-06, 57-55-07, 57-55-08, 57-55-10, 57-55-11, and 57-55-12 of the

North Dakota Century Code, relating to the taxation of mobile homes, providing that county directors of tax equalization shall administer such tax, and providing penalties.

Introduced by L. Larson.

Introduction, first reading, 69.

Referred to Committee on Finance and Taxation.

Reported back, amended, 477.

Amendments adopted, 503.

Engrossed, 539.

Rules suspended, properly re-engrossed, placed on final passage, 1357.

Motion that bill be considered by the Committee of the whole failed, 554.

Second reading and final passage, 554.

To Senate, 585.

Returned to House, 1169. Amended, 1169.

House concurs, 1357.

Re-engrossed, 1600.

Enrolled, 1600.

Signed by Speaker, 1601.

To Senate, 1603.

Returned to House, 1605.

Sent to Governor, 1608.

House Bill No. 1105

House Bill No. 1105. A Bill for an Act to amend and reenact subsection 1 of section 57-39.2-10, subsection 2 of section 57-39.2-17, and section 57-40.2-09 of the North Dakota Century Code, to provide that proceedings for the collection of sales and use taxes must be brought within three years after the due date of such taxes.

Introduced by Boustead, Atkinson, Bunker.

Introduction, first reading, 69.

Referred to Committee on Finance and Taxation.

Reported back, amended, 167.

Amendments adopted, 181.

Engrossed, 193.

Second reading and final passage, 196.

To Senate, 217.

Returned to House, 980.

Enrolled, 1233.

Signed by Speaker, 1253.

To Senate, 1253.

Returned to House, 1284.

Sent to Governor, 1289.

Approved by Governor, 1438.

House Bill No. 1106

House Bill No. 1106. A Bill for an Act to create and enact section 4-18.1-24 of the North Dakota Century Code, relating to the exemption of schools and other nonprofit organizations from the minimum price regulations of the milk stabilization board.

Introduced by Atkinson, Gackle, Wagner, Wilder, Ulvedal.

Introduction, first reading, 69.

Referred to Committee on Agriculture.

Substitute motion to place on Calendar failed, 374.

Reported back, indefinitely postponed, 374.

House Bill No. 1107

House Bill No. 1107. A Bill for an Act to permit any person over eighteen years of age to be a blood donor without parental authority.

Introduced by Wagner.
 Introduction, first reading, 69.
 Referred to Committee on Judiciary.
 Reported back, do pass, 109.
 Laid over one legislative day, 116.
 Second reading and final passage, 121.
 To Senate, 147.
 Returned to House, 952.
 Enrolled, 1047.
 Signed by Speaker, 1066.
 To Senate, 1067.
 Returned to House, 1089.
 Sent to Governor, 1091.
 Approved by Governor, 1177.

House Bill No. 1108

House Bill No. 1108. A Bill for an Act to amend and reenact subsection 3 of section 14-03-17 of the North Dakota Century Code, relating to physician's certificate for marriage license application.

Introduced by Wagner.
 Introduction, first reading, 70.
 Referred to Committee on Judiciary.
 Reported back, amended, 167.
 Amendments adopted, 181.
 Engrossed, 193.
 Second reading and final passage, 197.
 To Senate, 217.
 Returned to House, 1063.
 Enrolled, 1539.
 Signed by Speaker, 1545.
 To Senate, 1547.
 Returned to House, 1558.
 Sent to Governor, 1559.

House Bill No. 1109

House Bill No. 1109. A Bill for an Act to amend and reenact section 11-19A-11 of the North Dakota Century Code relating to autopsies by the medical county coroner.

Introduced by Wagner.
 Introduction, first reading, 70.
 Referred to Committee on Judiciary.
 Re-referred to Committee on Judiciary, 116.
 Reported back, do pass, 158.
 Second reading and final passage, 173.
 To Senate, 201.
 Returned to House 1063.
 Enrolled, 1539.
 Signed by Speaker, 1545.
 To Senate, 1547.
 Returned to House, 1558.
 Sent to Governor, 1559.

House Bill No. 1110

House Bill No. 1110. A Bill for an Act to create and enact sections 43-20-12 and 43-20-12.1 of the North Dakota Century Code, relating to the delegation of duties to dental hygienists and to continuing education requirements for dental hygienists; to amend and reenact sections 43-20-02 and 43-20-03 of the North Dakota Century Code, relating to acceptance of a national test in lieu of graduation from hygienist school and practice by dental hygienists.

Introduced by Wagner.
 Introduction, first reading, 70.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 199.
 Second reading and final passage, 211.
 To Senate, 253.
 Returned to House, 1091.
 Enrolled, 1539.
 Signed by Speaker, 1545.
 To Senate, 1547.
 Returned to House, 1558.
 Sent to Governor, 1559.

House Bill No. 1111

House Bill No. 1111. A Bill for an Act to permit a physician to examine and treat a minor for venereal disease without parental consent.

Introduced by Wagner.
 Introduction, first reading, 70.
 Referred to Committee on Social Welfare.
 Reported back, divided, majority to amend, 205, 206.
 Report of minority to be substituted for that of majority failed, 206.
 Reported back, indefinitely postponed, 206.
 Amendments adopted, 219.
 Engrossed, 237.
 Rules suspended, properly re-engrossed, placed on final passage, as amended, 1502, 1544.
 Second reading and final passage, 240.
 Lost, 1503.
 Reconsidered, 1522.
 Re-engrossed, 1600.
 To Senate, 327.
 Returned to House, 1485. Amended, 1486.
 House concurs, 1502.
 House does not concur, 1522.
 Conference Committee, House, 1527.
 Conference Committee, Senate, 1542.
 Conference Committee report, House adopts, 1543.
 Conference Committee report, Senate adopts, 1548.
 Enrolled, 1600.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1607.

House Bill No. 1112

House Bill No. 1112. A Bill for an Act relating to an attorney general's determination of the legal sufficiency of certain investments authorized to be made by the state investment board.

Introduced by Giffey, Hilleboe, Opedahl.
 Introduction, first reading, 70.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 141.
 Second reading and final passage, 154.
 To Senate, 188.
 Returned to House, 313.
 Enrolled, 749.
 Signed by Speaker, 872.
 To Senate, 873.
 Returned to House, 887.
 Sent to Governor, 916.
 Approved by Governor, 937.

House Bill No. 1113

House Bill No. 1113. A Bill for an Act to provide for the transfer of moneys in the state water commission construction bond guarantee fund to the general fund.

Introduced by Giffey, Hilleboe, Opedahl.
 Introduction, first reading, 70.
 Referred to Committee on Appropriations.
 Reported back, do pass, 449.
 Second reading and final passage, 481.
 To Senate, 563.
 Returned to House, 1173.
 Enrolled, 1363.
 Signed by Speaker, 1419.
 To Senate, 1437.
 Returned to House, 1513.
 Sent to Governor, 1516.

House Bill No. 1114

House Bill No. 1114. A Bill for an Act to amend and reenact section 6-09-29 of the North Dakota Century Code, relating to the responsibility of the department of banking and financial institutions for auditing the Bank of North Dakota.

Introduced by Giffey, Hilleboe, Opedahl.
 Introduction, first reading, 70.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 141.
 Second reading and final passage, 155.
 To Senate, 188.
 Returned to House, 1029.
 Enrolled, 1233.
 Signed by Speaker, 1253.
 To Senate, 1253.
 Returned to House, 1284.
 Sent to Governor, 1289.
 Approved by Governor, 1377.

House Bill No. 1115

House Bill No. 1115. A Bill for an Act providing for a bank advisory board consisting of seven members appointed by the industrial commission to act in an advisory capacity to the Bank of North Dakota, and to repeal chapter 6-09.1 of the North Dakota Century Code.

Introduced by Giffey, Hilleboe, Opedahl.
 Introduction, first reading, 70.
 Referred to Committee on Industry, Business and Labor.
 Re-referred to Committee on Industry, Business and Labor, 155, 168, 267.
 Amendments adopted, 237, 495.
 Reported back, amended, 141, 142, 221, 470.
 Adoption of Committee report reconsidered, 168.
 Engrossed, 261.
 Re-engrossed, 531.
 Second reading and final passage, 534.
 To Senate, 585.
 Returned to House, 1029.
 Enrolled, 1254.
 Signed by Speaker, 1284.
 To Senate, 1289.

Returned to House, 1298.
 Sent to Governor, 1329.
 Vetoed by Governor, 1377, 1378.
 Reconsideration for Governor's veto, 1378.
 Failed to pass over veto, 1378.

House Bill No. 1116

House Bill No. 1116. A Bill for an Act to amend and reenact section 44-04-08 of the North Dakota Century Code, relating to the reports of state institutions, boards, departments, and offices.

Introduced by Giffey, Hilleboe, Opedahl.
 Introduction, first reading, 70.
 Referred to Committee on Education.
 Reported back, do pass, 168.
 Second reading and final passage, 183.
 To Senate, 217.
 Returned to House, 1336.
 Enrolled, 1598.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1117

House Bill No. 1117. A Bill for an Act to repeal chapter 37-20 of the North Dakota Century Code, relating to scholarships to veterans' children.

Introduced by Giffey, Hilleboe, Opedahl.
 Introduction, first reading, 71.
 Referred to Committee on Veterans' Affairs.
 Reported back, indefinitely postponed, 312.

House Bill No. 1118

House Bill No. 1118. A Bill for an Act to amend and reenact section 21-10-07 of the North Dakota Century Code, relating to legal investments of the state investment board.

Introduced by Giffey, Hilleboe, Opedahl.
 Introduction, first reading, 71.
 Referred to Committee on Industry, Business and Labor.
 Re-referred to Committee on State and Federal Government, 207.
 Reported back, do pass, 472.
 Second reading and final passage, 513.
 To Senate, 584.
 Returned to House, 1168. Amended, 1169.
 Withdrawn, 1463.

House Bill No. 1119

House Bill No. 1119. A Bill for an Act to create and enact section 15-39-17.1; to amend and reenact sections 15-39-03 and 15-39-17; and to repeal sections 15-39-19, 15-39-20, and 15-39-21, all of the North Dakota Century Code, relating to contributions to the teachers' insurance and retirement fund.

Introduced by Giffey, Hilleboe, Opedahl.
 Introduction, first reading, 71.
 Referred to Committee on Education.
 Reported back, amended, 239.
 Amendments adopted, 262.

Engrossed, 279.
 Second reading and final passage, 281.
 To Senate, 330.
 Returned to House, 1248.
 Enrolled, 1599.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1120

House Bill No. 1120. A Bill for an Act to amend and reenact section 20-01-04.2 of the North Dakota Century Code, providing for landowners to drive on their own land during big game hunting season.

Introduced by W. Erickson.
 Introduction, first reading, 71.
 Referred to Committee on Natural Resources.
 Reported back, indefinitely postponed, 125.

House Bill No. 1121

House Bill No. 1121. A Bill for an Act to create and enact sections 43-28-12.1 and 43-28-12.2 of the North Dakota Century Code, relating to licensing qualifications of dentists; and to amend and reenact subsection 1 of section 43-28-01, sections 43-28-05, 43-28-07, 43-28-11, 43-28-12, 43-28-13, 43-28-15, 43-28-16, and 43-28-24 of the North Dakota Century Code, relating to the definition of the practice of dentistry, the board of dental examiners, examinations, licensing, licenses, and fees for the practice of dentistry.

Introduced by Wagner.
 Introduction, first reading, 71.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 168.
 Second reading and final passage, 184.
 To Senate, 217.
 Returned to House, 1063.
 Enrolled, 1539.
 Signed by Speaker, 1545.
 To Senate, 1547.
 Returned to House, 1558.
 Sent to Governor, 1559.

House Bill No. 1122

House Bill No. 1122. A Bill for an Act to amend and reenact section 39-08-09 of the North Dakota Century Code, relating to the extent of automobile damages required to be considered a reportable accident.

Introduced by Kingsbury, Berg.
 Introduction, first reading, 71.
 Referred to Committee on Transportation.
 Reported back, amended, 199, 994.
 Amendments adopted, 209.
 Engrossed, 219.
 Rules suspended, properly re-engrossed, placed on final passage, 994.
 Second reading and final passage, 229.
 To Senate, 271.
 Returned to House, 640. Amended, 640.
 House does not concur, 695.

Conference Committee, House, 695.
 Conference Committee, Senate, 735.
 Conference Committee report, House adopts, 994.
 Conference Committee report, Senate adopts, 1030.
 Substitute motion not to adopt Conference Committee report failed,
 994.
 Enrolled, 1233.
 Signed by Speaker, 1253.
 To Senate, 1253.
 Returned to House, 1284.
 Sent to Governor, 1289.
 Approved by Governor, 1377.

House Bill No. 1123

House Bill No. 1123. A Bill for an Act to create and enact sections 26-27-10.1, 26-27-10.2, 26-27.1-11.1, and 26-27.1-11.2 of the North Dakota Century Code, and to amend and reenact sections 26-26-01, 26-26-08, 26-27-02, 26-27-08, 26-27-10, 26-27.1-02, and 26-27.1-09 of the North Dakota Century Code, to subject hospital, medical, and dental service corporations to regulations by the insurance commissioner.

Introduced by Gackle, Atkinson, DeGroot, Lundene, Metzger.
 Introduction, first reading, 71.
 Referred to Committee on Industry, Business and Labor.
 Reported back, indefinitely postponed, 221.

House Bill No. 1124

House Bill No. 1124. A Bill for an Act to amend and reenact section 40-57.1-01 of the North Dakota Century Code, to provide that farms and ranches shall be eligible for tax exemptions for new industries.

Introduced by Lundene, H. Johnson, Thorsgard.
 Introduction, first reading, 71.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 207.
 Second reading and final passage, 224.
 To Senate, 271.
 Returned to House, indefinitely postponed, 1005.

House Bill No. 1125

House Bill No. 1125. A Bill for an Act to amend and reenact section 39-04-12 of the North Dakota Century Code, providing motor vehicle license plates to carry a county identification number and providing an effective date.

Introduced by W. Erickson.
 Introduction, first reading, 72.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 118.

House Bill No. 1126

House Bill No. 1126. A Bill for an Act to amend and reenact sections 63-03-01, 63-03-05, and 63-03-06 of the North Dakota Century Code, relating to the time for the destruction of weeds along highways.

Introduced by Metzger.
 Introduction, first reading, 72.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 312.

House Bill No. 1127

House Bill No. 1127. A Bill for an Act to create and enact section 39-08-10.1 of the North Dakota Century Code, providing for reflectors or emblems to be attached to vehicles involved in an accident.

Introduced by Grant, W. Erickson.
Introduction, first reading, 106.
Referred to Committee on Transportation.
Returned to House and withdrawn, 261.

House Bill No. 1128

House Bill No. 1128. A Bill for an Act to repeal chapter 12-21.1 of the North Dakota Century Code, relating to the prohibition of business and labor on Sunday.

Introduced by Hentges, Dick.
Introduction, first reading, 106.
Referred to Committee on Industry, Business and Labor.
Reported back, indefinitely postponed, 168.

House Bill No. 1129

House Bill No. 1129. A Bill for an Act to amend and reenact section 57-58-01 of the North Dakota Century Code, relating to the dates for distribution of personal property tax replacement moneys to counties; and declaring an emergency.

Introduced by Atkinson, Boustead, Boyum.
Introduction, first reading, 106.
Referred to Committee on Finance and Taxation.
Returned to House and withdrawn, 237.

House Bill No. 1130

House Bill No. 1130. A Bill for an Act to provide financial assistance for alcoholism programs operated by counties, for standards, evaluation of programs, cooperation with federal, state, and local governments, and for an appropriation.

Introduced by Eagles.
Introduction, first reading, 106.
Referred to Committee on Social Welfare.
Re-referred to Committee on Appropriations, 207.
Reported back, amended, 207.
Amendments adopted, 219.
Engrossed, 237.
Reported back, indefinitely postponed, 647.

House Bill No. 1131

House Bill No. 1131. A Bill for an Act to amend and reenact sections 32-18-02, 32-18-04, and 32-18-05 of the North Dakota Century Code, relating to the period of redemption allowed a defaulting purchaser under a contract for deed or similar instrument.

Introduced by Bunker.
Introduction, first reading, 106.
Referred to Committee on Judiciary.
Reported back, amended, 207.
Amendments adopted, 219.
Engrossed, 237.
Second reading and final passage, 243.

To Senate, 327.
 Returned to House, 1063.
 Enrolled, 1254.
 Signed by Speaker, 1284.
 To Senate, 1289.
 Returned to House, 1298.
 Sent to Governor, 1329.
 Approved by Governor, 1439.

House Bill No. 1132

House Bill No. 1132. A Bill for an Act to amend and reenact sections 24-08-01 and 24-08-03 of the North Dakota Century Code, relating to the building, repair, and rebuilding of county bridges.

Introduced by Gackle, Stoltenow.
 Introduction, first reading, 106.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 449, 450.
 Amendments adopted, 467.
 Engrossed, 495.
 Motion to move to foot of Calendar prevailed, 514.
 Rules suspended, properly engrossed, placed on final passage, 1262.
 Second reading and final passage, 526, 1262.
 To Senate, 584.
 Returned to House, 1249. Amended, 1249.
 House concurs, 1262.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1133

House Bill No. 1133. A Bill for an Act to amend and reenact section 40-57.1-03 of the North Dakota Century Code, relating to municipalities' authority to grant tax exemptions on land.

Introduced by Gackle, Sandness, Stoltenow.
 Introduction, first reading, 106.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 338.
 Amendments adopted, 356.
 Engrossed, 371.
 Second reading and final passage, 393.
 To Senate, 443.
 Returned to House, 1366.
 Enrolled, 1599.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1134

House Bill No. 1134. A Bill for an Act to amend and reenact section 61-02-04 of the North Dakota Century Code, relating to the membership of the state water conservation commission.

Introduced by Gerl, Mushik.
 Introduction, first reading, 106.
 Referred to Committee on Natural Resources.
 Reported back, indefinitely postponed, 125.

House Bill No. 1135

House Bill No. 1135. A Bill for an Act to create and enact section 16-04-01.1 of the North Dakota Century Code, providing for a presidential preference primary election; and to amend and reenact sections 16-04-01, 16-04-02, 16-04-11, 16-17-16, and 16-17-17 of the North Dakota Century Code, relating to primary elections.

Introduced by Dornacker.
 Introduction, first reading, 107.
 Referred to Committee on Judiciary.
 Reported back, do pass, 158.
 Second reading and final passage, 173, 174.
 Clincher, 174.
 To Senate, 201.
 Returned to House, failed to pass, 1249.

House Bill No. 1136

House Bill No. 1136. A Bill for an Act to amend and reenact section 54-16-01 of the North Dakota Century Code, relating to membership on the emergency commission.

Introduced by Committee on Appropriations.
 Introduction, first reading, 107.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 142.
 Amendments adopted, 155.
 Engrossed, 165.
 Second reading and final passage, 166.
 To Senate, 201.
 Returned to House, 640.
 Enrolled, 981.
 Signed by Speaker, 981.
 To Senate, 982.
 Returned to House, 983.
 Sent to Governor, 983.
 Vetoed by Governor, 1048.
 Reconsideration for Governor's veto, 1049.
 Failed to pass over veto, 1049.

House Bill No. 1137

House Bill No. 1137. A Bill for an Act to amend and reenact section 15-13-07 of the North Dakota Century Code, relating to sending pollbooks to the United States district court.

Introduced by Atkinson.
 Introduction, first reading, 107.
 Referred to Committee on Judiciary.
 Reported back, do pass, 142.
 Second reading and final passage, 159.
 To Senate, 188.
 Returned to House, 575. Amended, 575.
 Rules suspended, properly engrossed, placed on final passage, 602.
 House concurs, 602.
 Enrolled, 981.
 Signed by Speaker, 981.
 To Senate, 982.
 Returned to House, 983.
 Sent to Governor, 983.
 Approved by Governor, 1127.

House Bill No. 1138

House Bill No. 1138. A Bill for an Act to provide that all dead end roads and roads having ninety degree turns on the state or county road systems have an approach or safety road.

Introduced by Dick.

Introduction, first reading, 107.

Referred to Committee on Transportation.

Reported back, indefinitely postponed, 262.

House Bill No. 1139

House Bill No. 1139. A Bill for an Act to amend and reenact section 11-10.1-01 of the North Dakota Century Code, to provide that only counties having a population of more than five thousand shall appoint a county director of tax equalization.

Introduced by Rundle.

Introduction, first reading, 107.

Referred to Committee on Political Subdivisions.

Returned to House and withdrawn, 264.

House Bill No. 1140

House Bill No. 1140. A Bill for an Act to amend and reenact subsection 1 of section 11-17-04 and sections 11-17-05, 27-03-05, 27-03-06, 27-07-40, and 27-07-41 of the North Dakota Century Code, relating to court filing fees and the disposition of the proceeds thereof; and to repeal section 27-12-08 of the North Dakota Century Code, relating to the use of bar association funds; and providing an effective date.

Introduced by Rundle.

Introduction, first reading, 107.

Referred to Committee on Judiciary.

Reported back, amended, 784, 1440.

Amendments adopted, 857.

Second reading and final passage, 888, 1440.

Clincher, 889.

Rules suspended, properly re-engrossed, placed on final passage, 1440.

To Senate, 914.

Returned to House, 1366. Amended, 1369.

House does not concur, 1415.

Conference Committee, House, 1415.

Conference Committee, Senate, 1439.

Conference Committee report, House adopts, 1440.

Conference Committee report, Senate adopts, 1524.

Re-engrossed, 1599.

Enrolled, 1599.

Signed by Speaker, 1601.

To Senate, 1603.

Returned to House, 1605.

Sent to Governor, 1608.

House Bill No. 1141

House Bill No. 1141. A Bill for an Act to transfer and appropriate moneys from the general fund of the state treasury to the industrial commission for the payment of adjusted compensation to Vietnam veterans.

Introduced by Rundle.

Introduction, first reading, 107.

Referred to Committee on Veterans' and Military Affairs.

Re-referred to Committee on Appropriations, 653.
 Reported back, do pass, 653.
 Reported back, without recommendation, 784.
 Lost, 845.

House Bill No. 1142

House Bill No. 1142. A Bill for an Act to create and enact section 24-05-21 of the North Dakota Century Code, providing for the sufficient grading of the inslope of all private roads and approaches which intersect with county and township roads, and providing an effective date.

Introduced by Thorsgard.
 Introduction, first reading, 107.
 Referred to Committee on Political Subdivisions.
 Re-referred to Committee on Political Subdivisions, 261.
 Reported back, amended, 200.
 Amendments adopted, 209.
 Engrossed, 219.
 Second reading and final passage, 230.
 Motion to reconsider passage, 261.
 Withdrawn, 385.

House Bill No. 1143

House Bill No. 1143. A Bill for an Act to create and enact section 36-15-08.1 of the North Dakota Century Code, relating to payment of indemnity for brucellosis.

Introduced by K. Johnson, Rivinius, Meyer.
 Introduction, first reading, 108.
 Referred to Committee on Agriculture.
 Reported back, do pass, 200.
 Second reading and final passage, 211.
 To Senate, 253.
 Returned to House, 734.
 Enrolled, 981.
 Signed by Speaker, 981.
 To Senate, 982.
 Returned to House, 983.
 Approved by Governor, 1127.

House Bill No. 1144

• **House Bill No. 1144.** A Bill for an Act to amend and reenact sections 54-03-10, 54-03-20, 54-03-20.1, and 54-35-10 of the North Dakota Century Code, relating to compensation and mileage reimbursement for members and officers of the legislative assembly, and declaring an emergency.

Introduced by Streibel, Hoffner, Strinden.
 Introduction, first reading, 120.
 Referred to Committee on Appropriations.
 Reported back, without recommendations, 222.
 Second reading and final passage, 244, 249.
 Emergency clause failed, 244.
 Emergency clause carried, 249.
 Reconsider action by which emergency clause lost, 249.
 Clincher, 250.
 To Senate, 253.
 Returned to House, 421.
 Enrolled, 442.
 Signed by Speaker, 442.

To Senate, 444.
 Returned to House, 465.
 Sent to Governor, 465.
 Approved by Governor, 694.

House Bill No. 1145

House Bill No. 1145. A Bill for an Act to amend and reenact section 27-05-07 of the North Dakota Century Code, relating to district court proceedings.

Introduced by Jacobson, Backes, Bunker, Opedahl, Rundle.
 Introduction, first reading, 120.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 782.

House Bill No. 1146

House Bill No. 1146. A Bill for an Act establishing the legislative audit and fiscal review committee as a division of the committee on Dakota Century Code, relating to the legislative audit and fiscal re-budget of the legislative council, to repeal chapter 54-35.1 of the North view committee, and providing an appropriation.

Introduced by Streibel.
 Introduction, first reading, 120.
 Referred to Committee on Appropriations.
 Re-referred to Committee on State and Federal Government, 279.
 Re-referred to Committee on Appropriations, 589.
 Reported back, do pass, 647.
 Reported back, without recommendation, 589.
 Second reading and final passage, 677.
 To Senate, 733.
 Returned to House, indefinitely postponed, 1541.

House Bill No. 1147

House Bill No. 1147. A Bill for an Act to provide for a uniform standard code of construction, for methods of inspection of construction for mobile homes, and for remedies and penalties for violation of the construction code.

Introduced by Boustead, Wagner.
 Introduction, first reading, 120.
 Referred to Committee on Transportation.
 Reported back, amended, 313, 314.
 Amendments adopted, 320.
 Engrossed, 331.
 Second reading and final passage, 334.
 To Senate, 396.
 Returned to House, 603.
 Enrolled, 1125.
 Signed by Speaker, 1145.
 To Senate, 1167.
 Returned to House, 1172.
 Sent to Governor, 1172.
 Approved by Governor, 1234.

House Bill No. 1148

House Bill No. 1148. A Bill for an Act to amend and reenact subsection 2 of section 43-23-07 of the North Dakota Century Code, relating to real estate brokers or salesmen, or mortgage brokers, and exception from application of chapter to auctioneers.

Introduced by Hentges.
Introduction, first reading, 121.
Referred to Committee on Industry, Business and Labor.
Reported back, indefinitely postponed, 208.

House Bill No. 1149

House Bill No. 1149. A Bill for an Act to authorize the executor or administrator of an estate to make and enter into a contract with a licensed real estate broker for the sale of real property and pay a commission out of the proceeds of sale.

Introduced by Hentges.
Introduction, first reading, 121.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 208.
Second reading and final passage, 224.
To Senate, 271.
Returned to House, 1029.
Enrolled, 1233.
Signed by Speaker, 1253.
To Senate, 1253.
Returned to House, 1284.
Sent to Governor, 1289.
Approved by Governor, 1377.

House Bill No. 1150

House Bill No. 1150. A Bill for an Act to amend and reenact subsection 2 of section 11-16-05 of the North Dakota Century Code, relating to the restriction of powers of the state's attorney, and declaring an emergency.

Introduced by Solberg, Hoffner, Merten, Rocheleau, Wilkie.
Introduction, first reading, 121.
Referred to Committee on Judiciary.
Re-referred to Committee on Judiciary, 168.
Reported back, do pass, 142.
Second reading and final passage, 159.
Emergency clause carried, 159.
Returned to House and withdrawn, 202.

House Bill No. 1151

House Bill No. 1151. A Bill for an Act to amend and reenact section 20-01-07 of the North Dakota Century Code, relating to prohibiting the operators of aircraft or motor vehicles from killing, chasing or harassing any wild game, and providing a penalty.

Introduced by Weber.
Introduction, first reading, 121.
Referred to Committee on Natural Resources.
Reported back, do pass, 200.
Second reading and final passage, 212.
To Senate, 253.
Returned to House, 464.
Enrolled, 749.
Signed by Speaker, 872.
To Senate, 873.
Returned to House, 887.
Sent to Governor, 916.
Approved by Governor, 937.

House Bill No. 1152

House Bill No. 1152. A Bill for an Act to prohibit the feeding of garbage to livestock for the purpose of assisting in the prevention of the spread of contagious diseases between livestock; to repeal sections 36-01-21, 36-01-22, 36-01-23, 36-01-24, 36-01-25, 36-01-26, and 36-01-27 of the North Dakota Century Code, pertaining to the feeding of garbage to livestock, and providing an effective date.

Introduced by K. Johnson, G. Larson, DeGroot.

Introduction, first reading, 121.

Referred to Committee on Agriculture.

Reported back, indefinitely postponed, 200.

House Bill No. 1153

House Bill No. 1153. A Bill for an Act to create and enact paragraphs 4 and 5 of subdivision b of subsection 5 of section 65-01-02 of the North Dakota Century Code, relating to the definition of employee for purposes of workmen's compensation, and to amend and reenact subdivision a of subsection 4 of section 65-01-02 and section 65-09-01 of the North Dakota Century Code, relating to the definition of hazardous employment and to the liability of an uninsured employer for purposes of workmen's compensation, providing a penalty, and providing an effective date.

Introduced by Anderson.

Introduction, first reading, 135.

Referred to Committee on Industry, Business and Labor.

Reported back, amended, 710, 712.

Amendments adopted, 737.

Engrossed, 769.

Motion to reconsider passage prevailed, 845.

Clincher, 846.

Lost, 846.

House Bill No. 1154

House Bill No. 1154. A Bill for an Act to amend and reenact sections 43-15-25, 43-15-26, 43-15-34, and subsection 2 of section 43-15-38 of the North Dakota Century Code, relating to the practice of pharmacy; the fees charged for pharmacists' certificates, emergency medicine licenses, and pharmacy operation permits; to authorize the board of pharmacy to inspect the premises of household remedy and emergency medicine licensees; and to repeal subsection 3 of section 43-15-02 and section 43-15-33 of the North Dakota Century Code.

Introduced by Wagner.

Introduction, first reading, 145.

Referred to Committee on Industry, Business and Labor.

Reported back, amended, 351.

Amendments adopted, 371.

Motion to dispense with reading amendments prevailed, 371.

Engrossed, 401.

Second reading and final passage, 404.

To Senate, 443.

Returned to House, indefinitely postponed, 669.

House Bill No. 1155

House Bill No. 1155. A Bill for an Act to amend and reenact section 11-15-12 of the North Dakota Century Code, relating to sheriff's mileage.

Introduced by Bier.
 Introduction, first reading, 145.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 262.
 Second reading and final passage, 282.
 To Senate, 330.
 Returned to House, 952.
 Enrolled, 1047.
 Signed by Speaker, 1066.
 To Senate, 1067.
 Returned to House, 1089.
 Sent to Governor, 1091.
 Approved by Governor, 1177.

House Bill No. 1156

House Bill No. 1156. A Bill for an Act to create and enact subsection 12 of section 43-15-10 of the North Dakota Century Code, relating to powers of the state board of pharmacy.

Introduced by Patrick, Giffey.
 Introduction, first reading, 145.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 223.
 Second reading and final passage, 245.
 To Senate, 327.
 Returned to House, 953. Amended, 953.
 Rules suspended properly engrossed, placed on final passage, 978.
 House concurs, 978.
 Enrolled, 1254.
 Signed by Speaker, 1284.
 Sent to Governor, 1284.
 To Senate, 1289.
 Returned to House, 1298.
 Approved by Governor, 1438.

House Bill No. 1157

House Bill No. 1157. A Bill for an Act to provide for construction standards for all buildings in the State of North Dakota, exceptions, approval of plans and specifications and providing a penalty.

Introduced by Boustead, Hensrud.
 Introduction, first reading, 162.
 Referred to Committee on Industry, Business and Labor.
 Reported back, indefinitely postponed, 318.

House Bill No. 1158

House Bill No. 1158. A Bill for an Act to amend and reenact section 5-02-07 of the North Dakota Century Code, relating to the sale of items other than alcoholic beverages on licensed premises.

Introduced by Gackle, Dotzenrod, L. Larson.
 Introduction, first reading, 162.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 339.
 Amendments adopted, 356.
 Engrossed, 371.
 Second reading and final passage, 393.
 To Senate, 443.
 Returned to House, 1113. Amended, 1113.
 House concurs, 1161.
 Rules suspended, properly re-engrossed, placed on final passage,

1161.

Re-engrossed, 1364.
Enrolled, 1364.
Signed by Speaker, 1419.
To Senate, 1437.
Returned to House, 1513.
Sent to Governor, 1516.

House Bill No. 1159

House Bill No. 1159. A Bill for an Act to amend and reenact section 16-13-03 of the North Dakota Century Code, relating to keeping the county auditor's office open on election nights.

Introduced by Raymond.
Introduction, first reading, 162.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 263.
Second reading and final passage, 282.
To Senate, 330.
Returned to House, 1091.
Enrolled, 1363.
Signed by Speaker, 1419.
To Senate, 1437.
Returned to House, 1513.
Sent to Governor, 1516.

House Bill No. 1160

House Bill No. 1160. A Bill for an Act authorizing the creation of mayors' human rights commissions in cities; to provide powers, duties, and operating procedures.

Introduced by Raymond.
Introduction, first reading, 162.
Referred to Committee on Social Welfare.
Reported back, amended, 410.
Amendments adopted, 424.
Engrossed, 447.
Second reading and final passage, 457.
To Senate, 526.
Returned to House, indefinitely postponed, 1285.

House Bill No. 1161

House Bill No. 1161. A Bill for an Act to create chapter 14-15 of the North Dakota Century Code, relating to adoptions and constituting the Revised Uniform Adoption Act, and to repeal chapter 14-11 of the North Dakota Century Code.

Introduced by Eagles, Hentges.
Introduction, first reading, 162.
Referred to Committee on Judiciary.
Reported back, amended, 540.
Amendments adopted, 567.
Engrossed, 587.
Second reading and final passage, 594.
To Senate, 670.
Returned to House, 1197. Amended, 1198.
Rules suspended, properly re-engrossed, placed on final passage, 1222.
House concurs, 1222.
Re-engrossed, 1600.
Enrolled, 1600.

Signed by Speaker, 1601.
To Senate, 1603.
Returned to House, 1605.
Sent to Governor, 1608.

House Bill No. 1162

House Bill No. 1162. A Bill for an Act to amend and reenact section 40-49-08 of the North Dakota Century Code, relating to reimbursement of the treasurer of a park district.

Introduced by Raile.
Introduction, first reading, 163.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 263.
Second reading and final passage, 283.
To Senate, 330.
Returned to House, indefinitely postponed, 920.

House Bill No. 1163

House Bill No. 1163. A Bill for an Act to amend and reenact subsection 5 of section 39-04-19 of the North Dakota Century Code, relating to the registration of farm vehicles.

Introduced by Halcrow, W. Erickson, Fleming, Kingsbury, Tweten.
Introduction, first reading, 163.
Referred to Committee on Transportation.
Second reading and final passage, 283, 284.
Reported back, do pass, 263.
To Senate, 330.
Returned to House, indefinitely postponed, 1338.

House Bill No. 1164

House Bill No. 1164. A Bill for an Act to amend and reenact section 57-38-30.1 of the North Dakota Century Code, relating to corporate tax credit for new industry.

Introduced by Dornacker.
Introduction, first reading, 163.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 208.
Second reading and final passage, 225.
To Senate, 271.
Returned to House, 1091.
Enrolled, 1598.
Signed by Speaker, 1601.
To Senate, 1603.
Returned to House, 1605.
Sent to Governor, 1608.

House Bill No. 1165

House Bill No. 1165. A Bill for an Act authorizing the state of North Dakota acting by the North Dakota employment security bureau to sell and convey lots twenty-two, twenty-three, and twenty-four in block fifty-two, original plat of the city of Bismarck, Burleigh County, State of North Dakota, according to the plat thereof on file and of record in the office of the register of deeds of said county and state and recorded in book "A" of plats in Burleigh County, North Dakota.

Introduced by Strinden, Haugland, Solberg.
Introduction, first reading, 163.
Referred to Committee on State and Federal Government.

Reported back, do pass, 223.
Second reading and final passage, 245.
To Senate, 327.
Returned to House, 640.
Enrolled, 981.
Signed by Speaker, 981.
To Senate, 982.
Returned to House, 983.
Sent to Governor, 983.
Approved by Governor, 1127.

House Bill No. 1166

House Bill No. 1166. A Bill for an Act to amend and reenact subsection 1 of section 57-38-45 of the North Dakota Century Code, relating to income tax interest and penalties.

Introduced by Dornacker.
Introduction, first reading, 163.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 208.
Second reading and final passage, 226.
To Senate, 271.
Returned to House, 980.
Enrolled, 1233.
Signed by Speaker, 1253.
To Senate, 1253.
Returned to House, 1284.
Sent to Governor, 1289.
Approved by Governor, 1438.

House Bill No. 1167

House Bill No. 1167. A Bill for an Act to amend and reenact subsection 1 of section 6-08-16 of the North Dakota Century Code, relating to the penalty upon conviction for issuance of nonsufficient funds or no account checks.

Introduced by Strinden, White.
Introduction, first reading, 175.
Referred to Committee on Judiciary.
Reported back, amended, 426.
Amendments adopted, 447.
Engrossed, 467.
Second reading and final passage, 481.
To Senate, 563.
Returned to House, indefinitely postponed, 1114.

House Bill No. 1168

House Bill No. 1168. A Bill for an Act to amend and reenact subsection 2 of section 34-12-01 of the North Dakota Century Code, relating to the definition of employer.

Introduced by Gerl.
Introduction, first reading, 175.
Referred to Committee on Industry, Business and Labor.
Re-referred to Committee on Industry, Business and Labor, 674.
Reported back, amended, 614.
Amendments adopted, 645.
Engrossed, 673.
Substitute motion to place on Calendar failed, 785.
Reported back, indefinitely postponed, 785.

House Bill No. 1169

House Bill No. 1169. A Bill for an Act to amend and reenact subsection 2 of section 34-12-01 of the North Dakota Century Code, relating to the definition of employer.

Introduced by Gerl.

Introduction, first reading, 175.

Referred to Committee on Industry, Business and Labor.

Withdrawn, 453.

House Bill No. 1170

House Bill No. 1170. A Bill for an Act to amend and reenact section 52-09-09 and subdivision (3) of subsection D of section 52-09-20 of the North Dakota Century Code, relating to contributions and primary insurance benefit under North Dakota old age and survivor insurance system.

Introduced by Dornacker, Haugland.

Introduction, first reading, 175.

Referred to Committee on Industry, Business and Labor.

Reported back, do pass, 318.

Second reading and final passage, 335.

To Senate, 396.

Returned to House, 1029.

Enrolled, 1363.

Signed by Speaker, 1419.

To Senate, 1437.

Returned to House, 1513.

Sent to Governor, 1516.

House Bill No. 1171

House Bill No. 1171. A Bill for an Act to amend and reenact section 15-53.1-38 of the North Dakota Century Code, as contained in section 9 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to the alteration of tax rates in reorganized school districts.

Introduced by Dick.

Introduction, first reading, 175.

Referred to Committee on Education.

Substitute motion to place on Calendar failed, 239.

Reported back, indefinitely postponed, 239.

House Bill No. 1172

House Bill No. 1172. A Bill for an Act to amend and reenact section 16-11-04 of the North Dakota Century Code, relating to the color of election ballots.

Introduced by Mertens, Lee.

Introduction, first reading, 175.

Referred to Committee on Judiciary.

Substitute motion to place on Calendar prevailed, 208.

Reported back, indefinitely postponed, 208.

Second reading and final passage, 226.

To Senate, 271.

Returned to House, 980. Amended, 980.

House does not concur, 1002.

Conference Committee, House, 1002.

Conference Committee, Senate, 1029.

Rules suspended, properly engrossed, placed on final passage, 1165.

Conference Committee report, House adopts, 1165.

Conference Committee report, Senate adopts, 1232.
 Engrossed, 1599.
 Enrolled, 1599.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1173

House Bill No. 1173. A Bill for an Act to amend and reenact sections 1 and 2 of chapter 408 of the 1969 Session Laws of North Dakota, relating to authorization of the sale and transfer of certain real property owned by the state for the benefit of the state penitentiary.

Introduced by Wagner.
 Introduction, first reading, 176.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 223.
 Second reading and final passage, 246.
 To Senate, 327.
 Returned to House, 640.
 Enrolled, 1047.
 Signed by Speaker, 1066.
 To Senate, 1067.
 Returned to House, 1089.
 Sent to Governor, 1091.
 Approved by Governor, 1177.

House Bill No. 1174

House Bill No. 1174. A Bill for an Act to amend and reenact section 57-50-03 of the North Dakota Century Code, relating to claim for refund of motor fuel tax.

Introduced by Wilkie.
 Introduction, first reading, 176.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 222.
 Amendments adopted, 243.
 Engrossed, 261.
 Second reading and final passage, 270.
 To Senate, 327.
 Returned to House, 1091.
 Enrolled, 1539.
 Signed by Speaker, 1545.
 To Senate, 1547.
 Returned to House, 1558.
 Sent to Governor, 1559.

House Bill No. 1175

House Bill No. 1175. A Bill for an Act to amend and reenact section 57-58-01 of the North Dakota Century Code, relating to the distribution of personal property tax replacement revenue.

Introduced by Dornacker.
 Introduction, first reading, 176.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 750.

House Bill No. 1176

House Bill No. 1176. A Bill for an Act to amend and reenact section 57-58-01 of the North Dakota Century Code, relating to limitations upon personal property tax replacement payments to counties.

Introduced by Dornacker.
 Introduction, first reading, 176.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 772, 773.
 Amendments adopted, 812.
 Engrossed, 845.
 Second reading and final passage, 847.
 To Senate, 919.
 Returned to House, indefinitely postponed, 1328.

House Bill No. 1177

House Bill No. 1177. A Bill for an Act to amend and reenact section 57-58-01 of the North Dakota Century Code, relating to the dates and the formula for the distribution of personal property tax replacement moneys to political subdivisions, and declaring an emergency.

Introduced by Streibel.
 Introduction, first reading, 176.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 758, 1585.
 Amendments adopted, 781.
 Engrossed, 811.
 Second reading and final passage, 847.
 Emergency clause carried, 847, 1586.
 To Senate, 896.
 House requests return, 1543.
 Senate refuses return, 1553.
 Returned to House, 1568. Amended, 1568, 1571.
 House does not concur, 1574.
 Conference Committee, House, 1574.
 Conference Committee, Senate, 1578.
 Conference Committee report, House adopts, 1585.
 Rules suspended, properly re-engrossed, placed on final passage, 1585.
 Conference Committee report, Senate adopts, 1590.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1178

House Bill No. 1178. A Bill for an Act to amend and reenact Section 36-04-03 of the North Dakota Century Code, relating to agents of livestock, poultry and wool dealers use of checks or other commercial paper other than in the name of their principals.

Introduced by K. Johnson, Austin, K. Erickson.
 Introduction, first reading, 176.
 Referred to Committee on Agriculture.
 Reported back, do pass, 314.
 Second reading and final passage, 324.
 To Senate, 370.
 Returned to House, 952.
 Enrolled, 1047.
 Signed by Speaker, 1066.
 To Senate, 1067.
 Returned to House, 1089.
 Sent to Governor, 1091.
 Approved by Governor, 1178.

House Bill No. 1179

House Bill No. 1179. A Bill for an Act to amend and reenact section 36-04-01 of the North Dakota Century Code, relating to the definition of livestock and wool dealers.

Introduced by K. Johnson, Austin, K. Erickson.
 Introduction, first reading, 176.
 Referred to Committee on Agriculture.
 Reported back, amended, 314.
 Amendments adopted, 320.
 Engrossed, 331.
 Second reading and final passage, 336.
 To Senate, 396.
 Returned to House, 952.
 Enrolled, 1047.
 Signed by Speaker, 1066.
 To Senate, 1067.
 Returned to House, 1089.
 Sent to Governor, 1091.
 Approved by Governor, 1178.

House Bill No. 1180

House Bill No. 1180. A Bill for an Act to amend and reenact section 36-04-07 of the North Dakota Century Code, relating to livestock, poultry and wool dealer's licensure, penalty fees and transferability of licenses.

Introduced by K. Johnson, Austin, K. Erickson.
 Introduction, first reading, 176.
 Referred to Committee on Agriculture.
 Reported back, amended, 314.
 Amendments adopted, 320.
 Engrossed, 331.
 Second reading and final passage, 336.
 To Senate, 396.
 Returned to House, 952.
 Enrolled, 1047.
 Signed by Speaker, 1066.
 To Senate, 1067.
 Returned to House, 1090.
 Sent to Governor, 1091.
 Approved by Governor, 1178.

House Bill No. 1181

House Bill No. 1181. A Bill for an Act to provide for a certificate of full consideration prior to the recordation of certain deeds filed with the office of the county register of deeds.

Introduced by Fleming, Kingsbury.
 Introduction, first reading, 176.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 375.
 Amendments adopted, 401.
 Engrossed, 423.
 Second reading and final passage, 430.
 Motion to reconsider passage prevailed, 473.
 Lost, 473.

House Bill No. 1182

House Bill No. 1182. A Bill for an Act to amend and reenact subsection 12 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions.

Introduced by K. Erickson, Grant, Linderman.
Introduction, first reading, 177.
Referred to Committee on Finance and Taxation.
Reported back, amended, 355.
Amendments adopted, 371.
Engrossed, 401.
Second reading and final passage, 405.
To Senate, 443.
Returned to House, indefinitely postponed, 1114.

House Bill No. 1183

House Bill No. 1183. A Bill for an Act to create and enact a new section to chapter 57-23 of the North Dakota Century Code, relating to the abatement and refund of property taxes.

Introduced by Gackle, Boyum, Ulvedal.
Introduction, first reading, 177.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 208.
Second reading and final passage, 227.
To Senate, 271.
Returned to House, 1091.
Enrolled, 1539.
Signed by Speaker, 1545.
To Senate, 1547.
Returned to House, 1558.
Sent to Governor, 1559.

House Bill No. 1184

House Bill No. 1184. A Bill for an Act to amend and reenact subsection 2 of section 57-39.2-17 of the North Dakota Century Code, relating to the commencement of court proceedings to collect sales tax.

Introduced by Walsh.
Introduction, first reading, 177.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 239.

House Bill No. 1185

House Bill No. 1185. A Bill for an Act to amend and reenact subsection 25 of section 57-02-08 of the North Dakota Century Code, relating to personal property tax exemptions; subsection 3 of section 57-37-02 and subsection 2 of section 57-37-07 of the North Dakota Century Code, relating to the gross estate for estate tax purposes, adoption of internal revenue definition of powers of appointment for estate tax purposes and declaring an emergency; subsection 2 of section 57-39.2-18 of the North Dakota Century Code, relating to penalties for sales tax purposes; section 57-39.2-23 of the North Dakota Century Code, relating to confidential information for sales tax purposes; section 57-46-01.1 of the North Dakota Century Code, relating to extension of time for filing income tax returns and payment of income tax by certain members of the armed forces and merchant marine; section 57-52-10 of the North Dakota Century Code, relating to special fuels tax returns; subsection 8 of section 57-54.1-03 of the North Dakota Century Code, relating to the definition of "Importer for use" for importers for use tax purposes and section 57-54.1-15 of the North Dakota Century Code, relating to refunds of importers for use tax.

Introduced by Dornacker.
Introduction, first reading, 188.
Referred to Committee on Finance and Taxation.

Reported back, do pass, 318.
Second reading and final passage, 341.
Emergency clause carried, 341.
To Senate, 396.
Returned to House, 1143.
Enrolled, 1598.
Signed by Speaker, 1601.
To Senate, 1603.
Returned to House, 1605.
Sent to Governor, 1608.

House Bill No. 1186

House Bill No. 1186. A Bill for an Act to amend and reenact section 37-01-03 of the North Dakota Century Code, relating to not having to charge a person under the code of military justice before turning the person over to civil authorities.

Introduced by Hildebrand.
Introduction, first reading, 189.
Referred to Committee on Veterans' and Military Affairs.
Reported back, do pass, 314.
Second reading and final passage, 324.
To Senate, 370.
Returned to House, 1329.
Enrolled, 1598.
Signed by Speaker, 1601.
To Senate, 1603.
Returned to House, 1605.
Sent to Governor, 1608.

House Bill No. 1187

House Bill No. 1187. A Bill for an Act to amend and reenact section 55-08-06 of the North Dakota Century Code, relating to permits for motor vehicles entering state parks, state recreational areas or certain reserves.

Introduced by Boustead.
Introduction, first reading, 189.
Referred to Committee on State and Federal Government.
Reported back, do pass, 318.
Second reading and final passage, 342.
To Senate, 396.
Returned to House, 670.
Enrolled, 981.
Signed by Speaker, 981.
To Senate, 982.
Returned to House, 983.
Sent to Governor, 983.
Approved by Governor, 1127.

House Bill No. 1188

House Bill No. 1188. A Bill for an Act to create and enact section 51-07-14 of the North Dakota Century Code, to allow wholesalers and manufacturers to charge a one and one-half percent service charge per month on all accounts which are overdue.

Introduced by Boustead.
Introduction, first reading, 189.
Referred to Committee on Industry, Business and Labor.
Reported back, amended, 318.
Amendments adopted, 331.
Engrossed, 351.

Second reading and final passage, 362.
 To Senate, 420.
 Returned to House, 1285. Amended, 1285.
 Rules suspended, properly re-engrossed, placed on final passage,
 1388.
 House concurs, 1388.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1605.
 Sent to Governor, 1608.

House Bill No. 1189

House Bill No. 1189. A Bill for an Act to amend and reenact Sections 43-17-07, 43-17-18, and 43-17-20 of the North Dakota Century Code, relating to the examination of applicants for a license to practice medicine in this state.

Introduced by Boustead.
 Introduction, first reading, 189.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 384.
 Second reading and final passage, 415.
 To Senate, 443.
 Returned to House, 1063.
 Enrolled, 1254.
 Signed by Speaker, 1284.
 To Senate, 1289.
 Returned to House, 1298.
 Sent to Governor, 1329.
 Approved by Governor, 1438.

House Bill No. 1190

House Bill No. 1190. A Bill for an Act to authorize the state board of higher education to construct laboratory classrooms as part of a maintenance-storage building at the state school of science.

Introduced by Stoltenow, L. Hausauer, Strinden, Weber.
 Introduction, first reading, 189.
 Referred to Committee on Education.
 Reported back, do pass, 319.
 Re-referred to Committee on Appropriations, 342.
 Reported back, indefinitely postponed, 785.

House Bill No. 1191

House Bill No. 1191. A Bill for an Act to amend and reenact section 6-03-47 of the North Dakota Century Code, relating to the investment in loans and obligations secured by federal or state government.

Introduced by Atkinson.
 Introduction, first reading, 189.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 319.
 Second reading and final passage, 342.
 To Senate, 396.
 Returned to House, 734.
 Enrolled, 981.
 Signed by Speaker, 981.

To Senate, 982.
 Returned to House, 983.
 Sent to Governor, 983.
 Approved by Governor, 1127.

House Bill No. 1192

House Bill No. 1192. A Bill for an Act to create and enact subdivision d of subsection 3 of section 52-06-01 of the North Dakota Century Code, relating to unemployment compensation eligibility requirements.

Introduced by Gerl, Gengler, Metzger, Mushik, Stone.
 Introduction, first reading, 189.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 785.
 Second reading and final passage, 849.
 To Senate, 896.
 Returned to House, 1143.
 Enrolled, 1363.
 Signed by Speaker, 1419.
 To Senate, 1437.
 Returned to House, 1513.
 Sent to Governor, 1516.

House Bill No. 1193

House Bill No. 1193. A Bill for an Act to amend and reenact sections 14-10-01 and 14-10-02 of the North Dakota Century Code, relating to the definition of a minor and an adult.

Introduced by Hilleboe.
 Introduction, first reading, 190.
 Referred to Committee on Judiciary.
 Reported back, do pass, 451.
 To Senate, 563.
 Returned to House, 1197.
 Enrolled, 1598.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1194

House Bill No. 1194. A Bill for an Act to amend and reenact section 16-04-17 of the North Dakota Century Code, to provide for separate columns on ballots for endorsed candidates and candidates nominated by petition.

Introduced by Wagner, Atkinson, Metzger.
 Introduction, first reading, 190.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 782.

House Bill No. 1195

House Bill No. 1195. A Bill for an Act to amend and reenact section 20-17-04 of the North Dakota Century Code, relating to the number of game birds that a shooting preserve may release.

Introduced by Hensrud.
 Introduction, first reading, 190.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 263.

Second reading and final passage, 284.
To Senate, 330.
Returned to House, 734.
Enrolled, 981.
Signed by Speaker, 981.
To Senate, 982.
Returned to House, 983.
Sent to Governor, 983.
Approved by Governor, 1127.

House Bill No. 1196

House Bill No. 1196. A Bill for an Act to amend and reenact section 28-21-06 of the North Dakota Century Code, relating to the issue and contents of execution.

Introduced by Giffey, Patrick, McGeehan.
Introduction, first reading, 190.
Referred to Committee on Judiciary.
Reported back, do pass, 222.
Second reading and final passage, 246.
To Senate, 327.
Returned to House, indefinitely postponed, 887.

House Bill No. 1197

House Bill No. 1197. A Bill for an Act to amend and reenact section 28-21-07 of the North Dakota Century Code, relating to the time of return of executions.

Introduced by Giffey, Patrick, McGeehan.
Introduction, first reading, 190.
Referred to Committee on Judiciary.
Reported back, do pass, 222.
Second reading and final passage, 247.
To Senate, 327.
Returned to House, indefinitely postponed, 887.

House Bill No. 1198

House Bill No. 1198. A Bill for an Act to amend and reenact section 54-46-08 of the North Dakota Century Code, providing for the disposal of records, and to repeal section 46-04-20 of the North Dakota Century Code, relating to the destruction of public records.

Introduced by Hilleboe, Strinden, Bunker, Hentges, W. Erickson, Rivinius.
Introduction, first reading, 190.
Referred to Committee on State and Federal Government.
Reported back, do pass, 223.
Second reading and final passage, 248.
To Senate, 327.
Returned to House, 670.
Enrolled, 1047.
Signed by Speaker, 1066.
To Senate, 1067.
Returned to House, 1090.
Sent to Governor, 1091.
Approved by Governor, 1178.

House Bill No. 1199

House Bill No. 1199. A Bill for an Act to create and enact section 40-05.1-06.1 of the North Dakota Century Code, providing for the limitation of taxing powers of home rule cities, and to amend

and reenact section 40-05.1-05 and subsection 2 of section 40-05.1-06 of the North Dakota Century Code, relating to the application of existing state laws and to the powers of home rule cities.

Introduced by Dornacker.
Introduction, first reading, 190.
Referred to Committee on Finance and Taxation.
Withdrawn, 478.

House Bill No. 1200

House Bill No. 1200. A Bill for an Act to amend and reenact subsection b of section 39-09-02 of the North Dakota Century Code, relating to motor vehicle speed limits.

Introduced by Rice.
Introduction, first reading, 190.
Referred to Committee on Transportation.
Motion to place on Calendar failed, 426.
Reported back, indefinitely postponed, 426.

House Bill No. 1201

House Bill No. 1201. A Bill for an Act to provide that all motor vehicle liability policies written in this state must contain uninsured motorist coverage.

Introduced by Boustead.
Introduction, first reading, 190.
Referred to Committee on Industry, Business and Labor.
Reported back, amended, 471.
Amendments adopted, 495.
Engrossed, 531.
Second reading and final passage, 535.
To Senate, 585.
Returned to House, 1029.
Enrolled, 1363.
Signed by Speaker, 1419.
To Senate, 1437.
Returned to House, 1513.
Sent to Governor, 1516.

House Bill No. 1202

House Bill No. 1202. A Bill for an Act to amend and reenact section 43-23-08 of the North Dakota Century Code, relating to the qualifications and licensing of real estate brokers, salesmen, or mortgage brokers.

Introduced by Hentges.
Introduction, first reading, 191.
Referred to Committee on Industry, Business and Labor.
Reported back, indefinitely postponed, 498.

House Bill No. 1203

House Bill No. 1203. A Bill for an Act to authorize the state board of higher education to sell self-liquidating tax-exempt bonds and provide for the use of the proceeds of such self-liquidating bonds for the purpose of constructing or purchasing revenue producing buildings and other campus improvements at institutions of higher learning in this state under the jurisdiction of the board, at such maximum amounts, at such locations, and for such other purposes as are hereinafter provided.

Introduced by Raymond.
 Introduction, first reading, 191.
 Referred to Committee on Education.
 Re-referred to Committee on Appropriations, 450.
 Reported back, do pass, 450. Amended, 742, 1525.
 Statement of purpose of amendment, 742.
 Amendments adopted, 769.
 Engrossed, 811.
 Second reading and final passage, 815.
 To Senate, 896.
 Returned to House, 1197. Amended, 1198.
 House does not concur, 1248.
 Conference Committee, House, 1281.
 Conference Committee, Senate, 1298.
 Rules suspended, properly re-engrossed, placed on final passage, 1525.
 Conference Committee report, House adopts, 1525.
 Conference Committee report, Senate adopts, 1543.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1204

House Bill No. 1204. A Bill for an Act relating to the removal of disability of certain minors in making an educational loan, and constituting the Uniform Minor Student Capacity to Borrow Act.

Introduced by R. Peterson, Atkinson.
 Introduction, first reading, 191.
 Referred to Committee on Judiciary.
 Reported back, do pass, 208.
 Second reading and final passage, 227.
 To Senate, 271.
 Returned to House, 952.
 Enrolled, 1047.
 Signed by Speaker, 1066.
 To Senate, 1067.
 Returned to House, 1090.
 Sent to Governor, 1091.
 Approved by Governor, 1177.

House Bill No. 1205

House Bill No. 1205. A Bill for an Act to create and enact section 8-09-01.1 of the North Dakota Century Code, providing that the delivering carrier be responsible for any damages to the shipment.

Introduced by Halcrow.
 Introduction, first reading, 191.
 Referred to Committee on Transportation.
 Reported back, amended, 853.
 Amendments adopted, 875.
 Engrossed, 895.
 Second reading and final passage, 896.
 Clincher, 897.
 To Senate, 919.
 Returned to House, 1230.
 Enrolled, 1599.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1206

House Bill No. 1206. A Bill for an Act to amend and reenact section 40-22-17 of the North Dakota Century Code, relating to the calling of a special election regarding special assessment projects.

Introduced by Gackle.
Introduction, first reading, 191.
Referred to Committee on Political Subdivisions.
Reported back, indefinitely postponed, 312.

House Bill No. 1207

House Bill No. 1207. A Bill for an Act to provide a method for the Bank of North Dakota to invest in certain government agency stocks.

Introduced by Bunker.
Introduction, first reading, 202.
Referred to Committee on State and Federal Government.
Reported back, do pass, 339.
Second reading and final passage, 365.
To Senate, 420.
Returned to House, 1029.
Enrolled, 1254.
Signed by Speaker, 1284.
To Senate, 1289.
Returned to House, 1298.
Sent to Governor, 1329.
Approved by Governor, 1438.

House Bill No. 1208

House Bill No. 1208. A Bill for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to loans made by the Bank of North Dakota.

Introduced by Bunker.
Introduction, first reading, 202.
Referred to Committee on State and Federal Government.
Reported back, amended, 339.
Amendments adopted, 356.
Engrossed, 371.
Second reading and final passage, 394.
To Senate, 443.
Returned to House, 1027. Amended, 1027, 1028.
House does not concur, 1061.
Conference Committee, House, 1061.
Conference Committee, Senate, 1114.
Rules suspended, properly re-engrossed, placed on final passage, 1193.
Conference Committee report, House adopts, 1231.
Conference Committee report, Senate adopts, 1231.
Re-engrossed, 1600.
Enrolled, 1600.
Signed by Speaker, 1601.
To Senate, 1603.
Returned to House, 1606.
Sent to Governor, 1608.

House Bill No. 1209

House Bill No. 1209. A Bill for an Act to amend and reenact section 16-11-07 of the North Dakota Century Code, to provide for placement of an explanatory statement on the ballot for constitu-

tional amendments and initiated and referred measures explaining the effect of both negative and affirmative votes on a particular measure.

Introduced by Mushik, Eagles, Giffey, Raymond.
 Introduction, first reading, 202.
 Referred to Committee on Judiciary.
 Reported back, amended, 319.
 Amendments adopted, 332.
 Engrossed, 351.
 Second reading and final passage, 362.
 To Senate, 420.
 Returned to House, 980.
 Enrolled, 1254.
 Signed by Speaker, 1284.
 To Senate, 1289.
 Returned to House, 1298.
 Sent to Governor, 1329.
 Approved by Governor, 1438.

House Bill No. 1210

House Bill No. 1210. A Bill for an Act to amend and reenact section 15-34.2-06 of the North Dakota Century Code, as contained in section 6 of House Bill No. 1045, relating to transportation and maintenance of pupils and authorizing a levy.

Introduced by Jacobson, Hildebrand, G. Larson, Opedahl.
 Introduction, first reading, 202.
 Referred to Committee on Education.
 Reported back, divided, 750. Minority to amend, 751.
 Majority to indefinitely postpone, 750.
 Report of minority be substituted for that of the majority failed, 751.

House Bill No. 1211

House Bill No. 1211. A Bill for an Act to amend and reenact section 23-13-02 of the North Dakota Century Code, providing for coin-operated gasoline pumps.

Introduced by Halcrow.
 Introduction, first reading, 203.
 Referred to Committee on Industry, Business and Labor.
 Re-referred to Committee on Industry, Business and Labor, 320.
 Substitute motion to return bill to Committee on Industry, Business and Labor prevailed, 320.
 Substitute motion to place bill on Calendar prevailed, 352.
 Reported back, indefinitely postponed, 320, 352.
 Second reading and final passage, 386.
 To Senate, 443.
 Returned to House, indefinitely postponed, 1248.

House Bill No. 1212

House Bill No. 1212. A Bill for an Act to amend and reenact section 39-06-13 of the North Dakota Century Code, relating to driver's license examinations.

Introduced by Halcrow.
 Introduction, first reading, 203.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 312.

House Bill No. 1213

House Bill No. 1213. A Bill for an Act to amend and reenact sections 11-11-37 and 40-08-12 of the North Dakota Century Code, relating to the publication of minutes.

Introduced by Dornacker.
Introduction, first reading, 203.
Referred to Committee on Education.
Reported back, amended, 353, 354.
Amendments adopted, 371.
Motion to dispense with reading amendments prevailed, 371.
Engrossed, 401.
Second reading and final passage, 405.
Returned to House, 1029.
Enrolled, 1233.
Signed by Speaker, 1253.
To Senate, 1253.
Returned to House, 1284.
Sent to Governor, 1289.
Approved by Governor, 1377.

House Bill No. 1214

House Bill No. 1214. A Bill for an Act to create and enact section 15-34.2-16.1 of the North Dakota Century Code, relating to transportation of nonpublic elementary and high school students, and to repeal section 15-34.2-16 of the North Dakota Century Code as contained in section 6 of House Bill No. 1045 as approved by the forty-second legislative assembly, relating to transportation of nonpublic elementary and high school students.

Introduced by Olienyk, Wilder, Gengler.
Introduction, first reading, 203.
Referred to Committee on Education.
Reported back, indefinitely postponed, 450.

House Bill No. 1215

House Bill No. 1215. A Bill for an Act to amend and reenact sections 4-22-02, 4-22-03, 4-22-04, 4-22-06, 4-22-08, 4-22-09, 4-22-10, 4-22-11, 4-22-14, 4-22-16, 4-22-17, 4-22-21, 4-22-22, 4-22-23.1, subsection 6 of section 4-22-26, sections 4-22-27, 4-22-28, 4-22-29, 4-22-31, 4-22-32, 4-22-37, 4-22-42, 4-22-43, and 4-22-47 of the North Dakota Century Code; and to repeal sections 4-22-07, 4-22-18, 4-22-19, 4-22-20, and 4-22-22.1 of the North Dakota Century Code, relating to the state soil conservation committee and soil districts.

Introduced by H. Johnson, Backes, Bier, DeKrey.
Introduction, first reading, 203.
Referred to Committee on Agriculture.
Reported back, amended, 411, 490.
Amendments adopted, 425, 490.
Engrossed, 447.
Motion to lay over one day prevailed, 458.
Re-engrossed, 490.
Second reading and final passage, 490.
To Senate, 563.
Returned to House, 952.
Enrolled, 1047.
Signed by Speaker, 1066.
To Senate, 1067.
Returned to House, 1090.
Sent to Governor, 1091.
Approved by Governor, 1178.

House Bill No. 1216

House Bill No. 1216. A Bill for an act to amend and reenact section 57-37-22 of the North Dakota Century Code, relating to estate tax reports, inventories, applications and supplements.

Introduced by Atkinson.
Introduction, first reading, 203.
Referred to Committee on Judiciary.
Reported back, do pass, 320.
Second reading and final passage, 343.
To Senate, 396.
Returned to House, 952.
Enrolled, 1047.
Signed by Speaker, 1066.
To Senate, 1067.
Returned to House, 1090.
Sent to Governor, 1091.
Approved by Governor, 1177.

House Bill No. 1217

House Bill No. 1217. A Bill for an Act to amend and reenact sections 39-20-01, 39-20-04, 39-20-05 and subsection 3 of section 39-20-07 of the North Dakota Century Code, relating to the implied consent law on chemical testing of motor vehicle drivers for the purpose of determining the alcoholic content of the driver's blood.

Introduced by Atkinson, R. Peterson.
Introduction, first reading, 203.
Referred to Committee on Judiciary.
Reported back, do pass, 614.
Second reading and final passage, 650.
Clincher, 651.
To Senate, 694.
Returned to House, indefinitely postponed, 1248.

House Bill No. 1218

House Bill No. 1218. A Bill for an Act to amend and reenact sections 21-09-01 and 21-09-05 of the North Dakota Century Code, changing the title of "The 1969 Bond Validating Act" to "The 1971 Bond Validating Act", and relating to the application of chapter 21-09 of the North Dakota Century Code to bonds issued and proceedings taken prior to July 1, 1971.

Introduced by Brekke, Metzger.
Introduction, first reading, 203.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 786.
Second reading and final passage, 850.
To Senate, 896.
Returned to House, 1171.
Enrolled, 1539.
Signed by Speaker, 1545.
To Senate, 1547.
Returned to House, 1558.
Sent to Governor, 1559.

House Bill No. 1219

House Bill No. 1219. A Bill for an Act to amend and reenact section 49-13-18 of the North Dakota Century Code, relating to the hours of service of railroad employees.

Introduced by Gengler.
 Introduction, first reading, 204.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 751.
 Amendments adopted, 781.
 Engrossed, 811.
 Second reading and final passage, 850.
 To Senate, 896.
 Returned to House, 1143.
 Enrolled, 1539.
 Signed by Speaker, 1545.
 To Senate, 1547.
 Returned to House, 1558.
 Sent to Governor, 1559.

House Bill No. 1220

House Bill No. 1220. A Bill for an Act to amend and reenact subsection 10 of section 52-06-02 of the 1969 Supplement to the North Dakota Century Code, relating to unemployment compensation benefit disqualifications.

Introduced by Gengler.
 Introduction, first reading, 204.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 786.
 Second reading and final passage, 851.
 To Senate, 896.
 Returned to House, 1143.
 Enrolled, 1363.
 Signed by Speaker, 1419.
 To Senate, 1437.
 Returned to House, 1513.
 Sent to Governor, 1516.

House Bill No. 1221

House Bill No. 1221. A Bill for an Act to amend and reenact section 40-21-05 of the North Dakota Century Code, relating to compensation of inspectors, judges, and clerks at municipal elections.

Introduced by Stone, Wilder.
 Introduction, first reading, 204.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 375.
 Second reading and final passage, 406.
 To Senate, 443.
 Returned to House, 980.
 Enrolled, 1233.
 Signed by Speaker, 1253.
 To Senate, 1253.
 Returned to House, 1284.
 Sent to Governor, 1289.
 Approved by Governor, 1377.

House Bill No. 1222

House Bill No. 1222. A Bill for an Act to amend and reenact section 40-21-07 of the North Dakota Century Code, relating to the time for filing petition for nomination of elective official in cities.

Introduced by Strinden.
 Introduction, first reading, 204.
 Referred to Committee on Judiciary.

Reported back, do pass, 320.
 Second reading and final passage, 343.
 To Senate, 366.
 Returned to House, 980.
 Enrolled, 1233.
 Signed by Speaker, 1253.
 To Senate, 1253.
 Returned to House, 1284.
 Sent to Governor, 1289.
 Approved by Governor, 1377.

House Bill No. 1223

House Bill No. 1223. A Bill for an Act to create and enact section 64-02-05.1 of the North Dakota Century Code, relating to changing the title of the chief inspector of the department of weights and measures.

Introduced by K. Erickson, Dotzenrod, Herman, Linderman.
 Introduction, first reading, 204.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 239.
 Second reading and final passage, 267.
 To Senate, 328.
 Returned to House, 640.
 Enrolled, 1047.
 Signed by Speaker, 1066.
 To Senate, 1067.
 Returned to House, 1090.
 Sent to Governor, 1091.
 Approved by Governor, 1178.

House Bill No. 1224

House Bill No. 1224. A Bill for an Act to amend and reenact subsection 2 of section 40-10-06, section 40-40-04 and subsection 2 of section 40-40-06 of the North Dakota Century Code, relating to the preparation and submission of a preliminary budget in city manager cities, the dates of preparation of a preliminary budget in all other municipalities and the date the governing body is to meet for the purpose of adopting the final budget and making the annual tax levy.

Introduced by Brekke, Strinden.
 Introduction, first reading, 204.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 450, 451, 514.
 Amendments adopted, 467, 514.
 Engrossed, 495.
 Second reading and final passage, 514.
 Re-engrossed, 514.
 To Senate, 584.
 Returned to House, 1197.
 Enrolled, 1559.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1225

House Bill No. 1225. A Bill for an Act to confer extraordinary powers on the commissioner of banking and financial institutions in case of emergency and authorizing suspension of banking operations.

Introduced by Boustead.
 Introduction, first reading, 204.
 Referred to Committee on Industry, Business and Labor.
 Reported back, indefinitely postponed, 352.

House Bill No. 1226

House Bill No. 1226. A Bill for an Act to prohibit the acceptance of gratuities by public officers and employees, and to provide a penalty.

Introduced by Brekke, Hildebrand, Rice, Stone.
 Introduction, first reading, 204.
 Referred to Committee on Judiciary.
 Reported back, amended, 568.
 Amendments adopted, 587.
 Engrossed, 609.
 Lost, 628.

House Bill No. 1227

House Bill No. 1227. A Bill for an Act to create and enact section 39-03A-27 of the North Dakota Century Code establishing the legislative intent and relating to effect of amendment of the highway patrolmen's retirement system; to amend and reenact sections 39-03A-09, 39-03A-10, 39-03A-12, 39-03A-14, 39-03A-16, 39-03A-17, 39-03A-21 and 39-03A-21.1 relating to the highway patrolmen's retirement system, payment by contributors, contributions of the state, retirement allowance, optional retirement allowance, disability retirement allowance, severance allowance, payments in case of death and children's benefits and to repeal subsection 7 of section 39-03A-01 relating to the definition of average monthly salary.

Introduced by Hilleboe, Hensrud.
 Introduction, first reading, 214.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 263.
 Second reading and final passage, 285.
 To Senate, 330.
 Returned to House, 676.
 Enrolled, 1047.
 Signed by Speaker, 1066.
 To Senate, 1067.
 Returned to House, 1090.
 Sent to Governor, 1091.
 Approved by Governor, 1227.

House Bill No. 1228

House Bill No. 1228. A Bill for an Act to create and enact a new section to chapter 38-14 of the North Dakota Century Code, relating to reclamation of strip mined land; to amend and reenact section 38-14-07 of the North Dakota Century Code, relating to bonds of operator of mine and section 38-14-08 of the North Dakota Century Code, relating to fees to be collected from mineral right owners and disposition thereof and to repeal section 38-14-05 of the North Dakota Century Code, relating to duties of operator of surface mining operation and section 38-14-11 of the North Dakota Century Code, relating to administrative functions of state mine inspector with respect to chapter 38-14.

Introduced by Miller, DeKrey, Hickie, Raile.
 Introduction, first reading, 214.
 Referred to Committee on Natural Resources.
 Substitute motion to place on Calendar failed, 718.
 Reported back, indefinitely postponed, 718.

House Bill No. 1229

House Bill No. 1229. A Bill for an Act to amend and reenact subsection 2 of section 11-10-10 and sections 11-16-02 and 11-16-05 of the North Dakota Century Code, relating to providing that the position of states attorney in a county of over 35,000 population be a full-time position, the employment of assistant states attorneys, the restrictions on the powers of states attorneys, increasing the salaries of county officials, and to create and enact a section to provide for an effective date thereof.

Introduced by Bunker.
 Introduction, first reading, 215.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 816, 817, 1467.
 Amendments adopted, 875.
 Engrossed, 895.
 Second reading and final passage, 897.
 Clincher, 898.
 To Senate, 919.
 Returned to House, 1366. Amended, 1369.
 Conference Committee, House, 1386.
 Rules suspended, properly re-engrossed, placed on final passage, 1467.
 Conference Committee, Senate, 1524.
 Conference Committee report, House adopts, 1467.
 Conference Committee report, Senate adopts, 1524.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1230

House Bill No. 1230. A Bill for an Act to amend and reenact section 1-03-01 of the North Dakota Century Code, relating to election days as holidays, and providing that state and political subdivision offices stay open on election days.

Introduced by Fleming.
 Introduction, first reading, 215.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 375.
 Second reading and final passage, 407.
 To Senate, 443.
 Returned to House, indefinitely postponed, 1005.

House Bill No. 1231

House Bill No. 1231. A Bill for an Act to prohibit sale, trade, barter or use of DDT (Dichlorodiphenyltrichloroethane) in North Dakota; and providing a penalty.

Introduced by Boustead.
 Introduction, first reading, 215.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 376.

House Bill No. 1232

House Bill No. 1232. A Bill for an Act to amend and reenact section 34-01-14 of the North Dakota Century Code, relating to the right to work.

Introduced by Gerl, W. Erickson, Miller, Gengler.
 Introduction, first reading, 215.
 Referred to Committee on Industry, Business and Laoor.
 Motion to place on Calendar failed, 786.
 Reported back, indefinitely postponed, 786.

House Bill No. 1233

House Bill No. 1233. A Bill for an Act to amend and reenact subsection 5 of section 41-09-34 of the North Dakota Century Code relating to the priority of a real estate interest in fixtures.

Introduced by R. Peterson, Atkinson.
 Introduction, first reading, 215.
 Referred to Committee on Judiciary.
 Reported back, do pass, 472.
 Second reading and final passage, 514.
 To Senate, 584.
 Returned to House, 1005.
 Enrolled, 1233.
 Signed by Speaker, 1253.
 To Senate, 1253.
 Returned to House, 1284.
 Sent to Governor, 1289.
 Approved by Governor, 1377.

House Bill No. 1234

House Bill No. 1234. A Bill for an Act to amend and reenact section 15-59-07 of the North Dakota Century Code, relating to tuition for the education of physically handicapped.

Introduced by R. Peterson, Atkinson.
 Introduction, first reading, 215.
 Referred to Committee on Education.
 Withdrawn, 279.

House Bill No. 1235

House Bill No. 1235. A Bill for an Act to authorize a person to execute a power of attorney to provide for the care of his person or property while under disability, to provide for the manner of execution of the power, for its termination, and for the appointment of a successor, and prescribing the duties and liabilities of the attorney in fact.

Introduced by R. Peterson.
 Introduction, first reading, 215.
 Referred to Committee on Judiciary.
 Reported back, amended, 540.
 Amendments adopted, 567.
 Engrossed, 587.
 Second reading and final passage, 594.
 To Senate, 670.
 Returned to House, 1113.
 Enrolled, 1363.
 Signed by Speaker, 1419.
 To Senate, 1437.
 Returned to House, 1513.
 Sent to Governor, 1516.

House Bill No. 1236

House Bill No. 1236. A Bill for an Act to provide for the discontinuance of county agricultural and training schools; to repeal

section 15-42-29 of the North Dakota Century Code and declaring an emergency.

Introduced by Kingsbury, Berg.
 Introduction, first reading, 216.
 Referred to Committee on Education.
 Reported back, do pass, 354.
 Second reading and final passage, 386.
 Emergency clause carried, 387.
 To Senate, 443.
 Returned to House, 1029.
 Enrolled, 1233.
 Signed by Speaker, 1253.
 To Senate, 1253.
 Returned to House, 1284.
 Sent to Governor, 1289.
 Approved by Governor, 1377.

House Bill No. 1237

House Bill No. 1237. A Bill for an Act to amend and reenact sections 11-07-03, 11-07-04, and 11-07-05 of the North Dakota Century Code, relating to county redistricting by district courts and at-large county commissioner elections.

Introduced by Halcrow.
 Introduction, first reading, 216.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 503.

House Bill No. 1237

House Bill No. 1237. A Bill for an Act to amend and reenact sections 11-07-03, 11-07-04, and 11-07-05 of the North Dakota Century Code, relating to county redistricting by district courts and at-large county commissioner elections.

Introduced by Halcrow.
 Introduction, first reading, 216.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 503.

House Bill No. 1238

House Bill No. 1238. A Bill for an Act to amend and reenact section 27-02-02.1 of the North Dakota Century Code relating to salaries of supreme and district court judges.

Introduced by Bunker, Haugland, Strinden, Weber.
 Introduction, first reading, 216.
 Referred to Committee on Judiciary.
 Re-referred to Committee on Appropriations, 587.
 Reported back, divided, 568.
 Majority to amend, 568.
 Minority to amend, 569.
 Report of minority be substituted for that of the majority prevailed, 569.
 Amendments adopted, 587, 781.
 Engrossed, 609.
 Amended, 757.
 Statement of purpose of amendment, 757.
 Re-engrossed, 811.
 Second reading and final passage, 851.
 To Senate, 896.

Returned to House, 1171.
 Enrolled, 1363.
 Signed by Speaker, 1419.
 To Senate, 1437.
 Returned to House, 1513.
 Sent to Governor, 1516.

House Bill No. 1239

House Bill No. 1239. A Bill for an Act to amend and reenact section 27-05-01 of the North Dakota Century Code relating to judicial districts, the number, composition and number of judges therein.

Introduced by Bunker, Haugland, Strinden, Weber.
 Introduction, first reading, 216.
 Referred to Committee on Judiciary.
 Reported back, amended, 765.
 Amendments adopted, 781.
 Engrossed, 811.
 Second reading and final passage, 852.
 To Senate, 896.
 Returned to House, indefinitely postponed, 1168.

House Bill No. 1240

House Bill No. 1240. A Bill for an Act to amend and reenact subsection 1 of section 11-17-04, and sections 11-17-05, 27-03-05, 27-03-06, 27-07-40, and 27-07-41 of the North Dakota Century Code relating to filing fees in the county courts, district courts and supreme court, and to repeal subsection 21 of section 11-17-04 of the North Dakota Century Code relating to filing fees in the district courts.

Introduced by Bunker, Haugland, Strinden, Weber.
 Introduction, first reading, 216.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 782.

House Bill No. 1241

House Bill No. 1241. A Bill for an Act to create and enact subsection 7 of section 60-02-09 of the North Dakota Century Code relating to track buyers and public warehousemen's bonds.

Introduced by Ganser, Giffey.
 Introduction, first reading, 216.
 Referred to Committee on Agriculture.
 Reported back, do pass, 376.
 Second reading and final passage, 407.
 To Senate, 443.
 Returned to House, 952.
 Enrolled, 1047.
 Signed by Speaker, 1066.
 To Senate, 1067.
 Returned to House, 1090.
 Sent to Governor, 1091.
 Approved by Governor, 1178.

House Bill No. 1242

House Bill No. 1242. A Bill for an Act requiring the use of a caboose on certain freight trains and providing penalties for violation thereof.

Introduced by Mushik, Gengler, Gerl.
Introduction, first reading, 216.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 426.
Clincher, 458.
Lost, 458.

House Bill No. 1243

House Bill No. 1243. A Bill for an Act to amend and reenact subsection 2 of section 40-22-01 of the North Dakota Century Code, relating to power of municipalities to defray expense of overhead pedestrian bridges by special assessments.

Introduced by Bunker, Brekke.
Introduction, first reading, 216.
Referred to Committee on Political Subdivisions.
Reported back, amended, 411.
Amendments adopted, 425.
Engrossed, 447.
Second reading and final passage, 458.
To Senate, 526.
Returned to House, 952.
Enrolled, 1047.
Signed by Speaker, 1066.
To Senate, 1067.
Returned to House, 1090.
Sent to Governor, 1092.
Approved by Governor, 1178.

House Bill No. 1244

House Bill No. 1244. A Bill for an Act to amend and reenact subsections 3, 4, 5, 6, 7, 8, 9, 10 and 20 of section 64-02-10 of the North Dakota Century Code, relating to the fees to be charged for inspecting weighing and measuring devices, including devices for measuring liquid fertilizer.

Introduced by Dotzenrod, Austin.
Introduction, first reading, 216.
Referred to Committee on Agriculture.
Reported back, do pass, 503.
Second reading and final passage, 554.
To Senate, 585.
Returned to House, 952.
Enrolled, 1233.
Signed by Speaker, 1253.
To Senate, 1253.
Returned to House, 1284.
Sent to Governor, 1289.
Approved by Governor, 1377.

House Bill No. 1245

House Bill No. 1245. A Bill for an Act to amend and reenact section 21-06-03 of the North Dakota Century Code, relating to a defaced or lost obligation and granting the state or political subdivision the right to elect to accept either a surety bond or a written agreement as indemnification before a duplicate obligation is issued.

Introduced by Wilder, Miedema.
Introduction, first reading, 217.
Referred to Committee on State and Federal Government.
Reported back, do pass, 239.

Second reading and final passage, 268.
 To Senate, 328.
 Returned to Senate, 670.
 Enrolled, 1047.
 Signed by Speaker, 1066.
 To Senate, 1067.
 Returned to House, 1090.
 Sent to Governor, 1092.
 Approved by Governor, 1178.

House Bill No. 1246

House Bill No. 1246. A Bill for an Act to amend and reenact section 15-29-13 and subsection 4 of section 57-39.2-04 of the North Dakota Century Code, relating to the expenditure of school district funds and sales tax exemptions for such funds.

Introduced by McGauvran.
 Introduction, first reading, 217.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 570, 1468.
 Amendments adopted, 587.
 Engrossed, 609.
 Second reading and final passage, 629.
 To Senate, 694.
 Returned to House, 1325. Amended, 1327.
 House does not concur, 1381.
 Conference Committee, House, 1381.
 Conference Committee, Senate, 1417.
 Conference Committee report, House adopts, 1468.
 Rules suspended, properly re-engrossed, placed on final passage, 1468.
 Conference Committee report, Senate adopts, 1524.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1601.
 To Senate, 1603.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1247

House Bill No. 1247. A Bill for an Act relating to the creation and authorization of nonprofit vision service corporations whereby visual services may be provided by licensed practitioners to members of the public who become subscribers to said corporations under contracts which entitle such subscribers to certain specified vision services.

Introduced by Bunker.
 Introduction, first reading, 217.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 751, 752.
 Amendments adopted, 781.
 Engrossed, 811.
 Second reading and final passage, 859.
 Clincher, 859.
 To Senate, 896.
 Returned to House, 1285. Amended, 1285.
 House concurs, 1389.
 Rules suspended, properly re-engrossed, placed on final passage, 1390.
 Re-engrossed, 1600.
 Enrolled, 1600.

Signed by Speaker, 1601.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1248

House Bill No. 1248. A Bill for an Act to amend and reenact sections 39-12-09 and 39-12-11 of the North Dakota Century Code, relating to the regulation of the size and weight of vehicles on public highways.

Introduced by Murphy.
 Introduction, first reading, 231.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 411.

House Bill No. 1249

House Bill No. 1249. A Bill for an Act to amend and reenact subsection 3 of section 40-05-02 of the North Dakota Century Code, relating to the power of a municipality to construct and keep in repair overhead pedestrian bridges.

Introduced by Bunker, Brekke.
 Introduction, first reading, 231.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 411.
 Second reading and final passage, 434.
 To Senate, 492.
 Returned to House, 952.
 Enrolled, 1047.
 Signed by Speaker, 1066.
 To Senate, 1067.
 Returned to House, 1090.
 Sent to Governor, 1092.
 Approved by Governor, 1178.

House Bill No. 1250

House Bill No. 1250. A Bill for an Act to provide for the registration of subdivided lands situate outside of North Dakota for sale or disposition in North Dakota, and providing requirements for such registration; naming the North Dakota real estate commission to administer this Act; providing for certain exemptions; providing for full disclosure of material facts concerning subdivided lands offered for sale or disposal; providing for the payment of registration fees; providing for a bond by the subdivider; providing grounds for revocation of registration; providing for investigation in hearing procedures; providing for judicial review of administrative decisions; providing penalties for violation including civil remedies for damaged parties; providing for service of process; providing for cease and desist orders for certain violations of this Act; providing general powers and duties in the administration of this Act; providing for annual reports by registered subdividers.

Introduced by Hentges, Hilleboe.
 Introduction, first reading, 232.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 614, 624.
 Amendments adopted, 645.
 Engrossed, 673.
 Second reading and final passage, 678.

To Senate, 733.
Motion to reprint prevailed, 820.
Returned to House, 1029.
Enrolled, 1254.
Signed by Speaker, 1284.
To Senate, 1289.
Returned to House, 1298.
Sent to Governor, 1329.
Approved by Governor, 1438.

House Bill No. 1251

House Bill No. 1251. A Bill for an Act to prohibit the sale of certain general merchandise items at state institutions of higher learning.

Introduced by Boustead, Lang.
Introduction, first reading, 232.
Referred to Committee on Education.
Reported back, indefinitely postponed, 451.

House Bill No. 1252

House Bill No. 1252. A Bill for an Act to amend and reenact section 40-21-12 of the North Dakota Century Code, relating to compensation for making returns in a municipal election.

Introduced by Brekke, Strinden.
Introduction, first reading, 232.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 411.
Second reading and final passage, 435.
To Senate, 492.
Returned to House, indefinitely postponed, 952.

House Bill No. 1253

House Bill No. 1253. A Bill for an Act relating to the payment of life insurance proceeds to trustees whether inter vivos or testamentary.

Introduced by Atkinson.
Introduction, first reading, 232.
Referred to Committee on Judiciary.
Reported back, do pass, 426.
Second reading and final passage, 459.
To Senate, 526.
Returned to House, 1005.
Enrolled, 1233.
Signed by Speaker, 1253.
To Senate, 1253.
Returned to House, 1284.
Sent to Governor, 1289.
Approved by Governor, 1377.

House Bill No. 1254

House Bill No. 1254. A Bill for an Act to provide for the salary of the county sheriff and deputy sheriffs.

Introduced by Metzger, Bunker.
Introduction, first reading, 232.
Referred to Committee on Political Subdivisions.
Reported back, amended, 817.

Amendments adopted, 875.
 Engrossed, 895.
 Second reading and final passage, 898.
 Clincher, 899.
 To Senate, 919.
 Returned to House, 1366. Amended, 1369.
 House does not concur, 1385.
 Conference Committee, House, 1386
 Conference Committee, Senate, 1524.
 Rules suspended, properly re-engrossed, placed on final passage,
 1469.
 Conference Committee report, House adopts, 1469.
 Conference Committee report, Senate adopts, 1524.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1601.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1255

House Bill No. 1255. A Bill for an Act to amend and reenact section 15-28-11 of the North Dakota Century Code, relating to publication of school board proceedings, and declaring an emergency.

Introduced by Hildebrand.
 Introduction, first reading, 232.
 Referred to Committee on Education.
 Reported back, amended, 354, 355.
 Amendments adopted, 371.
 Motion to dispense with reading amendments prevailed, 372.
 Engrossed, 401.
 Motion to re-refer bill to Committee on Education failed, 408.
 Lost, 409.

House Bill No. 1256

House Bill No. 1256. A Bill for an Act to amend and reenact section 62-01-05 of the North Dakota Century Code relating to the prohibition of carrying a pistol without a license and providing for exceptions.

Introduced by R. Peterson.
 Introduction, first reading, 232.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 352.

House Bill No. 1257

House Bill No. 1257. A Bill for an Act to amend and reenact subsection 2 of section 57-37-11 of the North Dakota Century Code, relating to the exemption of a surviving spouse for estate tax purposes; to amend and reenact section 57-37-13 of the North Dakota Century Code, relating to the rate of tax for estate tax purposes; and providing an effective date.

Introduced by Dornacker.
 Introduction, first reading, 233.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 355.
 Second reading and final passage, 387.
 To Senate, 443.
 Returned to House, indefinitely postponed, 1114.

House Bill No. 1258

House Bill No. 1258. A Bill for an Act to amend and reenact section 20-05-03 of the North Dakota Century Code, allowing horses and mules to be used in hunting big game.

Introduced by Walsh, Dick, Shablow, Henry.
Introduction, first reading, 233.
Referred to Committee on Natural Resources.
Reported back, do pass, 314.
Second reading and final passage, 324.
To Senate, 370.
Returned to House, 980. Amended, 980.
House concurs, 1002.
Rules suspended, properly engrossed, placed on final passage, 1002.
Engrossed, 1002.
Enrolled, 1254.
Signed by Speaker, 1284.
To Senate, 1289.
Returned to House, 1298.
Sent to Governor, 1329.
Approved by Governor, 1438.

House Bill No. 1259

House Bill No. 1259. A Bill for an Act to amend and reenact subsection 2 of section 43-21-01, and sections 43-21-02, 43-21-03, 43-21-04, 43-21-08, 43-21-09, 43-21-10, 43-21-11, and 43-21-12 of the North Dakota Century Code, relating to practical nurses, and providing a penalty.

Introduced by Atkinson, R. Peterson, Giffey, Lundene, Stoltenow.
Introduction, first reading, 233.
Referred to Committee on Social Welfare.
Reported back, do pass, 384.
Second reading and final passage, 415.
To Senate, 443.
Returned to House, 1450.
Enrolled, 1598.
Signed by Speaker, 1601.
To Senate, 1602.
Returned to House, 1604.
Sent to Governor, 1608.

House Bill No. 1260

House Bill No. 1260. A Bill for an Act to amend and reenact subsection 4 of section 27-20-02 of the North Dakota Century Code, relating to the definition of an unruly child.

Introduced by Eagles, Hausauer.
Introduction, first reading, 233.
Referred to Committee on Social Welfare.
Re-referred to Committee on Education, 279.
Reported back, do pass, 752.
Second reading and final passage, 801.
To Senate, 896.
Returned to House, 1230.
Enrolled, 1598.
Signed by Speaker, 1601.
To Senate, 1604.
Returned to House, 1606.
Sent to Governor, 1608.

House Bill No. 1261

House Bill No. 1261. A Bill for an Act to create and enact subsection 8 of section 38-03-07 of the North Dakota Century Code, relating to inspector's powers and duties relating to mine inspections; and to amend and reenact sections 38-03-03, 38-03-04, 38-03-06, subsection 5 of section 38-03-07, subsection 7 of section 38-03-07, sections 38-03-11, 38-03-17, 38-04-04, 38-05-01, 38-06-01, 38-06-02, 38-06-03, 38-07-01, 38-07-03, 38-07-04, 38-07-06, 38-07-07, and 38-07-08 of the North Dakota Century Code, relating to bond of inspector; salary of inspector; vacancy in office; inspector's powers and duties relating to mine inspections; posting inspection statement of mine and posting regulations governing carriage of men posted; inspector to order immediate compliance when provision or rule violated and failure to comply; license fee collections to workmen's compensation bureau; board of examiners for mine foreman; safety rules and regulations may be promulgated and enforced by state coal mine inspector; employment of mine foreman; inability of mine foreman to act and substitutes; map or plan of coal mine; map of seams; maps to include surface description; survey of active mines to be made annually and results of survey shown on map; refusal to furnish map, plan, or extension of mine and inspector to order survey and cost; operator of worked out, abandoned, or indefinitely closed mine to make survey and extension of maps; and to repeal sections 38-01-02, 38-01-03, 38-01-04, 38-01-05, 38-01-09, 38-03-15, 38-03-16, 38-05-02, 38-05-03, 38-05-04, 38-05-05, 38-05-06, 38-05-08, 38-05-09, 38-05-10, 38-05-11, 38-06-04, 38-06-05, 38-06-06, 38-06-07, 38-06-08, 38-06-09, 38-06-10, 38-06-11, 38-06-12, 38-06-13, 38-06-14, 38-06-15, 38-06-16, 38-06-17, 38-06-18, 38-06-19, 38-06-20, 38-06-21, 38-06-22, 38-06-23, 38-06-24, 38-06-25, 38-06-26, 38-06-27, 38-06-28, 38-06-29, 38-06-30, 38-06-31, 38-06-32, 38-06-33, 38-06-34, 38-06-35, 38-06-36, 38-06-37, 38-06-38, 38-06-39, 38-06-40, 38-06-41, 38-06-42, 38-06-43, 38-06-44, 38-06-45, 38-06-46, 38-06-47, 38-06-48, 38-06-49, 38-06-50, 38-06-51, 38-06-52, 38-06-53, 38-06-54, 38-06-58, and 38-06-59 of the North Dakota Century Code, and sections 38-03-12 and 38-05-07 of the 1969 supplement to the North Dakota Century Code are hereby repealed.

Introduced by Hilleboe, Metzger, Gerl, Glaspey.

Introduction, first reading, 233.

Referred to Committee on Natural Resources.

Reported back, do pass, 384.

Engrossed, 1599.

Rules suspended, properly engrossed, placed on final passage, 1282.

Second reading and final passage, 416.

Senate requests return, 1009.

To Senate, 443, 1027.

Returned to House, 734, 1197. Amended, 1199.

House concurs, 1282.

Enrolled, 1599.

Signed by Speaker, 1601.

To Senate, 1604.

Returned to House, 1606.

Sent to Governor, 1608.

House Bill No. 1262

House Bill No. 1262. A Bill for an Act to provide that employers must grant time off for employees to vote at any special, primary, or general election.

Introduced by Gerl, Fleming, McGeehan, Mushik.

Introduction, first reading, 234.

Referred to Committee on Industry, Business and Labor.

Reported back, indefinitely postponed, 787.

House Bill No. 1263

House Bill No. 1263. A Bill for an Act to create and enact section 34-12-01.1 of the North Dakota Century Code, relating to policy and purposes of the North Dakota Labor-Management Relations Act.

Introduced by Gerl, Fleming, Gengler.

Introduction, first reading, 234.

Referred to Committee on Industry, Business and Labor.

Reported back, indefinitely postponed, 787.

House Bill No. 1264

House Bill No. 1264. A Bill for an Act to amend and reenact section 24-02-39 of the North Dakota Century Code, relating to a limitation on building cost incurred by the state highway department.

Introduced by Boustead, Mushik.

Introduction, first reading, 234.

Referred to Committee on State and Federal Government.

Reported back, do pass, 339.

Second reading and final passage, 366.

To Senate, 420.

Returned to House, 670.

Enrolled, 981.

Signed by Speaker, 981.

To Senate, 982.

Returned to House, 983.

Sent to Governor, 983.

Approved by Governor, 1127.

House Bill No. 1265

House Bill No. 1265. A Bill for and Act to amend and reenact section 40-21-03 of the North Dakota Century Code, relating to appointment of judges, clerks and inspectors of municipal elections in council cities.

Introduced by Rice, Raymond.

Introduction, first reading, 234.

Referred to Committee on Political Subdivisions.

Reported back, do pass, 376.

Second reading and final passage, 414.

To Senate, 443.

Returned to House, 980.

Enrolled, 1233.

Signed by Speaker, 1253.

To Senate, 1253.

Returned to House, 1284.

Sent to Governor, 1289.

Approved by Governor, 1377.

House Bill No. 1266

House Bill No. 1266. A Bill for an Act to create and enact subsection 3 of section 43-23-09, North Dakota Century Code, as amended relating to license applications for real estate brokers.

Introduced by Hentges, Hilleboe.

Introduction, first reading, 234.

Referred to Committee on Industry, Business and Labor.

Reported back, do pass, 498.

Lost, 536.

House Bill No. 1267

House Bill No. 1267. A Bill for an Act to repeal section 57-38-36 of the North Dakota Century Code, relating to quarterly installment income tax payments.

Introduced by Fleming.
Introduction, first reading, 234.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 321.

House Bill No. 1268

House Bill No. 1268. A Bill for an Act to amend and reenact section 40-47-07 of the North Dakota Century Code, relating to appointment of an alternate member to a board of adjustment.

Introduced by Strinden.
Introduction, first reading, 234.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 411.
Second reading and final passage, 435.
To Senate, 492.
Returned to House, 952.
Enrolled, 1047.
Signed by Speaker, 1066.
To Senate, 1067.
Returned to House, 1090.
Sent to Governor, 1092.
Approved by Governor, 1178.

House Bill No. 1269

House Bill No. 1269. A Bill for an Act to amend and reenact section 40-29-03 of the North Dakota Century Code, relating to required notice to construct, rebuild, or repair sidewalks.

Introduced by Gengler, Strinden.
Introduction, first reading, 235.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 376.
Second reading and final passage, 414.
To Senate, 443.
Returned to House, 1091.
Enrolled, 1598.
Signed by Speaker, 1602.
To Senate, 1604.
Returned to House, 1606.
Sent to Governor, 1608.

House Bill No. 1270

House Bill No. 1270. A Bill for an Act to amend and reenact subsection 2 of section 39-06-07 of the North Dakota Century Code, requiring a birth certificate or other acceptable evidence of birth date with applications for motor vehicle operators' licenses.

Introduced by Boustead, Boyum.
Introduction, first reading, 235.
Referred to Committee on Transportation.
Reported back, amended, 402.
Amendments adopted, 424.
Engrossed, 447.
Second reading and final passage, 460.
To Senate, 526.
Returned to House, indefinitely postponed, 734.

House Bill No. 1271

House Bill No. 1271. A Bill for an Act to create and enact subsection 20 of section 61-16-11, and to amend and reenact subsection 4 of section 61-16-01, and sections 61-16-12, 61-16-21, 61-16-22, 61-16-23, 61-16-28, 61-16-32, 61-16-33, 61-16-34, and 61-16-35 of the North Dakota Century Code, relating to water management districts, and authorizing such districts to engage in water supply and sewage system projects.

Introduced by Bunker.

Introduction, first reading, 235.

Referred to Committee on Natural Resources.

Re-referred to Committee on Natural Resources, 582.

Reported back, do pass, 696. Amended, 503, 510, 582.

Amendments adopted, 545, 582.

Engrossed, 567.

Second reading and final passage, 724.

To Senate, 809.

Returned to House, 1325. Amended, 1327.

House concurs, 1347.

Rules suspended, properly re-engrossed, placed on final passage, 1347.

Re-engrossed, 587, 1600.

Enrolled, 1600.

Signed by Speaker, 1602.

To Senate, 1604.

Returned to House, 1604.

Sent to Governor, 1606.

House Bill No. 1272

House Bill No. 1272. A Bill for an Act to amend and reenact subdivision d of subsection 9 of section 65-01-02 of the North Dakota Century Code, relating to firemen's compensation and death payments under workmen's compensation.

Introduced by Bunker, Haugland, G. Larson, Weber.

Introduction, first reading, 235.

Referred to Committee on Industry, Business and Labor.

Reported back, do pass, 624.

Second reading and final passage, 651.

To Senate, 733.

Returned to House, 1005.

Enrolled, 1233.

Signed by Speaker, 1253.

To Senate, 1253.

Returned to House, 1284.

Sent to Governor, 1289.

Approved by Governor, 1377.

House Bill No. 1273

House Bill No. 1273. A Bill for an Act to amend and reenact section 11-11-27 of the North Dakota Century Code, relating to bids for equipment for counties.

Introduced by Bunker, Backes, Strinden.

Introduction, first reading, 235.

Referred to Committee on Political Subdivisions.

Reported back, do pass, 376.

Re-referred to Committee on Political Subdivisions, 402.

Withdrawn, 651.

House Bill No. 1274

House Bill No. 1274. A Bill for an Act to create and enact a new section to chapter 2-06 of the North Dakota Century Code, relating to airport operation, contracts for airport facilities, landing fees and service concessions.

Introduced by DeGroot.
Introduction, first reading, 254.
Referred to Committee on Transportation.
Reported back, indefinitely postponed, 411.

House Bill No. 1275

House Bill No. 1275. A Bill for an Act to amend and reenact sections 39-12-02 and 39-12-06 of the North Dakota Century Code, relating to extended loads on motor vehicles.

Introduced by Boyum.
Introduction, first reading, 254.
Referred to Committee on Transportation.
Reported back, amended, 696, 697.
Amendments adopted, 717.
Engrossed, 737.
Second reading and final passage, 760.
To Senate, 873.
Returned to House, 1091.
Enrolled, 1363.
Signed by Speaker, 1419.
To Senate, 1437.
Returned to House, 1513.
Sent to Governor, 1516.

House Bill No. 1276

House Bill No. 1276. A Bill for an Act to create and enact subsection 6 of section 49-18-02 of the North Dakota Century Code, relating to exemption from regulation of the transportation, for hire, of agricultural commodities.

Introduced by Hensrud, DeGroot.
Introduction, first reading, 254.
Referred to Committee on Transportation.
Reported back, amended, 853.
Amendments adopted, 875.
Engrossed, 1599.
Second reading and final passage, 899.
Clincher, 899.
To Senate, 919.
Returned to House, 1230.
Enrolled, 1599.
Signed by Speaker, 1602.
To Senate, 1604.
Returned to House, 1604.
Sent to Governor, 1608.

House Bill No. 1277

House Bill No. 1277. A Bill for an Act to place a two-year freeze on the assessed valuations of real property.

Introduced by Dornacker.
Introduction, first reading, 254.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 782.

House Bill No. 1278

House Bill No. 1278. A Bill for an Act making an appropriation for special studies of the effects of air quality in North Dakota

Introduced by Lundene, Dick, Gronneberg, Henry.

Introduction, first reading, 254.

Referred to Committee on Appropriations.

Reported back, indefinitely postponed, 541.

House Bill No. 1279

House Bill No. 1279. A Bill for an Act to amend and reenact section 39-17-08 of the North Dakota Century Code, relating to judgments paid by the unsatisfied judgment fund and assigned to the state of North Dakota.

Introduced by Boustead.

Introduction, first reading, 254.

Referred to Committee on Appropriations.

Reported back, indefinitely postponed, 426.

House Bill No. 1280

House Bill No. 1280. A Bill for an Act to amend and reenact subsection 59 of section 40-05-01 of the North Dakota Century Code, relating to the powers of municipalities to participate with the federal government on public works projects.

Introduced by Anderson.

Introduction, first reading, 254.

Referred to Committee on Political Subdivisions.

Reported back, do pass, 510.

Second reading and final passage, 555.

To Senate, 585.

Returned to House, 1063.

Enrolled, 1254.

Signed by Speaker, 1284.

To Senate, 1289.

Returned to House, 1298.

Sent to Governor, 1329.

Approved by Governor, 1439.

House Bill No. 1281

House Bill No. 1281. A Bill for an Act to amend and reenact section 57-50-11.1 of the North Dakota Century Code, relating to assignment of motor fuel tax by persons holding designated permits.

Introduced by Boyum.

Introduction, first reading, 255.

Referred to Committee on Finance and Taxation.

Reported back, do pass, 321.

Second reading and final passage, 344.

To Senate, 396.

Returned to House, 980.

Enrolled, 1233.

Signed by Speaker, 1253.

To Senate, 1253.

Returned to House, 1284.

Sent to Governor, 1289.

Approved by Governor, 1438.

House Bill No. 1282

House Bill No. 1282. A Bill for an Act to amend and reenact subsection 5 of section 65-01-02 of the North Dakota Century Code, relating to workmen's compensation coverage for township officials and employees.

Introduced by Weber.
Introduction, first reading, 255.
Referred to Committee on Industry, Business and Labor.
Reported back, indefinitely postponed, 752.

House Bill No. 1283

House Bill No. 1283. A Bill for an Act to amend and reenact sections 29-06-15 and 29-06-16 of the North Dakota Century Code, relating to arrest without a warrant and arrest at night without a warrant.

Introduced by Miedema, Livingston.
Introduction, first reading, 255.
Referred to Committee on Judiciary.
Reported back, do pass, 352.
Second reading and final passage, 388.
Motion not to message to Senate until an opinion is received from Attorney General prevailed, 397.
To Senate, 444.
Returned to House, indefinitely postponed, 980.

House Bill No. 1284

House Bill No. 1284. A Bill for an Act to limit paid political advertising to forty-five days prior to a primary or general election, and providing a penalty.

Introduced by Hoffner, Streibel.
Introduction, first reading, 255.
Referred to Committee on Judiciary.
Reported back, amended, 787.
Amendments adopted, 857.
Lost, 889.

House Bill No. 1285

House Bill No. 1285. A Bill for an Act to repeal section 15-28-11 of the North Dakota Century Code, concerning publication of school board proceedings.

Introduced by Opedahl, Jacobson.
Introduction, first reading, 255.
Referred to Committee on Education.
Reported back, indefinitely postponed, 332.

House Bill No. 1286

House Bill No. 1286. A Bill for an Act to amend and reenact section 40-38-01 of the North Dakota Century Code, relating to the dissolution of public libraries.

Introduced by Opedahl, Jacobson, R. Peterson, Meyer, Hickle.
Introduction, first reading, 255.
Referred to Committee on Education.
Reported back, do pass, 612.
Second reading and final passage, 652.
To Senate, 733.
Returned to House, indefinitely postponed, 1328.

House Bill No. 1287

House Bill No. 1287. A Bill for an Act relating to legal jeopardy in cases of self-defense or in aid of another in certain cases.

Introduced by Shablow, McGauvran, Rundle, Hensrud.

Introduction, first reading, 255.

Referred to Committee on Judiciary.

Reported back, amended, 376.

Amendments adopted, 402.

Engrossed, 423.

Second reading and final passage, 431.

To Senate, 492.

Returned to House, 1005.

Enrolled, 1233.

Signed by Speaker, 1253.

To Senate, 1253.

Returned to House, 1284.

Sent to Governor, 1289.

Approved by Governor, 1377.

House Bill No. 1288

House Bill No. 1288. A Bill for an Act to create and enact Sections 43-07-20, 43-07-21 and 43-07-22, relating to employment of North Dakota residents for work performed under public contracts, providing a penalty, and establishing responsibility for enforcement of the act.

Introduced by Metzger, Raymond, J. Peterson.

Introduction, first reading, 255.

Referred to Committee on Industry, Business and Labor.

Reported back, amended, 792, 793.

Amendments adopted, 857.

Second reading and final passage, 890.

Clincher, 890.

To Senate, 914.

Returned to House, 1248.

Enrolled, 1539.

Signed by Speaker, 1545.

To Senate, 1547.

Returned to House, 1558.

Sent to Governor, 1559.

House Bill No. 1289

House Bill No. 1289. A Bill for an Act to create a North Dakota insurance guaranty association.

Introduced by Boustead, Bunker.

Introduction, first reading, 255.

Referred to Committee on Industry, Business and Labor.

Reported back, amended, 712.

Amendments adopted, 737.

Engrossed, 769.

Second reading and final passage, 771.

To Senate, 896.

Returned to House, 1143.

Enrolled, 1539.

Signed by Speaker, 1545.

To Senate, 1547.

Returned to House, 1558.

Sent to Governor, 1559.

House Bill No. 1290

House Bill No. 1290. A Bill for Act to create and enact sections 5-01-08.1 and 5-01-08.2 of the North Dakota Century Code, and to amend and reenact sections 5-01-09 and 5-02-06 of the North Dakota Century Code, relating to misrepresentation of age in procuring alcoholic beverages.

Introduced by Hentges, Backes, Olienyk.
Introduction, first reading, 256.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 427.
Second reading and final passage, 461.
To Senate, 526.
Returned to House, 1029.
Enrolled, 1233.
Signed by Speaker, 1253.
To Senate, 1253.
Returned to House, 1284.
Sent to Governor, 1289.
Approved by Governor, 1377.

House Bill No. 1291

House Bill No. 1291. A Bill for an Act to create and enact section 39-08-04.1 of the North Dakota Century Code, providing for immunity from liability for the good faith rendering of emergency care at the scene of an accident.

Introduced by Moore.
Introduction, first reading, 256.
Referred to Committee on Judiciary.
Reported back, amended, 655.
Amendments adopted, 681.
Engrossed, 703.
Second reading and final passage, 725.
To Senate, 809.
Returned to House, 1248.
Enrolled, 1599.
Signed by Speaker, 1602.
To Senate, 1604.
Returned to House, 1606.
Sent to Governor, 1608.

House Bill No. 1292

House Bill No. 1292. A Bill for an Act to amend and reenact section 11-10.1-01 of the North Dakota Century Code, relating to the appointment of county directors of tax equalization, and providing a penalty.

Introduced by Dornacker.
Introduction, first reading, 256.
Referred to Committee on Political Subdivisions.
Reported back, amended, 712.
Motion to reconsider, committee report failed, 737.
Amendments adopted, 737.
Engrossed, 769.
Lost, 771.

House Bill No. 1293

House Bill No. 1293. A Bill for an Act to amend and reenact section 24-05-04 of the North Dakota Century Code, relating to the advertisement of bids by counties for the purchase and rental of heavy equipment.

Introduced by Dornacker.
 Introduction, first reading, 256.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 510.
 Second reading and final passage, 556.
 To Senate, 585.
 Returned to House, 1063.
 Enrolled, 1539.
 Signed by Speaker, 1545.
 To Senate, 1547.
 Returned to House, 1558.
 Sent to Governor, 1559.

House Bill No. 1294

House Bill No. 1294. A Bill for an Act to amend and reenact subsection 1 of section 26-01-11 of the North Dakota Century Code, relating to the collection of premium tax on certain insurance companies.

Introduced by Dornacker.
 Introduction, first reading, 256.
 Referred to Committee on Business and Labor.
 Reported back, indefinitely postponed, 752.

House Bill No. 1295

House Bill No. 1295. A Bill for an Act to amend and reenact sections 26-24-09 and 26-24-10 of the North Dakota Century Code, relating to insurance of state buildings and the determination of the replacement cost thereof.

Introduced by Dornacker.
 Introduction, first reading, 256.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 339.

House Bill No. 1296

House Bill No. 1296. A Bill for an Act to create and enact subsection 5 of section 19-03-10 of the North Dakota Century Code, and to amend and reenact section 19-03-02 of the North Dakota Century Code, relating to the sale of narcotic drugs by apothecaries, and providing a penalty.

Introduced by Dornacker, Haugland, Solberg.
 Introduction, first reading, 256.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 385.
 Re-referred to Committee on Judiciary, 417.
 Reported back, indefinitely postponed, 782.

House Bill No. 1297

House Bill No. 1297. A Bill for an Act to amend and reenact subsection 2 of section 40-05.1-06 of the North Dakota Century Code, to authorize home rule cities to levy and collect income and sales taxes, to provide for the administration of such taxes by the state tax commissioner, and to provide for the remittance of such revenue back to the cities.

Introduced by Eagles, Strinden.
 Introduction, first reading, 256.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 478.

House Bill No. 1298

House Bill No. 1298. A Bill for an Act to create and enact section 16-11-12.1 of the North Dakota Century Code, relating to the posting of a notice that ballots must be stamped and initialed, and to amend and reenact sections 16-04-11 and 16-06-04 of the North Dakota Century Code, relating to the duties of the secretary of state regarding elections.

Introduced by Tweten, Gunderson.

Introduction, first reading, 257.

Referred to Committee on Judiciary.

Reported back, indefinitely postponed, 718.

House Bill No. 1299

House Bill No. 1299. A Bill for an Act to create and enact title 17 of the North Dakota Century Code, relating to certain consumer and other credit transactions and constituting the uniform consumer credit code; consolidating and revising certain aspects of the law relating to consumer and other loans, consumer and other sales of goods, services and interests in land, and consumer leases; revising the law relating to usury; regulating certain practices relating to insurance in consumer credit transactions; providing for administrative regulation of certain consumer credit transactions; making uniform the law with respect thereto; and repealing inconsistent legislation; to amend and reenact sections 6-01-01, relating to the authority of the commissioner of banking and financial institutions; 6-03-62, relating to interest on loans of a state banking association; 7-04-17, relating to the repayment of loans of a building and loan association; 28-22-14, relating to the exemption of property from execution; 28-25-11, relating to the exemption of earnings from execution; 32-09-01, relating to the right of a creditor to proceed by garnishment; 32-09-02, relating to the exemption of wages from garnishment; 32-09-03, relating to notice before garnishment of wages; 41-09-16, relating to the priority of statutes in case of conflict; 47-14-01, relating to the definition of a loan of money; 47-14-05, relating to the rate of interest on legal indebtedness in the absence of contract; 47-14-06, relating to an annual rate when period not specified; and 47-14-08, relating to the deduction of interest in advance on a loan; to repeal sections 6-06-18, 7-02-04, 47-14-09, 47-14-10, and 47-14-11, and chapters 13-04, 51-13, and 51-14, of the North Dakota Century Code; providing a penalty; and providing for an appropriation.

Introduced by Bunker, Hoffner, Streibel, Weber.

Introduction, first reading, 256.

Referred to Committee on Industry, Business and Labor.

Rules suspended, not printed as a bill, copies made, 266.

Reported back, amended, 624.

Amendments adopted, 645.

Substitute motion to re-refer to Committee on Industry, Business, and Labor failed, 645.

Engrossed, 673.

Motion to lay over one legislative day prevailed, 674.

Lost, 704.

Speaker, rules bill passed with exceptions 811, 812.

Emergency clause failed, 812.

Ruling appealed, withdrawn, 812.

To Senate, 919.

Returned to House, 1168.

Enrolled, 1209.

Signed by Speaker, 1209.

To Senate, 1209.

Returned to House, 1210.
 Sent to Governor, 1210.
 Vetoes by Governor, 1303.
 Reconsideration for Governor's veto, 1305.
 Failed to pass over veto, 1305.

House Bill No. 1300

House Bill No. 1300. A Bill for an Act to create and enact subsection 4 of section 61-05-01 of the North Dakota Century Code, and to amend and reenact sections 61-05-13, 61-06-01, 61-06-10, 61-06-17, 61-06-18, 61-07-24, 61-07-31, 61-08-02, 61-08-03, 61-09-01, 61-09-06, 61-10-25, 61-10-28, 61-10-29, 61-10-31, 61-10-33, 61-10-36, 61-10-38, 61-11-02, and 61-11-04 of the North Dakota Century Code, relating to irrigation district procedures.

Introduced by Henry, Sandness, Haugland, Boyum, Hoffner.
 Introduction, first reading, 257.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 385.
 Second reading and final passage, 417.
 To Senate, 443.
 Returned to House, 734.
 Enrolled, 1047.
 Signed by Speaker, 1066.
 To Senate, 1067.
 Returned to House, 1090.
 Sent to Governor, 1092.
 Approved by Governor, 1178.

House Bill No. 1301

House Bill No. 1301. A Bill for an Act to amend and reenact section 15-28-02 of the North Dakota Century Code as amended by section 13 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to rural members of school boards, and declaring an emergency.

Introduced by Mushik, Gengler.
 Introduction, first reading, 257.
 Referred to Committee on Education.
 Reported back, amended, 498.
 Amendments adopted, 531.
 Engrossed, 567.
 Motion to reconsider prevailed, 587.
 Lost, 572, 588.

House Bill No. 1302

House Bill No. 1302. A Bill for an Act to create and enact a section of chapter 12-41 of the North Dakota Century Code, relating to the confiscation of property used in the commission of an act of vandalism or malicious mischief.

Introduced by W. Erickson, Wilkie, Grant.
 Introduction, first reading, 258.
 Referred to Committee on Judiciary.
 Reported back, do pass, 352.
 Second reading and final passage, 388.
 To Senate, 444.
 Returned to House, indefinitely postponed, 980.

House Bill No. 1303

House Bill No. 1303. A Bill for an Act repealing sections 36-15-20 and 36-15-21 of the North Dakota Century Code, relating to the brucellosis vaccination of calves.

Introduced by Gackle, Murphy.
Introduction, first reading, 258.
Referred to Committee on Agriculture.
Substitute motion to place bill on Calendar failed, 376.
Reported back, indefinitely postponed, 376.

House Bill No. 1304

House Bill No. 1304. A Bill for an Act to amend and reenact section 12-51-04 of the North Dakota Century Code, relating to housing and feeding of inmates at the state farm.

Introduced by Hilleboe, Rundle, Hentges, W. Erickson, Rivinius.
Introduction, first reading, 258.
Referred to Committee on State and Federal Government.
Reported back, do pass, 339.
Second reading and final passage, 366.
To Senate, 420.
Returned to House, failed to pass, 1114.

House Bill No. 1305

House Bill No. 1305. A Bill for an Act to amend and reenact section 54-03-04 of the North Dakota Century Code, relating to the officers of the senate and of the house of representatives, and to the maintenance of legislative organization in the event a special legislative session is called.

Introduced by Streibel, Hoffner.
Introduction, first reading, 258.
Referred to Committee on State and Federal Government.
Reported back, do pass, 340.
Second reading and final passage, 367.
To Senate, 420.
Returned to House, 953. Amended, 953.
House concurs, 979.
Rules suspended, properly engrossed, placed on final passage, 979.
Engrossed, 1254.
Enrolled, 1254.
Signed by Speaker, 1284.
To Senate, 1289.
Returned to House, 1298.
Sent to Governor, 1329.
Approved by Governor, 1438.

House Bill No. 1306

House Bill No. 1306. A Bill for an Act to amend and reenact sections 54-04-01, 54-04-03, and 54-04-04 of the North Dakota Century Code, relating to the enrolling and engrossing of legislative measures and the employment of an enroller and engrosser; and to repeal section 54-04-02 of the North Dakota Century Code, relating to regulations governing enrolling and engrossing.

Introduced by Streibel, Hoffner.
Introduction, first reading, 258.
Referred to Committee on State and Federal Government.
Reported back, do pass, 624. Amended, 1553, 1554.

Rules suspended, properly engrossed, placed on final passage, 1555.
 Second reading and final passage, 656, 1556.
 Engrossed, 1599.
 To Senate, 733.
 Returned to House, 1366. Amended, 1370.
 House does not concur, 1393.
 Conference Committee, House, 1394, 1497, 1511.
 Conference Committee, Senate, 1439, 1472, 1515.
 Conference Committee report, House adopts, 1511, 1553.
 Conference Committee report, Senate adopts, 1515, 1571.
 Enrolled, 1599.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1307

House Bill No. 1307. A Bill for an Act to create and enact subdivision c of subsection 5 of section 19-02.1-10 of the North Dakota Century Code relating to the misbranding of foods.

Introduced by Olienyk, White.
Introduction, first reading, 258.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 340.
 Second reading and final passage, 367.
 To Senate, 420.
 Returned to House, 1064. Amended, 1064.
 House concurs, 1079.
 Rules suspended, properly engrossed, placed on final passage, 1079.
 Engrossed, 1539.
 Enrolled, 1539.
 Signed by Speaker, 1545.
 To Senate, 1547.
 Returned to House, 1559.
 Sent to Governor, 1560.

House Bill No. 1308

House Bill No. 1308. A Bill for an Act to repeal section 35-05-01 of the North Dakota Century Code, relating to security interests in crops.

Introduced by Lundene.
Introduction, first reading, 258.
 Referred to Committee on Agriculture.
 Reported back, do pass, 412.
 Second reading and final passage, 437.
 To Senate, 492.
 Returned to House, failed to pass, 1515.

House Bill No. 1309

House Bill No. 1309. A Bill for an Act imposing a real estate transfer tax, providing for a method of collection, a statement specifying the value of the real estate, disposition of proceeds, duties of the tax department, exemptions, and providing a penalty.

Introduced by DeKrey, Gackle.
Introduction, first reading, 258.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 340.

House Bill No. 1310

House Bill No. 1310. A Bill for an Act making an appropriation to the division of vocational rehabilitation to provide a fee for service for handicapped persons while attending licensed workshops.

Introduced by Strinden, Haugland, J. Peterson, White.
Introduction, first reading, 258.
Referred to Committee on Appropriations.
Reported back, indefinitely postponed, 541.

House Bill No. 1311

House Bill No. 1311. A Bill for an Act to authorize the state board of higher education to approve construction of a sugar beet research and service center on or off the campus of North Dakota state university, and repealing chapter 198 of the 1969 Session Laws of North Dakota.

Introduced by Halcrow, Jenkins, Anderson, Kingsbury.
Introduction, first reading, 271.
Referred to Committee on Education.
Reported back, do pass, 472.
Second reading and final passage, 515.
To Senate, 584.
Returned to House, 1168. Amended, 1169.
Rules suspended, properly engrossed, placed on final passage, 1223.
House concurs, 1223.
Engrossed, 1599.
Enrolled, 1599.
Signed by Speaker, 1602.
To Senate, 1604.
Returned to House, 1606.
Sent to Governor, 1608.

House Bill No. 1312

House Bill No. 1312. A Bill for an Act to repeal sections 57-02-18, 57-02-18.1, 57-02-18.2, 57-02-18.3, 57-02-18.4, 57-02-18.5, 57-02-18.6, and 57-02-18.7 of the North Dakota Century Code, relating to the assessment and taxation of livestock.

Introduced by Jenkins.
Introduction, first reading, 272.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 355.
Second reading and final passage, 389.
To Senate, 444.
Returned to House, 980.
Enrolled, 1233.
Signed by Speaker, 1253.
To Senate, 1253.
Returned to House, 1284.
Sent to Governor, 1289.
Approved by Governor, 1438.

House Bill No. 1313

House Bill No. 1313. A Bill for an Act directing the state board of higher education to sell and transfer certain land and improvements thereon owned by the state of North Dakota for the use and benefit of the North Dakota state university of agriculture and applied science, and appropriating the proceeds of such sale to the state board of higher education for the purpose of acquiring other land, and declaring an emergency.

Introduced by Jenkins.
 Introduction, first reading, 272.
 Referred to Committee on Education.
 Reported back, amended, 589.
 Amendments adopted, 609.
 Engrossed, 650.
 Second reading and final passage, 657.
 To Senate, 733.
 Returned to House, 1197. Amended, 1199.
 Rules suspended, properly re-engrossed, placed on final passage, 1224.
 Emergency clause carried, 1224.
 House concurs, 1224.
 Enrolled, 1435.
 Signed by Speaker, 1436.
 To Senate, 1436.
 Returned to House, 1436.
 Sent to Governor, 1436.
 Approved by Governor, 1550.

House Bill No. 1314

House Bill No. 1314. A Bill for an Act to amend and reenact section 15-45-01 of the North Dakota Century Code, relating to establishing kindergartens.

Introduced by Mushik.
 Introduction, first reading, 272.
 Referred to Committee on Education.
 Reported back, divided, 472.
 Majority do pass, 472.
 Minority to indefinitely postpone, 472.
 Motion to substitute report of minority for majority prevailed, 472.

House Bill No. 1315

House Bill No. 1315. A Bill for an Act to create and enact section 1-03-02.1 of the North Dakota Century Code, relating to holidays which fall on Saturdays, and to amend and reenact section 1-03-04 of the North Dakota Century Code, relating to business days.

Introduced by Jenkins.
 Introduction, first reading, 272.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 787.
 Amendments adopted, 857.
 Second reading and final passage, 890.
 Clincher, 891.
 To Senate, 914.
 Returned to House, 1197.
 Engrossed, 1599.
 Enrolled, 1599.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1316

House Bill No. 1316. A Bill for an Act to amend and reenact section 57-20-09 of the North Dakota Century Code, relating to the discount for early payment of property taxes.

Introduced by Weber.
 Introduction, first reading, 272.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 355.
 Second reading and final passage, 390.
 To Senate, 444.
 Returned to House, 980.
 Enrolled, 1233.
 Signed by Speaker, 1253.
 To Senate, 1253.
 Returned to House, 1284.
 Sent to Governor, 1289.
 Approved by Governor, 1438.

House Bill No. 1317

House Bill No. 1317. A Bill for an Act to amend and reenact subsections 1 and 6 of section 11-17-04, section 14-03-22, and subsection 1 of section 23-02-05 of the North Dakota Century Code, relating to the fees charged for filing civil actions, for marriage licenses, for birth and death certificates, and the copying and certification of certain documents by clerks of district courts.

Introduced by Hoffner.
 Introduction, first reading, 272.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 451.

House Bill No. 1318

House Bill No. 1318. A Bill for an Act to amend and reenact section 57-19-09 of the North Dakota Century Code, relating to the transfer of a special reserve fund.

Introduced by Sandness, Hildebrand.
 Introduction, first reading, 272.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 498.

House Bill No. 1319

House Bill No. 1319. A Bill for an Act to amend and reenact section 14-03-22 of the North Dakota Century Code, and to repeal section 14-03-23 of the North Dakota Century Code, relating to keeping marriage records.

Introduced by Mushik, Laughlin, Rocheleau.
 Introduction, first reading, 272.
 Referred to Committee on Social Welfare.
 Re-referred to Committee on Judiciary, 279.
 Reported back, amended, 472.
 Amendments adopted, 495.
 Engrossed, 531.
 Second reading and final passage, 547.
 To Senate, 585.
 Returned to House, 1336. Amended, 1338.
 House concurs, 1349.
 Rules suspended, properly re-engrossed, placed on final passage, 1349.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1320

House Bill No. 1320. A Bill for an Act to amend and reenact section 40-08-03 of the North Dakota Century Code, relating to the determination of the number of aldermen in cities.

Introduced by Stoltenow, K. Johnson, Hensrud.
 Introduction, first reading, 273.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 511.
 Second reading and final passage, 556.
 To Senate, 585.
 Returned to House, 1063.
 Returned to House, indefinitely postponed, 1063.

House Bill No. 1321

House Bill No. 1321. A Bill for an Act to create and enact subsections 11, 12, and 13 of section 27-08-24 of the North Dakota Century Code; to amend and reenact sections 27-07-28, 27-07-36, and 27-08-10 of the North Dakota Century Code; and to repeal section 27-07-32 of the North Dakota Century Code, all relating to keeping and destroying various records of county courts and county courts having increased jurisdiction.

Introduced by Mushik, Laughlin, Rocheleau.
 Introduction, first reading, 273.
 Referred to Committee on Judiciary.
 Reported back, do pass, 589.
 Second reading and final passage, 629.
 To Senate, 694.
 Returned to House, 1113.
 Enrolled, 1598.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1322

House Bill No. 1322. A Bill for an Act to amend and reenact subsection 4 of section 43-11-02 of the 1969 Supplement to the North Dakota Century Code, to allow a licensed cosmetologist to perform manicuring services in a licensed barber shop.

Introduced by White, Bunker, Hentges, Rundle, Eagles.
 Introduction, first reading, 273.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 787.
 Second reading and final passage, 860.
 Clincher, 860.
 To Senate, 896.
 Returned to House, 1113.
 Enrolled, 1598.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1323

House Bill No. 1323. A Bill for an Act to amend and reenact subsection 3 of section 14-03-17 of the North Dakota Century Code, relating to applications for marriage licenses.

Introduced by Strinden, Hensrud.
 Introduction, first reading, 273.
 Referred to Committee on Social Welfare.
 Reported back, indefinitely postponed, 412.

House Bill No. 1324

House Bill No. 1324. A Bill for an Act to promote the sale of North Dakota beef products; to create a North Dakota beef commission; to prescribe its purposes, powers, and duties; to provide for the assessment of cattle sold in or from the state of North Dakota; to provide refunds of such assessments; and to provide penalties.

Introduced by K. Johnson, Stoltenow Dotzenrod.
 Introduction, first reading, 273.
 Referred to Committee on Agriculture.
 Reported back, amended, 675, 676.
 Amendments adopted, 717.
 Engrossed, 737.
 Second reading and final passage, 761.
 To Senate, 873.
 Returned to House, 1325. Amended, 1328.
 Rules suspended, properly re-engrossed, placed on final passage, 1344.
 House concurs, 1344.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1325

House Bill No. 1325. A Bill for an Act to amend and reenact sections 43-12-01, 43-12-02, 43-12-03, 43-12-04, 43-12-05, 43-12-06, 43-12-07, 43-12-08, 43-12-09, 43-12-10, 43-12-11, 43-12-13, 43-12-15, 43-12-16, 43-12-17, 43-12-18, 43-12-21, 43-12-22, and 43-12-24 of the North Dakota Century Code, and to repeal sections 43-12-19 and 43-12-20 of the North Dakota Century Code, all relating to professional nurses, and providing a penalty.

Introduced by Wagner, Atkinson, Lang.
 Introduction, first reading, 273.
 Referred to Committee on Social Welfare.
 Reported back, amended, 412.
 Amendments adopted, 425.
 Engrossed, 447.
 Second reading and final passage, 460.
 To Senate, 526.
 Returned to House, 1450. Amended, 1455, 1456.
 Rules suspended, properly re-engrossed, placed on final passage, 1460.
 House concurs, 1460.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1326

House Bill No. 1326. A Bill for an Act to provide that persons engaged in the transplantation or transfusion of human tissues

and related purposes shall not be liable for damages except for their own negligence or willful misconduct.

Introduced by Bunker, Backes, Haugland, R. Peterson.
 Introduction, first reading, 273.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 385.
 Second reading and final passage, 418.
 To Senate, 443.
 Returned to House, 1329.
 Enrolled, 1598.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1327

House Bill No. 1327. A Bill for an Act to create and enact two new sections to chapter 57-38 of the North Dakota Century Code, relating to the definition of adjusted federal income tax liability of individuals and to provide for a credit for income taxes paid to another state by a resident; to amend and reenact subsections 20 and 21 of section 57-38-01; subdivision a of subsection 2 and subdivision b of subsection 6 of section 57-38-04; section 57-38-29; subsection 2 of section 57-38-31 of the North Dakota Century Code, relating to definitions, rates of tax, and filing of returns for income tax purposes; to repeal sections 57-38-01.1, 57-38-01.2, 57-38-01.4, 57-38-06.1 and 57-46-01 of the North Dakota Century Code, relating to adjustments, subchapter S corporations, nonresidents and military income for income tax purposes; and to provide for an effective date.

Introduced by Backes, Streibel.
 Introduction, first reading, 273.
 Referred to Committee on Finance and Taxation.
 Motion Committee report laid over one day prevailed, 340.
 Reported back, amended, 752, 753.
 Amendments adopted, 781.
 Engrossed, 811.
 Second reading and final passage, 860.
 Clincher, 861.
 To Senate, 896.
 Returned to House, 1114.
 Returned to House, indefinitely postponed, 1114.

House Bill No. 1328

House Bill No. 1328. A Bill for an Act to create and enact section 4-10.1-18 of the North Dakota Century Code; to amend and reenact sections 4-10.1-03, 4-10.1-04, 4-10.1-08, 4-10.1-09, 4-10.1-14, 4-10.1-15, 4-10.1-16, and 4-10.1-17 of the North Dakota Century Code, relating to the Potato Industry Promotion Act, defining potato council powers and duties, memberships and elections, levying an assessment, and providing that records be open for inspection; and to repeal sections 4-10.1-11, 4-10.1-12, and 4-10.1-13.

Introduced by Kingsbury, Berg.
 Introduction, first reading, 274.
 Referred to Committee on Agriculture.
 Reported back, amended, 570.
 Amendments adopted, 588.
 Engrossed, 609.
 Second reading and final passage, 630.

To Senate, 694.
 Returned to House, 1197.
 Returned to House, indefinitely postponed, 1197.

House Bill No. 1329

House Bill No. 1329. A Bill for an Act relating to the liabilities for the costs of care and maintenance of inmates at the state penitentiary and the state farm.

Introduced by Henry, Henning, Gerl, Rice.
 Introduction, first reading, 274.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 357.

House Bill No. 1330

House Bill No. 1330. A Bill for an Act relating to the liabilities for the costs of care and maintenance of students at the state industrial school.

Introduced by Henry, Henning, Rice, Gerl.
 Introduction, first reading, 274.
 Referred to Committee on Social Welfare.
 Reported back, amended, 413.
 Amendments adopted, 425.
 Engrossed, 447.
 Clincher, 462.
 Lost, 462.
 To Senate, 526.
 Request bill be returned to House, 694.
 Returned to House, 695.

House Bill No. 1331

House Bill No. 1331. A Bill for an Act to provide an appropriation for the replacement of personal property taxes, and the distribution of such monies.

Introduced by Committee on Appropriations.
 Introduction, first reading, 274.
 Referred to Committee on Appropriations.
 Reported back, do pass, 787. Amended, 848.
 Amendments adopted, 848.
 Engrossed, 848.
 Re-engrossed, 1600.
 Rules suspended, properly engrossed, placed on final passage, 848.
 Second reading and final passage, 848.
 To Senate, 919.
 Returned to House, 1567.
 Enrolled, 1559.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1332

House Bill No. 1332. A Bill for an Act to create and enact a new subsection to section 57-02-08 of the North Dakota Century Code, relating to property tax exemptions for land used as roads.

Introduced by Dornacker.
 Introduction, first reading, 274.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 783.

House Bill No. 1333

House Bill No. 1333. A Bill for an Act to amend and reenact sections 16-12-05, 16-12-15, and 16-13-01 of the North Dakota Century Code, relating to the conduct of elections and the counting of ballots.

Introduced by Dornacker.
 Introduction, first reading, 274.
 Referred to Committee on Judiciary.
 Reported back, do pass, 712.
 Second reading and final passage, 738.
 To Senate, 873.
 Returned to House, 1248.
 Enrolled, 1598.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1334

House Bill No. 1334. A Bill for an Act to repeal chapter 37-24 of the North Dakota Century Code, relating to educational assistance for veterans.

Introduced by Committee on Appropriations.
 Introduction, first reading, 274.
 Referred to Committee on Appropriations.
 Re-referred to Committee on Social Welfare and Veterans' Affairs, 352.
 Reported back, indefinitely postponed, 653.
 Adoption of committee report reconsidered, 674.
 Lost, 674.

House Bill No. 1335

House Bill No. 1335. A Bill for an Act relating to the charging of expenses for the care and maintenance of members of the soldier's home.

Introduced by Committee on Appropriations.
 Introduction, first reading, 274.
 Referred to Committee on Veterans' and Military Affairs.
 Substitute motion to place on Calendar prevailed, 653.
 Reported back, indefinitely postponed, 653.

House Bill No. 1336

House Bill No. 1336. A Bill for an Act for the preservation of public health through the regulation of the business of water well drilling, to create a state board of water well contractors, to provide for the certification of water well contractors, to provide for bonds, and to provide a penalty.

Introduced by Henry, Walsh, Hentges, Rice.
 Introduction, first reading, 275.
 Referred to Committee on Natural Resources.
 Re-referred to Committee on State and Federal Government, 496.
 Reported back, amended, 788, 791.
 Amendments adopted, 857.
 Engrossed, 886.
 Rules suspended, properly engrossed, placed at the head of the Calendar, 886.
 Rules suspended, properly re-engrossed, placed on final passage,

1161.

Second reading and final passage, 886, 1161.
 Clincher, 887.
 Motion to reprint prevailed, 896.
 To Senate, 919.
 Returned to House, 1141. Amended, 1142.
 House concurs, 1161.
 Re-engrossed, 1364.
 Enrolled, 1364.
 Signed by Speaker, 1419.
 To Senate, 1437.
 Returned to House, 1513.
 Sent to Governor, 1516.

House Bill No. 1337

House Bill No. 1337. A Bill for an Act to create and enact sections 4-28.1-04 and 4-28.1-05 of the North Dakota Century Code, relating to administration of the flax utilization research fund by the business and industrial development commission; to amend and reenact subsection 2 of section 4-28.1-02 of the North Dakota Century Code relating to the definition of "first purchaser"; to amend and reenact section 4-28.1-01, relating to flax tax levy and refunds, and to provide for an appropriation, and penalty.

Introduced by Reimers.
 Introduction, first reading, 275.
 Referred to Committee on Agriculture.
 Re-referred to Committee on Appropriations, 718.
 Reported back, do pass, 791. Amended, 697.
 Amendments adopted, 718.
 Engrossed, 737.
 Second reading and final passage, 861.
 Clincher, 862.
 To Senate, 896.
 Returned to House, 1285.
 Enrolled, 1599.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1338

House Bill No. 1338. A Bill for an Act to provide a limit on the amounts expended by or on behalf of candidates for public office for commercial advertising during an election campaign, and providing a penalty.

Introduced by Wilkie, Fleming, Eagles, Sandness, Rocheleau.
 Introduction, first reading, 275.
 Referred to Committee on Judiciary.
 Substitute motion to place on Calendar failed, 742.
 Reported back, indefinitely postponed, 743.

House Bill No. 1339

House Bill No. 1339. A Bill for an Act to amend and reenact paragraph b. of subsection 2 of section 39-04-18 and section 57-50-01 of the North Dakota Century Code as amended, relating to exemptions for city owned or franchised local transit facilities from motor vehicle registration and to authorize refund of motor fuel tax on fuel used for such purposes and declaring an emergency.

Introduced by Boustead, Mushik.
Introduction, first reading, 275.
Referred to Committee on Transportation.
Reported back, indefinitely postponed, 413.

House Bill No. 1340

House Bill No. 1340. A Bill for an Act to provide for an appropriation and transfer to the special heritage center fund.

Introduced by Solberg.
Introduction, first reading, 275.
Referred to Committee on Appropriations.
Reported back, do pass, 757.
Adoption of Committee report reconsidered, 802.
Withdrawn, 802.

House Bill No. 1341

House Bill No. 1341. A Bill for an Act to direct the director of institutions to sell and transfer certain lands and the improvements thereon owned by the state of North Dakota for the benefit and use of the Grafton state school, and to provide for the depositing of the proceeds of such sale in a special fund in the state treasury.

Introduced by Kingsbury, Berg.
Introduction, first reading, 275.
Referred to Committee on State and Federal Government.
Reported back, indefinitely postponed, 472.

House Bill No. 1342

House Bill No. 1342. A Bill for an Act authorizing the director of institutions to convey certain land owned by the state of North Dakota to the Grafton park district.

Introduced by Kingsbury, Berg.
Introduction, first reading, 275.
Referred to Committee on State and Federal Government.
Reported back, amended, 612, 613.
Amendments adopted, 645.
Engrossed, 673.
Second reading and final passage, 679.
To Senate, 733.
Returned to House, 1091.
Enrolled, 1363.
Signed by Speaker, 1419.
To Senate, 1437.
Returned to House, 1559.
Sent to Governor, 1560.

House Bill No. 1343

House Bill No. 1343. A Bill for an Act to repeal section 4-06-11 of the North Dakota Century Code, relating to the agriculture commissioner's duties concerning cooperatives.

Introduced by Rundle, Rivinius, Gackle, Solberg.
Introduction, first reading, 276.
Referred to Committee on Agriculture.
Re-referred to Committee on Agriculture, 595.
Reported back, amended, 541, 647, 648.
Amendments adopted, 567, 673.
Reconsider adoption of Amendments, 595.
Adoption of Committee report reconsidered, 595.
Engrossed, 703.
Second reading and final passage, 720.
To Senate, 809.
Returned to House, 1285.
Enrolled, 1599.
Signed by Speaker, 1602.

To Senate, 1604.
Returned to House, 1606.
Sent to Governor, 1608.

House Bill No. 1344

House Bill No. 1344. A Bill for an Act relating to franchised retail or wholesale dealers, and settlements to be made for inventory upon cancellation of a franchise agreement or contract.

Introduced by Brekke, Walsh, Livingston.
Introduction, first reading, 276.
Referred to Committee on Industry, Business and Labor.
Withdrawn, 738.

House Bill No. 1345

House Bill No. 1345. A Bill for an Act to amend and reenact subsection 1 of section 39-04-18 of the 1969 Supplement to the North Dakota Century Code, relating to the registration of motor vehicles and identification plates on trailers.

Introduced by Boustead, Hensrud.
Introduction, first reading, 276.
Referred to Committee on Transportation.
Withdrawn, 402.

House Bill No. 1346

House Bill No. 1346. A Bill for an Act to amend and reenact section 15-47-01 of the North Dakota Century Code, relating to public school entrance age.

Introduced by Mushik, Hildebrand.
Introduction, first reading, 276.
Referred to Committee on Education.
Reported back, amended, 571.
Amendments adopted, 588.
Engrossed, 609.
Second reading and final passage, 631.
Returned to House, 1005.
Returned to House, indefinitely postponed, 1005.

House Bill No. 1347

House Bill No. 1347. A Bill for an Act to amend and reenact section 23-02-05 of the North Dakota Century Code, relating to the fees collected by the state registrar for birth and death certificates.

Introduced by Brekke, Walsh, Hildebrand.
Introduction, first reading, 276.
Referred to Committee on State and Federal Government.
Reported back, do pass, 355.
Second reading and final passage, 390.
To Senate, 444.
Returned to House, 695.
Enrolled, 981.
Signed by Speaker, 981.
To Senate, 982.
Returned to House, 983.
Sent to Governor, 983.
Approved by Governor, 1127.

House Bill No. 1348

House Bill No. 1348. A Bill for an Act to amend and reenact sections 27-03-09 and 27-03-19 of the North Dakota Century Code, relating to the salaries of bailiffs of the district courts and county courts of increased jurisdiction.

Introduced by Hoffner, Strinden, Atkinson.
 Introduction, first reading, 276.
 Referred to Committee on Judiciary.
 Reported back, amended, 321.
 Amendments adopted, 332.
 Engrossed, 351.
 Second reading and final passage, 363.
 To Senate, 420.
 Returned to House, 1005.
 Enrolled, 1234.
 Signed by Speaker, 1253.
 To Senate, 1253.
 Returned to House, 1284.
 Sent to Governor, 1289.
 Approved by Governor, 1377.

House Bill No. 1349

House Bill No. 1349. A Bill for an Act to provide for annual information dissemination seminars to county commissioners and members of school boards, to establish the responsibility of the superintendent of public instruction and the university of North Dakota, relating to the duties and compensation of school board members and county commissioners; and providing an appropriation.

Introduced by Hoffner.
 Introduction, first reading, 276.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 613.

House Bill No. 1350

House Bill No. 1350. A Bill for an Act to amend and reenact section 20-08-03 of the North Dakota Century Code, relating to the issuance of big game hunting licenses, antelope and big horn sheep licenses by lottery.

Introduced by Winge.
 Introduction, first reading, 276.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 413.
 Lost, 438.

House Bill No. 1351

House Bill No. 1351. A Bill for an Act to provide a levy for pupil transportation, and declaring an emergency.

Introduced by Bier.
 Introduction, first reading, 277.
 Referred to Committee on Education.
 Reported back, amended, 791.
 Amendments adopted, 857.
 Second reading and final passage, 891.
 Clincher, 892.
 Emergency clause carried, 892.
 To Senate, 914.
 Returned to House, 1450.
 Indefinitely postponed, 1450.

House Bill No. 1352

House Bill No. 1352. A Bill for an Act to amend and reenact sections 15-53.1-27 and 15-53.1-40 of the North Dakota Century Code

as contained in section 9 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to the continuance of elementary schools in reorganized school districts.

Introduced by Bier.
 Introduction, first reading, 277.
 Referred to Committee on Education.
 Reported back, amended, 817.
 Amendments adopted, 875.
 Engrossed, 895.
 Second reading and final passage, 899.
 Clincher, 900.
 To Senate, 919.
 Returned to House, 1366. Amended, 1371.
 House concurs, 1422.
 Rules suspended, properly re-engrossed, placed on final passage, 1422.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1353

House Bill No. 1353. A Bill for an Act relating to excess mill levies in townships.

Introduced by Weber.
 Introduction, first reading, 277.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 510.
 Second reading and final passage, 557.
 To Senate, 585.
 Returned to House, 1091.
 Enrolled, 1363.
 Signed by Speaker, 1419.
 To Senate, 1437.
 Returned to House, 1513.
 Sent to Governor, 1516.

House Bill No. 1354

House Bill No. 1354. A Bill for an Act to appropriate and transfer monies from the general fund to the Vietnam veterans' bonus adjusted compensation fund.

Introduced by Streibel.
 Introduction, first reading, 277.
 Referred to Committee on Appropriations.
 Reported back, do pass, 757.
 Withdrawn, 862.

House Bill No. 1355

House Bill No. 1355. A Bill for an Act to provide for the protection of any scenic area found on land allowed to be leased by this state, and providing a penalty.

Introduced by Grant, W. Erickson, K. Erickson, Boustead, Lang.
 Introduction, first reading, 277.
 Referred to Committee on Natural Resources.
 Reported back, amended, 512.

Amendments adopted, 545.
 Engrossed, 567.
 Second reading and final passage, 583.
 Clincher motion failed, 583.
 To Senate, 640.
 Returned to House, 1197. Indefinitely postponed, 1197.

House Bill No. 1356

House Bill No. 1356. A Bill for an Act to amend and reenact subsection 2 of section 40-33-12 of the North Dakota Century Code, relating to surplus in municipal utilities fund.

Introduced by H. Johnson, Wagner.
 Introduction, first reading, 277.
 Referred to Committee on Industry, Business and Labor.
 Reported back, indefinitely postponed, 753.

House Bill No. 1357

House Bill No. 1357. A Bill for an Act relating to appeals by the state, or any state officer, or state board, or any public corporation, or any municipal corporation, and providing that no undertaking need be given, unless ordered by the supreme court.

Introduced by Atkinson.
 Introduction, first reading, 277.
 Referred to Committee on Judiciary.
 Reported back, do pass, 451.
 Second reading and final passage, 483.
 To Senate, 563.
 Returned to House, 1005.
 Enrolled, 1234.
 Signed by Speaker, 1253.
 To Senate, 1253.
 Returned to House, 1284.
 Sent to Governor, 1289.
 Approved by Governor, 1377.

House Bill No. 1358

House Bill No. 1358. A Bill for an Act to amend and reenact subdivision (d) of subsection (9) of section 65-01-02 of the North Dakota Century Code, relating to Workmen's Compensation Coverage for Law Enforcement Officers.

Introduced by R. Peterson, Boustead.
 Introduction, first reading, 277.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 625.
 Second reading and final passage, 658.
 To Senate, 733.
 Returned to House, 1005.
 Enrolled, 1254.
 Signed by Speaker, 1284.
 To Senate, 1289.
 Returned to House, 1298.
 Sent to Governor, 1329.
 Approved by Governor, 1438.

House Bill No. 1359

House Bill No. 1359. A Bill for an Act to amend and reenact subsection 6 of section 20-03-11 of the North Dakota Century Code, to provide for the issuance of a locking seal as part of a big game hunting license.

Introduced by Glaspey, Dick, Moore.
 Introduction, first reading, 277.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 413.
 Second reading and final passage, 438.
 To Senate, 492.
 Returned to House, 734.
 Enrolled, 1125.
 Signed by Speaker, 1145.
 To Senate, 1167.
 Returned to House, 1172.
 Sent to Governor, 1172.
 Approved by Governor, 1234.

House Bill No. 1360

House Bill No. 1360. A Bill for an Act to amend and reenact section 15-59-06 of the North Dakota Century Code, relating to funds provided by the legislative assembly for reimbursement for special education.

Introduced by Miedema.
 Introduction, first reading, 278.
 Referred to Committee on Education.
 Reported back, do pass, 753.
 Second reading and final passage, 802.
 To Senate, 896.
 Returned to House, 1497.
 Enrolled, 1599.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1361

House Bill No. 1361. A Bill for an Act to create and enact section 15-50-12 of the North Dakota Century Code, relating to the regulation of trade and correspondence schools and to amend and reenact sections 15-50-01, 15-50-02, 15-50-03, 15-50-04, 15-50-08, 15-50-09, 15-50-10 and 15-50-11.

Introduced by Knudson.
 Introduction, first reading, 278.
 Referred to Committee on Education.
 Reported back, amended, 791.
 Amendments adopted, 858.
 Engrossed, 887.
 Second reading and final passage, 892.
 Clincher, 892.
 To Senate, 914.
 Returned to House, 1168. Amended, 1169.
 House concurs, 1224.
 Rules suspended, properly re-engrossed, placed on final passage, 1225.
 Amendments not adopted, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1362

House Bill No. 1362. A Bill for an Act to amend and reenact subsection 7 of section 20-01-01 of the North Dakota Century Code, relating to definition of game animals, and to amend and reenact section 20-07-02 of the North Dakota Century Code, providing that rabbits be added to the fur-bearing list.

Introduced by Weber.

Introduction, first reading, 278.

Referred to Committee on Natural Resources.

Reported back, indefinitely postponed, 413.

Substitute motion to place bill on Calendar prevailed, 413.

Lost, 439.

Motion to reconsider failed, 453.

House Bill No. 1363

House Bill No. 1363. A Bill for an Act to amend and reenact section 16-17-05.1 of the North Dakota Century Code, relating to the consolidation of precinct committeemen's ballot.

Introduced by Hentges.

Introduction, first reading, 278.

Referred to Committee on Judiciary.

Reported back, do pass, 743.

Second reading and final passage, 798.

To Senate, 896.

Returned to House, 1285.

Enrolled, 1599.

Signed by Speaker, 1602.

To Senate, 1604.

Returned to House, 1606.

Sent to Governor, 1608.

House Bill No. 1364

House Bill No. 1364. A Bill for an Act to provide for a revolving fund for concessions for the state park service, and to make an appropriation.

Introduced by Boustead, Opedahl, Giffey.

Introduction, first reading, 278.

Referred to Committee on State and Federal Government.

Re-referred to Committee on Appropriations, 355.

Reported back, do pass, 355, 613.

Second reading and final passage, 658.

To Senate, 733.

Returned to House, 1091.

Enrolled, 1363.

Signed by Speaker, 1419.

To Senate, 1437.

Returned to House, 1559.

Sent to Governor, 1560.

House Bill No. 1365

House Bill No. 1365. A Bill for an Act to amend and reenact section 39-05-08 of the North Dakota Century Code, relating to indexes on motor vehicles.

Introduced by Hensrud.

Introduction, first reading, 278.

Referred to Committee on Transportation.

Reported back, do pass, 402.

Second reading and final passage, 432.
To Senate, 492.
Returned to House, 734.
Enrolled, 981.
Signed by Speaker, 981.
To Senate, 982.
Returned to House, 983.
Sent to Governor, 983.
Approved by Governor, 1127.

House Bill No. 1366

House Bill No. 1366. A Bill for an Act to create and enact section 36-13-03.1 of the North Dakota Century Code, relating to alternate disposition of an animal as an estray on the property of any person.

Introduced by Murphy.
Introduction, first reading, 278.
Referred to Committee on Agriculture.
Reported back, do pass, 378.
Second reading and final passage, 419.
To Senate, 443.
Returned to House, 952.
Enrolled, 1047.
Signed by Speaker, 1066.
To Senate, 1067.
Returned to House, 1090.
Sent to Governor, 1092.
Approved by Governor, 1178.

House Bill No. 1367

House Bill No. 1367. A Bill for an Act to amend and reenact section 34-01-01 of the North Dakota Century Code, relating to contract of employment, wages of employee; and providing a penalty.

Introduced by White, J. Peterson, Wagner.
Introduction, first reading, 278.
Referred to Committee on Industry, Business and Labor.
Reported back, indefinitely postponed, 791.

House Bill No. 1368

House Bill No. 1368. A Bill for an Act to cease operation of university of North Dakota-Ellendale branch as an institution of higher education and for its conversion to an alternative use, to authorize the state board of higher education to pay the revenue bonds of 1969 for the new men's dormitory and the revenue bonds for Hicks Hall and Crabtree Hall from the insurance proceeds in the fire replacement fund, and making an appropriation.

Introduced by Committee on Appropriations.
Introduction, first reading, 287.
Referred to Committee on Appropriations.
Reported back, do pass, 541. Amended, 1546.
Motion to lay over one legislative day prevailed, 573.
Second reading and final passage, 602.
To Senate, 670.
Returned to House, 1450. Amended, 1455.
House does not concur, 1463.
Conference Committee, House, 1484.
Conference Committee, Senate, 1523.
Engrossed, 1546.

Rules suspended, properly engrossed, placed on final passage, 1546.
 Conference Committee report, House adopts, 1546.
 Conference Committee report, Senate adopts, 1571.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1369

House Bill No. 1369. A Bill for an Act to amend and reenact section 15-08-26 of the North Dakota Century Code, relating to the time in which a lessee may remove improvements he has placed on the land when the land is sold.

Introduced by Gackle.
 Introduction, first reading, 287.
 Referred to Committee on Agriculture.
 Reported back, do pass, 510.
 Second reading and final passage, 558.
 To Senate, 585.
 Returned to House, 952.
 Enrolled, 1047.
 Signed by Speaker, 1066.
 To Senate, 1067.
 Returned to House, 1090.
 Sent to Governor, 1092.
 Approved by Governor, 1178.

House Bill No. 1370

House Bill No. 1370. A Bill for an Act to amend and reenact section 51-07-01 of the North Dakota Century Code, relating to recovery of the price of articles upon discontinuance of the contract by a wholesaler or retail implement or car dealer.

Introduced by Jenkins.
 Introduction, first reading, 287.
 Referred to Committee on Industry, Business and Labor.
 Returned to House and withdrawn, 402.

House Bill No. 1371

House Bill No. 1371. A Bill for an Act to provide for the establishment of a renal disease care and treatment program, creating a renal disease advisory committee in the department of health, and making an appropriation.

Introduced by Bunker.
 Introduction, first reading, 288.
 Referred to Committee on Social Welfare.
 Re-referred to Committee on Appropriations, 542.
 Reported back, do pass, 541.
 Indefinitely postponed, 791.

House Bill No. 1372

House Bill No. 1372. A Bill for an Act to repeal sections 12-21-01, 12-21-02, 12-21-03, 12-21-04, 12-21-05, 12-21-06, 12-22-08, 12-22-10, 12-22-11, 12-32-01, 12-32-02, 12-32-03, and 32-03-26 of the North Dakota Century Code, relating to profane swearing, adultery, fornication; and seduction; and providing a penalty.

Introduced by Hilleboe.
Introduction, first reading, 288.
Referred to Committee on Judiciary.
Substitute motion to place on Calendar failed, 353.
Reported back, indefinitely postponed, 353.

House Bill No. 1373

House Bill No. 1373. A Bill for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to the homestead credit, and providing a penalty.

Introduced by Halcrow.
Introduction, first reading, 288.
Referred to Committee on Finance and Taxation.
Reported back, amended, 498.
Amendments adopted, 531.
Engrossed, 567.
Second reading and final passage, 573.
To Senate, 640.
Returned to House, indefinitely postponed, 1114.

House Bill No. 1374

House Bill No. 1374. A Bill for an Act to amend and reenact section 23-02-35 of the North Dakota Century Code, relating to death without medical attendance.

Introduced by Wagner.
Introduction, first reading, 288.
Referred to Committee on Social Welfare.
Reported back, amended, 542.
Amendments adopted, 568.
Engrossed, 587.
Second reading and final passage, 595.
To Senate, 670.
Returned to House, 1230.
Enrolled, 1599.
Signed by Speaker, 1602.
To Senate, 1604.
Returned to House, 1606.
Sent to Governor, 1608.

House Bill No. 1375

House Bill No. 1375. A Bill for an Act to create a state board of nature preserves, to provide for the establishment, acquisition, control, use, management, and protection of a state system of nature preserves, and making an appropriation.

Introduced by Mushik, Raymond.
Introduction, first reading, 288.
Referred to Committee on Natural Resources.
Reported back, indefinitely postponed, 681.

House Bill No. 1376

House Bill No. 1376. A Bill for an Act to amend and reenact section 20-03-37 of the North Dakota Century Code, relating to suspension of hunting and fishing licenses, and providing a penalty.

Introduced by Mushik, Walsh.
Introduction, first reading, 288.
Referred to Committee on Natural Resources.

Reported back, do pass, 510.
Second reading and final passage, 558.
To Senate, 585.
Returned to House, 734.
Enrolled, 981.
Signed by Speaker, 981.
To Senate, 982.
Returned to House, 983.
Sent to Governor, 983.
Approved by Governor, 1127.

House Bill No. 1377

House Bill No. 1377. A Bill for an Act authorizing the creation of consumer power districts to develop the natural resources of the state and to maintain therein a continuous and adequate supply of electric power and energy at the lowest possible cost through the construction of electric generation, transmission and distribution facilities; providing for and regulating their creation by petition and election of the people; regulating the government and operation of such districts, and the qualifications and operation in this state of similar districts from other states; authorizing and regulating the revenue bonds and notes to be issued by such districts; and providing that such districts shall not have the power to levy taxes or assessments or to pledge the faith and credit of the state or any political subdivision thereof.

Introduced by Sandness, Giffey.
Introduction, first reading, 288.
Referred to Committee on Industry, Business and Labor.
Substitute motion to place on Calendar failed, 589.
Reported back, indefinitely postponed, 589.
Clincher, 602.

House Bill No. 1378

House Bill No. 1378. A Bill for an Act to amend and reenact section 11-17-08 of the North Dakota Century Code, relating to destruction of certain court records by clerks of court.

Introduced by Atkinson.
Introduction, first reading, 288.
Referred to Committee on Judiciary.
Reported back, do pass, 591.
Second reading and final passage, 632.
To Senate, 694.
Returned to House, 1113.
Enrolled, 1539.
Signed by Speaker, 1545.
To Senate, 1547.
Returned to House, 1558.
Sent to Governor, 1559.

House Bill No. 1379

House Bill No. 1379. A Bill for an Act to provide that the record of proceedings and trials in criminal actions in county courts of increased jurisdiction may be made by mechanical, magnetic, or electronic recording devices.

Introduced by Atkinson.
Introduction, first reading, 289.
Referred to Committee on Judiciary.
Withdrawn, 495.

House Bill No. 1380

House Bill No. 1380. A Bill for an Act to amend and reenact subsection 8 of section 29-24-02 of the North Dakota Century Code, relating to grounds for a new trial, and declaring an emergency.

Introduced by Atkinson.
Introduction, first reading, 289.
Referred to Committee on Judiciary.
Reported back, amended, 474.
Amendments adopted, 503.
Engrossed, 531.
Second reading and final passage, 559.
Emergency clause carried, 559.
To Senate, 585.
Returned to House, 1029.
Enrolled, 1234.
Signed by Speaker, 1253.
To Senate, 1253.
Returned to House, 1284.
Sent to Governor, 1289.
Approved by Governor, 1377.

House Bill No. 1381

House Bill No. 1381. A Bill for an Act to amend and reenact section 54-14-08 of the North Dakota Century Code providing for payroll deduction on request of employee.

Introduced by Hentges.
Introduction, first reading, 289.
Referred to Committee on State and Federal Government.
Reported back, indefinitely postponed, 357.

House Bill No. 1382

House Bill No. 1382. A Bill for an Act to require certification of water and wastewater system operators, and providing a penalty.

Introduced by Henning, H. Johnson, Lundene.
Introduction, first reading, 289.
Referred to Committee on Social Welfare.
Reported back, do pass, 697.
Second reading and final passage, 725.
To Senate, 809.
Returned to House, 1336.
Enrolled, 1599.
Signed by Speaker, 1602.
To Senate, 1604.
Returned to House, 1606.
Sent to Governor, 1608.

House Bill No. 1383

House Bill No. 1383. A Bill for an Act to amend and reenact section 39-04-12 of the North Dakota Century Code relating to the contents of motor vehicle number plates.

Introduced by Gengler, Hilleboe, Olienyk, Stone, Weber.
Introduction, first reading, 289.
Referred to Committee on Industry, Business and Labor.
Reported back, indefinitely postponed, 625.
Motion to place on Calendar failed, 625.

House Bill No. 1384

House Bill No. 1384. A Bill for an Act to amend and reenact section 15-53.1-06 of the North Dakota Century Code as contained in House Bill 1045 as approved by the forty-second legislative assembly, relating to school district annexation.

Introduced by Eagles, R. Peterson.
 Introduction, first reading, 289.
 Referred to Committee on Education.
 Reported back, do pass, 451.
 Second reading and final passage, 483.
 To Senate, 563.
 Returned to House, indefinitely postponed, 1496.

House Bill No. 1385

House Bill No. 1385. A Bill for an Act to amend and reenact section 47-14-09 of the North Dakota Century Code, relating to maximum contract rates of interest and usury.

Introduced by McGeehan, Halcrow, Wilkie.
 Introduction, first reading, 289.
 Referred to Committee on Industry, Business and Labor.
 Reported back, indefinitely postponed, 792.
 Substitute motion to place on Calendar failed, 792.

House Bill No. 1386

House Bill No. 1386. A Bill for an Act to amend and reenact section 15-21-17 of the North Dakota Century Code, relating to the state board of public school education.

Introduced by Eagles, R. Peterson.
 Introduction, first reading, 289.
 Referred to Committee on Education.
 Reported back, do pass, 712.
 Second reading and final passage, 739.
 To Senate, 873.
 Returned to House, 1113.
 Enrolled, 1539.
 Signed by Speaker, 1545.
 To Senate, 1547.
 Returned to House, 1558.
 Sent to Governor, 1559.

House Bill No. 1387

House Bill No. 1387. A Bill for an Act to establish a state hail insurance department for the purpose of furnishing indemnity against damage by hail or fire to agricultural crops; to provide for the powers and duties of such department; to provide for a penalty; and to provide for a continuing appropriation.

Introduced by Patrick, Meyer, Austin, McGeehan.
 Introduction, first reading, 289.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 474.

House Bill No. 1388

House Bill No. 1388. A Bill for an Act to authorize counties to finance a program of county road construction and surfacing by the issuance of bonds.

Introduced by Opedahl, Jacobson, McGeehan.
 Introduction, first reading, 290.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 681.
 Motion to place on Calendar failed, 681.

House Bill No. 1389

House Bill No. 1389. A Bill for an Act to amend and reenact sections 32-09-02 and 32-09-03 of the North Dakota Century Code, relating to garnishment of earnings.

Introduced by Atkinson, Metzger.
 Introduction, first reading, 290.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 427.
 Second reading and final passage, 462.
 To Senate, 527.
 Returned to House, 1230, 1485. Amended, 1486, 1487.
 Indefinitely postponed, 1230.
 Senate requests return, 1397.
 Returned to Senate, 1435.
 Rules suspended, properly re-engrossed, placed on final passage, 1496.
 House concurs, 1496.
 Engrossed, 1599.
 Enrolled, 1599.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1390

House Bill No. 1390. A Bill for an Act to amend and reenact section 27-09-05 of the North Dakota Century Code, relating to the fees and mileage for jurors.

Introduced by Atkinson, Metzger.
 Introduction, first reading, 290.
 Referred to Committee on Judiciary.
 Reported back, amended, 655.
 Amendments adopted, 681.
 Engrossed, 703.
 Second reading and final passage, 726.
 To Senate, 809.
 Returned to House, indefinitely postponed, 1230.

House Bill No. 1391

House Bill No. 1391. A Bill for an Act to amend and reenact section 57-15-28 of the North Dakota Century Code, relating to county emergency funds.

Introduced by Opedahl, Jacobson, McGeehan.
 Introduction, first reading, 290.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 511.
 Second reading and final passage, 559.
 To Senate, 585.
 Returned to House, 1063.
 Enrolled, 1539.
 Signed by Speaker, 1545.
 To Senate, 1547.
 Returned to House, 1558.
 Sent to Governor, 1559.

House Bill No. 1392

House Bill No. 1392. A Bill for an Act to create and enact section 59-02-22 of the North Dakota Century Code, relating to the activities of private foundations, charitable trusts, and split-interest trusts.

Introduced by Atkinson.
 Introduction, first reading, 290.
 Referred to Committee on Judiciary.
 Reported back, do pass, 427.
 Second reading and final passage, 463.
 To Senate, 527.
 Returned to House, 1197.
 Enrolled, 1599.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1393

House Bill No. 1393. A Bill for an Act to amend and reenact section 15-53.1-11 of the North Dakota Century Code, as contained in section 9 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to the size and compensation of the county committee.

Introduced by Mushik, Gerl.
 Introduction, first reading, 290.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 613.

House Bill No. 1394

House Bill No. 1394. A Bill for an Act to amend and reenact section 12-21-19 of the North Dakota Century Code, relating to public dancing on Sunday, and providing a penalty.

Introduced by Gerl, Mushik, Bunker.
 Introduction, first reading, 290.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 653.
 Second reading and final passage, 685.
 To Senate, 733.
 Returned to House, 1450.
 Enrolled, 1599.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1395

House Bill No. 1395. A Bill for an Act to amend and reenact section 40-18-09 of the North Dakota Century Code, relating to the issuance and service of subpoenas for witnesses by a municipal judge; and providing a penalty.

Introduced by B. Miller.
 Introduction, first reading, 290.
 Referred to Committee on Judiciary.
 Reported back, do pass, 571.
 Second reading and final passage, 596.
 To Senate, 670.
 Returned to House, indefinitely postponed, 1114.

House Bill No. 1396

House Bill No. 1396. A Bill for an Act to amend and reenact section 14-03-09 of the North Dakota Century Code, providing for clerks of courts of record to solemnize marriages.

Introduced by Atkinson, R. Peterson.
Introduction, first reading, 290.
Referred to Committee on Social Welfare.
Reported back, indefinitely postponed, 653.

House Bill No. 1397

House Bill No. 1397. A Bill for an Act creating a variable contract insurance law for North Dakota.

Introduced by Atkinson, Boustead.
Introduction, first reading, 291.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 793.
Second reading and final passage, 862.
Clincher, 862.
To Senate, 896.
Returned to House, 1248.
Enrolled, 1539.
Signed by Speaker, 1545.
To Senate, 1547.
Returned to House, 1558.
Sent to Governor, 1559.

House Bill No. 1398

House Bill No. 1398. A Bill for an Act to amend and reenact sections 40-18-07 and 40-18-08 of the North Dakota Century Code, relating to the issuance of warrants by municipal judges, and the service of such warrants.

Introduced by B. Miller.
Introduction, first reading, 291.
Referred to Committee on Judiciary.
Reported back, do pass, 571.
Second reading and final passage, 596.
To Senate, 670.
Returned to House, indefinitely postponed, 1114.

House Bill No. 1399

House Bill No. 1399. A Bill for an Act to amend and reenact subsections 1, 4, and 10 of section 27-20-02 of the North Dakota Century Code, relating to the definition of terms used in the Uniform Juvenile Court Act; to amend and reenact subsection 2 of section 27-20-05 of the North Dakota Century Code, relating to the compensation of juvenile supervisors; to amend and reenact subsection 1 of section 27-20-06 of the North Dakota Century Code, relating to the powers and duties of juvenile supervisors; to amend and reenact subsections 1, 2, and 4 of section 27-20-16 of the North Dakota Century Code, relating to the place of detention of a child; and to amend and reenact subsection 2 of section 27-20-17 of the North Dakota Century Code, relating to the release of a child from detention.

Introduced by Atkinson.
Introduction, first reading, 291.
Referred to Committee on Social Welfare.
Reported back, amended, 542.

Amendments adopted, 568.
 Engrossed, 587.
 Second reading and final passage, 597.
 To Senate, 670.
 Returned to House, 1485. Amended, 1487.
 Rules suspended, properly re-engrossed, placed on final passage, amended, 1503.
 House concurs, 1503.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1400

House Bill No. 1400. A Bill for an Act to provide that the record of proceedings in a county court with increased jurisdiction, or a county justice court, may be kept through use of an electric, electromechanical, or electronic recording device; and providing for preparation of a transcript of the proceedings.

Introduced by Atkinson.
 Introduction, first reading, 291.
 Referred to Committee on Judiciary.
 Withdrawn, 496.

House Bill No. 1401

House Bill No. 1401. A Bill for an Act to create a small claims court and to set forth its jurisdiction and procedures.

Introduced by Mushik, Atkinson, Fleming, Boustead, Gerl.
 Introduction, first reading, 291.
 Referred to Committee on Judiciary.
 Reported back, amended, 765.
 Amendments adopted, 781.
 Engrossed, 811.
 Second reading and final passage, 862.
 Clincher, 863.
 To Senate, 896.
 Returned to House, 1366. Amended, 1371.
 Rules suspended, properly re-engrossed, placed on final passage, 1391.
 House concurs, 1391.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1402

House Bill No. 1402. A Bill for an Act to amend and reenact section 50-26-02 of the North Dakota Century Code, relating to powers and duties of the governor's council on human resources.

Introduced by Metzger.
 Introduction, first reading, 291.
 Referred to Committee on Social Welfare.
 Reported back, amended, 712, 713.
 Amendments adopted, 738.
 Engrossed, 769.
 Lost, 799.

House Bill No. 1403

House Bill No. 1403. A Bill for an Act to amend and reenact section 39-18-03 of the North Dakota Century Code, relating to the licensing of travel trailers.

Introduced by Metzger.
Introduction, first reading, 291.
Referred to Committee on Transportation.
Reported back, indefinitely postponed, 853.

House Bill No. 1404

House Bill No. 1404. A Bill for an Act providing for railroad safety standards and regulations, providing for the appointment of director of railroad safety, penalties for violation thereof, and making an appropriation to pay the costs.

Introduced by Gengler, Metzger, Gerl, Mertens.
Introduction, first reading, 291.
Referred to Committee on Transportation.
Reported back, indefinitely postponed, 576.
Motion to place on Calendar failed, 576.

House Bill No. 1405

House Bill No. 1405. A Bill for an Act relating to the rights of a holder in due course of an instrument given for the purchase of property at retail against the maker or drawer thereof.

Introduced by Gengler.
Introduction, first reading, 292.
Referred to Committee on Industry, Business and Labor.
Reported back, indefinitely postponed, 451.

House Bill No. 1406

House Bill No. 1406. A Bill for an Act to amend and reenact section 62-03-02 of the North Dakota Century Code, relating to the sale and use of dynamite.

Introduced by Boustead.
Introduction, first reading, 292.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 451.
Second reading and final passage, 484.
To Senate, 563.
Returned to House, 1005.
Indefinitely postponed, 1005.

House Bill No. 1407

House Bill No. 1407. A Bill for an Act to provide for a classification of rivers to be used for the protection and preservation of rivers in this state.

Introduced by Walsh, Dick, Weber, Solberg.
Introduction, first reading, 292.
Referred to Committee on Natural Resources.
Reported back, indefinitely postponed, 753.

House Bill No. 1408

House Bill No. 1408. A Bill for an Act to create the position of "specialist in health care delivery systems" in the state department of health, to prescribe the duties for such position, and to make an appropriation therefor.

Introduced by Mushik, Lundene, Bunker, Haugland.
Introduction, first reading, 292.
Referred to Committee on Social Welfare.
Re-referred to Committee on Appropriations, 697.
Reported back, do pass, 697.
Indefinitely postponed, 793.

House Bill No. 1409

House Bill No. 1409. A Bill for an Act to amend and reenact section 40-47-04 of the North Dakota Century Code, relating to notice of public hearings in zoning matters.

Introduced by Herman.
Introduction, first reading, 292.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 655.
Second reading and final passage, 686.
To Senate, 733.
Returned to House, 1063.
Enrolled, 1539.
Signed by Speaker, 1545.
To Senate, 1547.
Returned to House, 1558.
Sent to Governor, 1559.

House Bill No. 1410

House Bill No. 1410. A Bill for an Act to amend and reenact section 54-27-10 of the North Dakota Century Code, relating to the availability of appropriations and the allocation of same.

Introduced by Wagner.
Introduction, first reading, 292.
Referred to Committee on State and Federal Government.
Re-referred to Committee on Appropriations, 352.
Reported back, do pass, 613.
Second reading and final passage, 659.
To Senate, 733.
Returned to House, 1143.
Enrolled, 1539.
Signed by Speaker, 1545.
To Senate, 1547.
Returned to House, 1558.
Sent to Governor, 1559.

House Bill No. 1411

House Bill No. 1411. A Bill for an Act to amend and reenact section 39-04-36 of the 1969 supplement to the North Dakota Century Code, relating to the transfer of registration and number plates.

Introduced by K. Erickson, Grant, Kingsbury.
Introduction, first reading, 292.
Reported back, do pass, 499.
Second reading and final passage, 548.
To Senate, 585.
Returned to House, indefinitely postponed, 1063.

House Bill No. 1412

House Bill No. 1412. A Bill for an Act to amend and reenact sections 60-02-03 and 60-02-17 of the North Dakota Century Code, relating to the public service commission's duties regarding grain and seed warehouses, and various warehouse regulations.

Introduced by DeGroot, Gackle, Gronneberg.
Introduction, first reading, 292.
Referred to Committee on Agriculture.
Reported back, indefinitely postponed, 648.

House Bill No. 1413

House Bill No. 1413. A Bill for an Act to amend and reenact subsections 2 and 3 of section 23-25-02 and section 61-28-03 of the North Dakota Century Code, relating to the membership of the state air pollution control advisory council and the state water pollution control board.

Introduced by Wilkie, McGauvran, McGeehan, Olienyk, Raymond.
Introduction, first reading, 293.
Referred to Committee on Natural Resources.
Reported back, amended, 713.
Amendments adopted, 738.
Engrossed, 769.
Second reading and final passage, 799.
To Senate, 896.
Returned to House, 1091.
Enrolled, 1363.
Signed by Speaker, 1419.
To Senate, 1437.
Returned to House, 1513.
Sent to Governor, 1516.

House Bill No. 1414

House Bill No. 1414. A Bill for an Act to amend and reenact section 26-15-13 of the North Dakota Century Code, relating to the territorial limits, policy terms, and insurable property of county mutual insurance companies.

Introduced by Laughlin, Giffey, Berg, Tweten.
Introduction, first reading, 293.
Referred to Committee on Industry, Business and Labor.
Reported back, amended, 452.
Amendments adopted, 467.
Engrossed, 495.
Second reading and final passage, 516.
To Senate, 584.
Returned to House, failed to pass, 1336.

House Bill No. 1415

House Bill No. 1415. A Bill for an Act to amend and reenact sections 57-02-27 and 57-02-28 of the North Dakota Century Code, to provide that the basis for the assessment of land shall be current usage.

Introduced by Dornacker.
Introduction, first reading, 293.
Referred to Committee on Finance and Taxation.
Withdrawn, 478.

House Bill No. 1416

House Bill No. 1416. A Bill for an Act to amend and reenact subsection 1 of section 15-59-01 and section 15-59-07 of the 1969 Supplement to the North Dakota Century Code, relating to special education of exceptional children.

Introduced by Mushik, Boustead, L. Hausauer.
 Introduction, first reading, 293.
 Referred to Committee on Education.
 Reported back, amended, 758.
 Amendments adopted, 781.
 Engrossed, 811.
 Second reading and final passage, 863.
 Clincher, 864.
 To Senate, 896.
 Returned to House, indefinitely postponed, 1248.

House Bill No. 1417

House Bill No. 1417. A Bill for an Act relating to notice by the state board of equalization of certain increases in real estate assessments, and to amend and reenact section 57-11-03 of the North Dakota Century Code, relating to notice by city boards of equalization.

Introduced by Dornacker.
 Introduction, first reading, 293.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 783.

House Bill No. 1418

House Bill No. 1418. A Bill for an Act to amend and reenact section 57-23-04 of the North Dakota Century Code, relating to the abatement or refund of property taxes; section 57-23-06 of the North Dakota Century Code, relating to the hearing on abatement applications; section 57-23-07 of the North Dakota Century Code, relating to the compromise of a property tax, and section 57-23-08 of the North Dakota Century Code, relating to the effective date of abatement actions.

Introduced by Dornacker.
 Introduction, first reading, 293.
 Referred to Committee on Finance and Taxation.
 Re-referred to Committee on Finance and Taxation, 453.
 Reported back, indefinitely postponed, 427.
 Adoption of Committee report reconsidered, 453.
 Reported back, amended, 625, 626.
 Amendments adopted, 656.
 Engrossed, 673.
 Second reading and final passage, 686.
 To Senate, 733.
 Returned to House, 1249.
 Enrolled, 1599.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1419

House Bill No. 1419. A Bill for an Act to amend and reenact section 11-28-06 of the North Dakota Century Code, relating to county park levies, and section 58-17-02 of the North Dakota Century Code, relating to township park tax levies.

Introduced by Henning, L. Larson, Henry.
 Introduction, first reading, 293.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 511.

House Bill No. 1420

House Bill No. 1420. A Bill for an Act to provide that all wires which support utility poles of public and private utility companies be made visible at night.

Introduced by H. Johnson, Kingsbury, Lundene.

Introduction, first reading, 294.

Referred to Committee on Industry, Business and Labor.

Withdrawn, 705.

House Bill No. 1421

House Bill No. 1421. A Bill for an Act to amend and reenact section 18-10-06 of the North Dakota Century Code, relating to the powers and duties of directors of rural fire protection districts, and section 18-10-10 of the North Dakota Century Code, relating to contracts of rural fire protection districts.

Introduced by E. Miller.

Introduction, first reading, 294.

Referred to Committee on Political Subdivisions.

Reported back, do pass, 511.

Second reading and final passage, 560.

To Senate, 585.

Returned to House, 1091.

Enrolled, 1363.

Signed by Speaker, 1419.

To Senate, 1437.

Returned to House, 1513.

Sent to Governor, 1516.

House Bill No. 1422

House Bill No. 1422. A Bill for an Act to amend and reenact section 35-27-02 of the North Dakota Century Code, relating to mechanics' liens.

Introduced by Thorsgard.

Introduction, first reading, 294.

Referred to Committee on Judiciary.

Reported back, do pass, 655.

Second reading and final passage, 687.

To Senate, 733.

Returned to House, indefinitely postponed, 1114.

House Bill No. 1423

House Bill No. 1423. A Bill for an Act to amend and reenact section 57-50-01 of the North Dakota Century Code, relating to refund of fuel tax.

Introduced by Glaspey, K. Erickson.

Introduction, first reading, 294.

Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 452.

House Bill No. 1424

House Bill No. 1424. A Bill for an Act to provide for the determination of the fair market rental value of certain properties, and to amend and reenact subsection 4 of section 49-01-01 of the North Dakota Century Code, relating to the definition of rate.

Introduced by Fleming, Halcrow.
 Introduction, first reading, 294.
 Referred to Committee on Industry, Business and Labor.
 Reported back, indefinitely postponed, 452.
 Motion to place on Calendar prevailed, 452.
 Second reading and final passage, 484.
 Clincher, 485.
 To Senate, 563.
 Returned to House, indefinitely postponed, 1005.

House Bill No. 1425

House Bill No. 1425. A Bill for an Act to amend and reenact subsection 5 of section 39-04-19 of the North Dakota Century Code, relating to the registration of farm trucks.

Introduced by Giffey.
 Introduction, first reading, 294.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 853.

House Bill No. 1426

House Bill No. 1426. A Bill for an Act to create and enact section 10-06-07, 10-06-08 and 10-06-09 of the North Dakota Century Code, relating to corporate food processors and retailers engaging in farming and providing a penalty, actions for damages and injunctive relief.

Introduced by E. Miller.
 Introduction, first reading, 294.
 Referred to Committee on Agriculture.
 Motion to place on Calendar failed, 817.
 Reported back, indefinitely postponed, 817.

House Bill No. 1427

House Bill No. 1427. A Bill for an Act authorizing certain city governing bodies to impose a sales tax of not to exceed five percent on the leasing and rental of hotel, motel and tourist court accommodations and providing for the collection and use of such monies.

Introduced by Boustead.
 Introduction, first reading, 294.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 511.

House Bill No. 1428

House Bill No. 1428. A Bill for an Act to amend and reenact section 7-04-23 of the North Dakota Century Code, relating to the destruction of records of savings and loan associations.

Introduced by Boustead.
 Introduction, first reading, 294.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 455.
 Second reading and final passage, 486.
 To Senate, 563.
 Returned to House, 1169. Amended, 1169.
 Rules suspended, properly engrossed, placed on final passage, 1225.
 House concurs, 1225.
 Engrossed, 1599.
 Enrolled, 1599.
 Signed by Speaker, 1602.
 To Senate, 1604.

Returned to House, 1606.
Sent to Governor, 1608.

House Bill No. 1429

House Bill No. 1429. A Bill for an Act to provide for allocation of the assessed value and tax on a lot or tract of land and the improvements thereon between lessor and lessee.

Introduced by Boustead.
Introduction, first reading, 295.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 455.

House Bill No. 1430

House Bill No. 1430. A Bill for an Act to repeal subsection 9 of section 52-06-02 of the North Dakota Century Code, relating to disqualification for benefits.

Introduced by Gengler, Gerl.
Introduction, first reading, 295.
Referred to Committee on Social Welfare.
Re-referred to Committee on Industry, Business and Labor, 372.
Reported back, do pass, 793.
Second reading and final passage, 864.
Clincher, 865.
To Senate, 896.
Returned to House, 1143.
Enrolled, 1363.
Signed by Speaker, 1419.
To Senate, 1437.
Returned to House, 1513.
Sent to Governor, 1516.

House Bill No. 1431

House Bill No. 1431. A Bill for an Act to provide a method for determining the assessed valuation of agricultural land for tax purposes.

Introduced by Henry, W. Erickson.
Introduction, first reading, 295.
Referred to Committee on Finance and Taxation.
Reported back, amended, 818.
Amendments adopted, 875.
Engrossed, 895.
Second reading and final passage, 900.
Clincher, 901.
Motion to reprint bill prevailed, 916.
To Senate, 919.
Returned to House, indefinitely postponed, 1230.

House Bill No. 1432

House Bill No. 1432. A Bill for an Act to amend and reenact subdivision b of subsection 2 of section 39-04-18 of the 1969 Supplement to the North Dakota Century Code, relating to motor vehicles exempt from registration fees.

Introduced by Boustead, Boyum.
Introduction, first reading, 295.
Referred to Committee on Transportation.
Reported back, do pass, 499.
Second reading and final passage, 548.
To Senate, 585.
Returned to House, indefinitely postponed, 1063.

House Bill No. 1433

House Bill No. 1433. A Bill for an Act to provide for the suspension or revocation of certificates of title to motor vehicles.

Introduced by Boustead, Boyum.
 Introduction, first reading, 295.
 Referred to Committee on Transportation.
 Reported back, do pass, 499.
 Second reading and final passage, 549.
 To Senate, 585.
 Returned to House, 952, 1249. Amended, 1249, 1250.
 Rules suspended, properly engrossed, placed on final passage, 1351.
 House concurs, 1351.
 Senate requests return, 1177.
 Returned to Senate, 1181.
 Enrolled, 1125, 1599.
 Engrossed, 1599.
 Signed by Speaker, 1145, 1602.
 To Senate, 1167, 1604.
 Returned to House, 1172, 1606.
 Sent to Governor, 1172, 1608.
 Motion to have bill returned from Governor's office prevailed, 1177.
 Returned to House, 1181.

House Bill No. 1434

House Bill No. 1434. A Bill for an Act to amend and reenact section 39-04-44 of the 1969 supplement to the North Dakota Century Code relating to registration credits on destroyed vehicles.

Introduced by Boustead, Boyum.
 Introduction, first reading, 295.
 Referred to Committee on Transportation.
 Reported back, do pass, 499.
 Reported back, amended, 1426.
 Second reading and final passage, 549.
 To Senate, 585.
 Returned to House, 1027. Amended, 1027, 1028.
 House concurs, 1062.
 Motion to reconsider Senate amendments prevailed, 1071.
 Conference Committee, House, 1088.
 Conference Committee, Senate, 1141.
 Consideration of Conference Committee report, delayed, 1426.
 Conference Committee report, House adopts, 1426.
 Rules suspended, properly engrossed, placed on final passage, 1427.
 Conference Committee report, Senate adopts, 1471.
 Engrossed, 1599.
 Enrolled, 1599.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1435

House Bill No. 1435. A Bill for an Act to amend and reenact section 39-04-13 of the 1969 supplement to the North Dakota Century Code, relating to number plates, tabs, stickers or registration card for motor vehicles.

Introduced by Boustead, Boyum.
 Introduction, first reading, 295.
 Referred to Committee on Transportation.
 Reported back, do pass, 542.
 Second reading and final passage, 573.

To Senate, 640.
 Returned to House, 1091.
 Enrolled, 1363.
 Signed by Speaker, 1419.
 To Senate, 1437.
 Returned to House, 1513.
 Sent to Governor, 1516.

House Bill No. 1436

House Bill No. 1436. A Bill for an Act to create and enact section 23-01-17 of the North Dakota Century Code, relating to authority for the state health council to make rules and regulations concerning noise that is hazardous to health and safety.

Introduced by Walsh, Dick, Henry, Livingston.
 Introduction, first reading, 295.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 653.
 Motion to lay over one legislative day prevailed, 1267.
 Rules suspended, properly engrossed, placed on final passage, 1390.
 Second reading and final passage, 687, 1399.
 Clincher failed, 688, 1399.
 Lost, 1390.
 Reconsidered, 1399.
 To Senate, 733.
 Returned to House, 1285. Amended, 1285.
 House concurs, 1267.
 Engrossed, 1599.
 Enrolled, 1599.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1437

House Bill No. 1437. A Bill for an Act to amend and reenact section 39-04A-03 of the North Dakota Century Code relating to motor vehicle ton fee tags.

Introduced by Boustead, Boyum.
 Introduction, first reading, 295.
 Referred to Committee on Transportation.
 Reported back, do pass, 542.
 Second reading and final passage, 577.
 To Senate, 640.
 Returned to House, 1113. Amended, 1113.
 Rules suspended, properly engrossed, placed on final passage as amended, 1137.
 House concurs, 1137.
 Engrossed, 1364.
 Enrolled, 1364.
 Signed by Speaker, 1419.
 To Senate, 1437.
 Returned to House, 1513.
 Sent to Governor, 1516.

House Bill No. 1438

House Bill No. 1438. A Bill for an Act relating to comprehensive health planning by counties and county funding for areawide comprehensive health planning organizations.

Introduced by Atkinson, Wagner.
 Introduction, first reading, 296.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 498.
 Second reading and final passage, 726.
 To Senate, 809.
 Returned to House, 1366.
 Enrolled, 1599.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1608.

House Bill No. 1439

House Bill No. 1439. A Bill for an Act to provide for the issuance of a duplicate certificate of title to a motor vehicle.

Introduced by Boustead, Boyum.
 Introduction, first reading, 296.
 Referred to Committee on Transportation.
 Reported back, do pass, 542.
 Second reading and final passage, 578.
 To Senate, 919.
 Returned to House, 1091.
 Enrolled, 1363.
 Signed by Speaker, 1419.
 To Senate, 1437.
 Returned to House, 1513.
 Sent to Governor, 1516.

House Bill No. 1440

House Bill No. 1440. A Bill for an Act to amend and reenact sections 39-18-02 and 39-18-03 of the 1969 Supplement to the North Dakota Century Code, relating to mobile home dealers.

Introduced by Boustead, Boyum.
 Introduction, first reading, 296.
 Referred to Committee on Transportation.
 Reported back, amended, 854.
 Amendments adopted, 875.
 Engrossed, 895, 1599.
 Second reading and final passage, 902.
 Clincher, 903.
 To Senate, 919.
 Returned to House, 1285.
 Enrolled, 1599.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1609.

House Bill No. 1441

House Bill No. 1441. A Bill for an Act to amend and reenact subsection 7 of section 39-04-01 of the North Dakota Century Code, relating to the definition of commercial freighting.

Introduced by Giffey.
 Introduction, first reading, 296.
 Referred to Committee on Transportation.
 Reported back, do pass, 653.
 Second reading and final passage, 688.

To Senate, 734.
Returned to House, 1091.
Enrolled, 1363.
Signed by Speaker, 1419.
To Senate, 1437.
Returned to House, 1513.
Sent to Governor, 1516.

House Bill No. 1442

House Bill No. 1442. A Bill for an Act to repeal section 39-04-03 of the North Dakota Century Code, relating to furnishing of tire size on application for registration of trucks.

Introduced by Giffey.
Introduction, first reading, 296.
Referred to Committee on Transportation.
Reported back, do pass, 653.
Second-reading and final passage, 689.
To Senate, 734.
Returned to House, 1091.
Enrolled, 1363.
Signed by Speaker, 1419.
To Senate, 1437.
Returned to House, 1513.
Sent to Governor, 1516.

House Bill No. 1443

House Bill No. 1443. A Bill for an Act to provide for informing the motor vehicle registrar's office of name and address changes.

Introduced by Giffey.
Introduction, first reading, 296.
Referred to Committee on Transportation.
Reported back, indefinitely postponed, 542.

House Bill No. 1444

House Bill No. 1444. A Bill for an Act to amend and reenact section 39-05-09 of the 1969 supplement to the North Dakota Century Code, relating to the issuance of a title to a motor vehicle.

Introduced by Giffey.
Introduction, first reading, 296.
Referred to Committee on Transportation.
Reported back, do pass, 542.
Second reading and final passage, 478.
To Senate, 640.
Returned to House, 1091.
Enrolled, 1363.
Signed by Speaker, 1419.
To Senate, 1437.
Returned to House, 1513.
Sent to Governor, 1516.

House Bill No. 1445

House Bill No. 1445. A Bill for an Act to amend and reenact section 26-14-10 of the North Dakota Century Code, relating to the right of members of a mutual insurance company to vote by proxy.

Introduced by Bunker.
Introduction, first reading, 296.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 471.
Second reading and final passage, 516.
To Senate, 584.
Returned to House, 1171.
Enrolled, 1364.
Signed by Speaker, 1419.
To Senate, 1437.
Returned to House, 1513.
Sent to Governor, 1516.

House Bill No. 1446

House Bill No. 1446. A Bill for an Act to create and enact chapter 43-18.1 of the North Dakota Century Code, relating to the regulation of the installation of water conditioning equipment; and imposing a penalty.

Introduced by Strinden, Backes.
Introduction, first reading, 296.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 499.
Engrossed, 1599.
Rules suspended, properly engrossed, placed on final passage, 1388.
Second reading and final passage, 550.
Clincher, 551.
To Senate, 585.
Returned to House, 1325. Amended, 1328.
House concurs, 1388.
Enrolled, 1599.
Signed by Speaker, 1602.
To Senate, 1604.
Returned to House, 1606.
Sent to Governor, 1609.

House Bill No. 1447

House Bill No. 1447. A Bill for an Act to provide for periodic motor vehicle inspection, to make an appropriation therefor, providing an effective date, and providing a penalty.

Introduced by Boustead.
Introduction, first reading, 296.
Referred to Committee on Transportation.
Reported back, indefinitely postponed, 854.

House Bill No. 1448

House Bill No. 1448. A Bill for an Act to amend and reenact sections 28-24-02, 28-24-04, 28-24-07, 32-19-18, 39-19.1-04, and 35-22-20 of the North Dakota Century Code, relating to shortening the period of redemption upon foreclosure of mortgages on business properties.

Introduced by Laughlin, Atkinson, Weber, Hentges.
Introduction, first reading, 297.
Referred to Committee on Judiciary.
Reported back, amended, 765, 865.
Amendments adopted, 781, 865.
Engrossed, 811.
Re-engrossed, 865.
Second reading and final passage, 865.
Clincher, 865.
To Senate, 919.
Returned to House, indefinitely postponed, 1248.

House Bill No. 1449

House Bill No. 1449. A Bill for an Act to amend and reenact section 35-03-04 of the North Dakota Century Code, relating to Pre-requisites For Recording.

Introduced by Lundene.
Introduction, first reading, 297.
Referred to Committee on Judiciary.
Reported back, do pass, 591.
Second reading and final passage, 632.
To Senate, 694.
Returned to House, indefinitely postponed, 1114.

House Bill No. 1450

House Bill No. 1450. A Bill for an Act to create and enact a new subsection to section 34-13-01 of the North Dakota Century Code, relating to the licensing of employment agencies and to the establishment of maximum fees which may be charged for services, and to amend and reenact sections 34-13-02, 34-13-03, 34-13-04, 34-13-05, 34-13-07, 34-13-08, 34-13-09, 34-13-10, 34-13-11, and 34-13-12, and subsection 4 of section 34-13-15 of the North Dakota Century Code, relating to the transfer of the regulation of employment agencies from the attorney general to the commissioner of labor.

Introduced by Metzger.
Introduction, first reading, 297.
Referred to Committee on Industry, Business and Labor.
Reported back, amended, 499, 579.
Amendments adopted, 531, 579.
Engrossed, 567.
Re-engrossed, 579.
Second reading and final passage, 579.
To Senate, 640.
Returned to House, 1005.
Enrolled, 1234.
Signed by Speaker, 1253.
To Senate, 1253.
Returned to House, 1284.
Sent to Governor, 1289.
Approved by Governor, 1377.

House Bill No. 1451

House Bill No. 1451. A Bill for an Act to create and enact subsection 10 of section 20-02-05 of the North Dakota Century Code, providing for power of the commissioner to invest game and fish department reserve funds.

Introduced by Weber.
Introduction, first reading, 297.
Referred to Committee on Natural Resources.
Reported back, do pass, 511.
Lost, 561.
Motion to reconsider final passage failed, 801.

House Bill No. 1452

House Bill No. 1452. A Bill for an Act to amend and reenact section 40-21-09 of the North Dakota Century Code, relating to elections in cities.

Introduced by Weber.
Introduction, first reading, 297.
Referred to Committee on Judiciary.

Reported back, do pass, 571.
Second reading and final passage, 598.
To Senate, 670.
Returned to House, 1113.
Enrolled, 1539.
Signed by Speaker, 1545.
To Senate, 1547.
Returned to House, 1558.
Sent to Governor, 1559.

House Bill No. 1453

House Bill No. 1453. A Bill for an Act to amend and reenact section 15-36-16 of the North Dakota Century Code, and to repeal sections 15-38-17, 15-38-18, and 15-38-19 of the North Dakota Century Code, relating to the teachers' professional practices commission and describing its duties.

Introduced by Hentges.
Introduction, first reading, 297.
Referred to Committee on Education.
Reported back, indefinitely postponed, 613.

House Bill No. 1454

House Bill No. 1454. A Bill for an Act to amend and reenact section 15-40-17 of the North Dakota Century Code, relating to high school tuition.

Introduced by R. Peterson.
Introduction, first reading, 297.
Referred to Committee on Education.
Reported back, indefinitely postponed, 753.

House Bill No. 1455

House Bill No. 1455. A Bill for an Act to amend and reenact section 14-09-09 of the North Dakota Century Code, relating to the liability of a stepfather for support of stepchildren, and to repeal section 50-09-08.1 of the North Dakota Century Code, relating to stepfather's liability for dependent children.

Introduced by R. Peterson, Bunker, Henning.
Introduction, first reading, 297.
Referred to Committee on Social Welfare.
Reported back, amended, 654.
Amendments adopted, 681.
Engrossed, 703.
Second reading and final passage, 727.
To Senate, 809.
Returned to House, 1366.
Enrolled, 1599.
To Senate, 1604.
Returned to House, 1606.
Sent to Governor, 1609.

House Bill No. 1456

House Bill No. 1456. A Bill for an Act to create and enact sections 50-11-01.1, 50-11-01.2, and 50-11-01.3 of the North Dakota Century Code, defining a family day care home for children, a day care center for children, and providing for the use of public funds.

Introduced by R. Peterson, W. Erickson.
Introduction, first reading, 298.
Referred to Committee on Social Welfare.

Reported back, amended, 654.
 Amendments adopted, 681.
 Engrossed, 703.
 Second reading and final passage, 728.
 To Senate, 809.
 Returned to House, 1485. Amended, 1488.
 Rules suspended, properly re-engrossed, placed on final passage as amended, 1520.
 House concurs, 1520.
 Re-engrossed, 1600.
 Enrolled, 1600.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1609.

House Bill No. 1457

House Bill No. 1457. A Bill for an Act to amend and reenact section 30-20-03 of the North Dakota Century Code, relating to limitations of expenses for administration of decedents' estates.

Introduced by Shablow, McGauvran, Rundle.
 Introduction, first reading, 298.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 743.
 Substitute motion to place on Calendar failed, 743.

House Bill No. 1458

House Bill No. 1458. A Bill for an Act to authorize and direct the Bank of North Dakota to reimburse the Security State Bank of Wishek for bonds inadvertently misdescribed and sold.

Introduced by Hoffner.
 Introduction, first reading, 298.
 Referred to Committee on State and Federal Government.
 Roll call vote on motion to adopt Committee report prevailed, 475.
 Reported back, indefinitely postponed, 475.

House Bill No. 1459

House Bill No. 1459. A Bill for an Act to create and enact subsection 17 of section 54-12-01 of the North Dakota Century Code, relating to duties of the attorney general.

Introduced by Bunker, Hilleboe.
 Introduction, first reading, 298.
 Referred to Committee on State and Federal Government.
 Re-referred to Committee on Industry, Business and Labor, 335.
 Reported back, amended, 499.
 Amendments adopted, 531.
 Engrossed, 567.
 Second reading and final passage, 580.
 To Senate, 640.
 Returned to House, 952.
 Enrolled, 1125.
 Signed by Speaker, 1145.
 To Senate, 1167.
 Returned to House, 1172.
 Sent to Governor, 1172.
 Approved by Governor, 1234.

House Bill No. 1460

House Bill No. 1460. A Bill for an Act to amend and reenact sections 15-18-07 and 15-18-09 of the North Dakota Century Code, relating to state aid for junior colleges or educational centers and the method of payment.

Introduced by R. Peterson, Boustead, Hilleboe.
Introduction, first reading, 298.
Referred to Committee on Education.
Re-referred to Committee on Appropriations, 500.
Reported back, do pass, 500. Amended, 793.
Amendments adopted, 858.
Engrossed, 887.
Second reading and final passage, 893.
Clincher, 893.
To Senate, 914.
Returned to House, 1171.
Enrolled, 1599.
To Senate, 1604.
Returned to House, 1606.
Sent to Governor, 1609.

House Bill No. 1461

House Bill No. 1461. A Bill for an Act to amend and reenact section 14-06-02 of the North Dakota Century Code, relating to temporary maintenance and counsel fees in action for separation.

Introduced by Atkinson.
Introduction, first reading, 298.
Referred to Committee on Judiciary.
Reported back, do pass, 455.
Second reading and final passage, 486.
To Senate, 563.
Returned to House, 1029.
Enrolled, 1254.
Signed by Speaker, 1284.
To Senate, 1289.
Returned to House, 1298.
Sent to Governor, 1329.
Approved by Governor, 1438.

House Bill No. 1462

House Bill No. 1462. A Bill for an Act to amend and reenact section 27-05.1-09 of the North Dakota Century Code, relating to time and place of hearing on petition.

Introduced by Atkinson.
Introduction, first reading, 298.
Referred to Committee on Judiciary.
Reported back, do pass, 455.
Second reading and final passage, 487.
To Senate, 563.
Returned to House, 1029.
Enrolled, 1254.
Signed by Speaker, 1284.
To Senate, 1289.
Returned to House, 1298.
Sent to Governor, 1329.
Approved by Governor, 1438.

House Bill No. 1463

House Bill No. 1463. A Bill for an Act to repeal section 14-05-19 of the North Dakota Century Code, relating to affirmative proof required.

Introduced by Atkinson.
Introduction, first reading, 298.
Referred to Committee on Judiciary.

Reported back, do pass, 455.
Second reading and final passage, 488.
To Senate, 563.
Returned to House, 1029.
Enrolled, 1254.
Signed by Speaker, 1284.
To Senate, 1289.
Returned to House, 1298.
Sent to Governor, 1329.
Approved by Governor, 1437.

House Bill No. 1464

House Bill No. 1464. A Bill for an Act to provide for the transfer of a criminal case for trial to any county within a judicial district to insure the right of a speedy trial by jury; and declaring an emergency.

Introduced by Atkinson.
Introduction, first reading, 299.
Referred to Committee on Judiciary.
Reported back, do pass, 455.
Second reading and final passage, 488.
Emergency clause carried, 489.
To Senate, 563.
Returned to House, indefinitely postponed, 1005.

House Bill No. 1465

House Bill No. 1465. A Bill for an Act to amend and reenact section 14-05-23 of the North Dakota Century Code, relating to temporary alimony and suit money.

Introduced by Atkinson.
Introduction, first reading, 299.
Referred to Committee on Judiciary.
Reported back, do pass, 455.
Second reading and final passage, 489.
To Senate, 563.
Returned to House, 1029.
Enrolled, 1254.
Signed by Speaker, 1284.
To Senate, 1289.
Returned to House, 1298.
Sent to Governor, 1329.
Approved by Governor, 1438.

House Bill No. 1466

House Bill No. 1466. A Bill for an Act to amend and reenact subsection 3 of section 57-37-02 and subsection 2 of section 57-37-07 of the North Dakota Century Code, relating to the treatment of an annuity or other payment receivable by any beneficiary by reason of surviving the decedent and the adoption of the federal definition of powers of appointment and the effective date thereof for estate tax purposes and declaring an emergency.

Introduced by Atkinson.
Introduction, first reading, 299.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 427.

House Bill No. 1467

House Bill No. 1467. A Bill for an Act to amend and reenact section 57-20-08 of the North Dakota Century Code, relating to tax receipts for property tax purposes.

Introduced by Weber, Hilleboe, Backes.
 Introduction, first reading, 299.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 456.
 Amendments adopted, 479.
 Engrossed, 495.
 Second reading and final passage, 518.
 To Senate, 584.
 Returned to House, failed to pass, 1285.

House Bill No. 1468

House Bill No. 1468. A Bill for an Act to amend and reenact sections 57-38-09.1 and 57-38-34 of the North Dakota Century Code, relating to the due date for filing tax returns by tax exempt organizations and cooperatives and providing for an effective date.

Introduced by Giffey.
 Introduction, first reading, 299.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 427.
 Second reading and final passage, 463.
 To Senate, 527.
 Returned to House, 980.
 Enrolled, 1254.
 Signed by Speaker, 1284.
 To Senate, 1289.
 Returned to House, 1298.
 Sent to Governor, 1329.
 Approved by Governor, 1438.

House Bill No. 1469

House Bill No. 1469. A Bill for an Act to amend and enact section 57-37-29 of the North Dakota Century Code, relating to depositories and retention, transfer or release of a decedent's assets.

Introduced by Boustead.
 Introduction, first reading, 299.
 Referred to Committee on Judiciary.
 Reported back, amended, 766, 767.
 Amendments adopted, 782.
 Engrossed, 811.
 Second reading and final passage, 866, 1349.
 Clincher, 866.
 Motion to reprint prevailed, 866.
 To Senate, 896.
 Returned to House, 1336. Amended, 1338.
 House concurs, 1349.
 Rules suspended, properly re-engrossed, placed on final passage, 1349.
 Re-engrossed, 1600.
 Enrolled, 1600.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1609.

House Bill No. 1470

House Bill No. 1470. A Bill for an Act to amend and reenact section 39-10-47 of the North Dakota Century Code, relating to the stopping of a vehicle upon a highway.

Introduced by Giffey.
 Introduction, first reading, 299.

Referred to Committee on Transportation.
Reported back, indefinitely postponed, 681.

House Bill No. 1471

House Bill No. 1471. A Bill for an Act to create and enact section 20-03-12.1 of the North Dakota Century Code, relating to a trout stamp.

Introduced by Weber.
Introduction, first reading, 299.
Referred to Committee on Natural Resources.
Reported back, amended, 819.
Amendments adopted, 875.
Engrossed, 895.
Lost, 903.

House Bill No. 1472

House Bill No. 1472. A Bill for an Act to create and enact section 49-07-05.1 of the North Dakota Century Code, relating to violations of gas safety standards and providing monetary penalties therefor.

Introduced by Fleming.
Introduction, first reading, 299.
Referred to Committee on State and Federal Government.
Reported back, do pass, 475.
Second reading and final passage, 518.
To Senate, 584.
Returned to House, 952.
Enrolled, 1047.
Signed by Speaker, 1066.
To Senate, 1067.
Returned to House, 1090.
Sent to Governor, 1092.
Approved by Governor, 1178.

House Bill No. 1473

House Bill No. 1473. A Bill for an Act to amend and reenact sections 40-01-09 and 40-01-11 of the North Dakota Century Code, relating to publication of legal notices in municipalities without a newspaper.

Introduced by Dornacker.
Introduction, first reading, 300.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 655.
Second reading and final passage, 689.
To Senate, 734.
Returned to House, 1197.
Enrolled, 1599.
To Senate, 1604.
Returned to House, 1606.
Sent to Governor, 1609.

House Bill No. 1474

House Bill No. 1474. A Bill for an Act to amend and reenact subsection 1 of section 11-31-03 and sections 24-08-01 and 24-08-03 of the North Dakota Century Code, relating to construction of county bridges.

Introduced by Dornacker.
Introduction, first reading, 300.

Referred to Committee on Political Subdivisions.
Reported back, indefinitely postponed, 681.

House Bill No. 1475

House Bill No. 1475. A Bill for an Act to amend and reenact subsections 1 and 2 of section 57-38-66 of the North Dakota Century Code, relating to the business privilege tax imposed on individuals, estates, trusts, and corporations.

Introduced by Dornacker.
Introduction, first reading, 300.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 500.
Second reading and final passage, 551.
To Senate, 585.
Returned to House, indefinitely postponed, 1114.

House Bill No. 1476

House Bill No. 1476. A Bill for an Act to amend and reenact section 57-02-27 and subsection 1 of section 57-02-34 of the North Dakota Century Code, relating to the assessment of property at full value and to the method of assessment; and stating legislative intent in regard thereto.

Introduced by Dornacker.
Introduction, first reading, 300.
Referred to Committee on Finance and Taxation.
Reported back, amended, 793, 794.
Amendments adopted, 858.
Engrossed, 887.
Lost, 893.
Second reading and final passage, 901.
Motion to reconsider the action by which the bill lost prevailed, 901.
Clincher, 902.
To Senate, 914.
Motion to reprint as a bill, 916.
Returned to House, indefinitely postponed, 1248.

House Bill No. 1477

House Bill No. 1477. A Bill for an Act to amend and reenact section 34-01-14 of the North Dakota Century Code, relating to the Right to Work Law.

Introduced by Gerl.
Introduction, first reading, 300.
Referred to Committee on Industry, Business and Labor.
Reported back, indefinitely postponed, 794.

House Bill No. 1478

House Bill No. 1478. A Bill for an Act to amend and reenact section 39-09-01, subsection 1 of section 39-10-11, and subsection 1 of section 39-21-36 of the North Dakota Century Code, relating to the care required in operating a vehicle, to the overtaking of a vehicle on the left, and to the equipment of horns and warning devices.

Introduced by Giffey, Grant.
Introduction, first reading, 300.
Referred to Committee on Transportation.
Reported back, do pass, 698.

Second reading and final passage, 728.
 To Senate, 809.
 Returned to House, 1113. Amended, 1113.
 Rules suspended, properly engrossed, placed on final passage as amended, 1138.
 House concurs, 1138.
 Engrossed, 1539.
 Enrolled, 1539.
 Signed by Speaker, 1545.
 To Senate, 1548.
 Returned to House, 1559.
 Sent to Governor, 1560.

House Bill No. 1479

House Bill No. 1479. A Bill for an Act to amend and reenact sections 15-03-04 and 15-06-01, subdivision h of subsection 2 of section 15-39-01, sections 15-47-02, 25-07-01, 25-07-05, and 25-07-07 of the North Dakota Century Code, and to amend and reenact section 15-34.1-02 as contained in section 5 of House Bill No. 1045, as approved by the forty-second legislative assembly, deleting the words "and dumb" from the phrase "deaf and dumb" and substituting the word "deaf" for the word "mute", and to amend and reenact section 25-07-04 of the North Dakota Century Code, relating to the age at which deaf children shall be allowed to attend the school for the deaf.

Introduced by Mertens.
 Introduction, first reading, 300.
 Referred to Committee on Education.
 Reported back, do pass, 476.
 Second reading and final passage, 519.
 To Senate, 584.
 Returned to House, 952.
 Enrolled, 1125.
 Signed by Speaker, 1145.
 To Senate, 1167.
 Returned to House, 1172.
 Sent to Governor, 1172.
 Approved by Governor, 1234.

House Bill No. 1480

House Bill No. 1480. A Bill for an Act to amend and reenact subsections 1 and 2 of section 39-24-09 of the North Dakota Century Code, relating to operation of snowmobiles and prohibiting unauthorized snowmobiles from railroad right of way.

Introduced by Olienyk, Gengler.
 Introduction, first reading, 301.
 Referred to Committee on Transportation.
 Reported back, do pass, 854.
 Second reading and final passage, 876.
 Clincher, 877.
 To Senate, 914.
 Returned to House, indefinitely postponed, 1063.

House Bill No. 1481

House Bill No. 1481. A Bill for an Act to authorize the state board of higher education to transfer the custody and control of certain land presently under the custody and control of the Dickinson sub-station of the North Dakota state agricultural experiment station to Dickinson state college for use by said college, and providing an appropriation.

Introduced by Olienyk.
 Introduction, first reading, 301.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 648.

House Bill No. 1482

House Bill No. 1482. A Bill for an Act to amend and reenact section 53-04-02; section 53-04-03; section 53-04-04; and section 53-04-06 of the North Dakota Century Code, relating to licensing of amusement games and devices.

Introduced by Gackle, Herman.
 Introduction, first reading, 301.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 471.
 Second reading and final passage, 517.
 To Senate, 584.
 Returned to House, 1029.
 Enrolled, 1254.
 Signed by Speaker, 1284.
 To Senate, 1289.
 Returned to House, 1298.
 Sent to Governor, 1329.
 Approved by Governor, 1439.

House Bill No. 1483

House Bill No. 1483. A Bill for an Act to amend and reenact sections 24-17-03, 24-17-04, 24-17-05, 24-17-06, 24-17-09, 24-17-10, 24-17-11 and 24-17-12 of the 1969 Supplement to the North Dakota Century Code and to create and enact subsection 7 of section 24-17-02, relating to the membership on and jurisdiction of the highway corridor board and to prescribe an effective date.

Introduced by Gronneberg, Rocheleau.
 Introduction, first reading, 301.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 500.

House Bill No. 1484

House Bill No. 1484. A Bill for an Act to provide that state agencies shall render reasonable assistance to the convention; and that the director of institutions shall provide space for the convention; and to amend and reenact section 9 of chapter 462 of the 1969 Session Laws of the state of North Dakota, relating to the periods during which the constitutional convention can meet in plenary session.

Introduced by Hoffner, Streibel.
 Introduction, first reading, 301.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 355.
 Second reading and final passage, 391.
 To Senate, 444.
 Returned to House, 1169. Amended, 1169, 1171.
 House does not concur, 1222.
 Conference Committee, House, 1229.
 Conference Committee, Senate, 1254.
 Rules suspended, properly engrossed, placed on final passage, 1425.
 Clincher, 1426.
 Conference Committee report, House adopts, 1425.

Conference Committee report, Senate adopts, 1471.
Enrolled, 1599.
To Senate, 1604.
Returned to House, 1606.
Sent to Governor, 1609.

House Bill No. 1485

House Bill No. 1485. A Bill for an Act to amend and reenact subsections 4 and 5 of section 15-38.1-02, sections 15-38.1-08, 15-38.1-10, subsection 3 of section 15-38.1-11, subsection 2 of section 15-38.1-13, and subsection 2, of section 15-38.1-14 of the North Dakota Century Code, relating to teachers representation and negotiation.

Introduced by Knudson.
Introduction, first reading, 301.
Referred to Committee on Education.
Reported back, indefinitely postponed, 794.

House Bill No. 1486

House Bill No. 1486. A Bill for an Act to amend and reenact section 12-01-13 of the North Dakota Century Code, relating to the disposition of fines, forfeitures, pecuniary penalties and bail forfeitures.

Introduced by Henry, Hilleboe.
Introduction, first reading, 301.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 591.

House Bill No. 1487

House Bill No. 1487. A Bill for an Act to create and enact subsection 3 of section 18-11-15 of the North Dakota Century Code, and to amend and reenact subsection 2 of section 18-11-15 and sections 18-11-18 and 18-11-23 of the North Dakota Century Code, relating to the alternate firemen's relief association plan.

Introduced by Hentges, Wagner.
Introduction, first reading, 302.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 656.
Second reading and final passage, 690.
To Senate, 734.
Returned to House, 1197.
Enrolled, 1599.
Signed by Speaker, 1602.
To Senate, 1604.
Returned to House, 1606.
Sent to Governor, 1609.

House Bill No. 1488

House Bill No. 1488. A Bill for an Act to amend and reenact subsection 21 of section 11-15-07 of the North Dakota Century Code, relating to sheriff's fees.

Introduced by Metzger.
Introduction, first reading, 307.
Referred to Committee on Political Subdivisions.
Withdrawn, 651.

House Bill No. 1489

House Bill No. 1489. A Bill for an Act to amend and reenact subsection 6 of section 21-03-07 of the North Dakota Century Code, relating to authorization for school districts.

Introduced by R. Peterson.
Introduction, first reading, 302.
Referred to Committee on Education.
Reported back, indefinitely postponed, 500.

House Bill No. 1490

House Bill No. 1490. A Bill for an Act to create and enact a new section to chapter 16-07 of the North Dakota Century Code, relating to forms of special election ballot; and to amend and reenact sections 16-03-01, 16-11-05 and 16-11-06 of the North Dakota Century Code, relating to nominations of candidates, form of general election ballot, and arrangement of names on ballots.

Introduced by Fleming, Grant, K. Erickson.
Introduction, first reading, 302.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 743.
Substitute motion to place on Calendar failed, 743.

House Bill No. 1491

House Bill No. 1491. A Bill for an Act to amend and reenact sections 15-18-03 and 15-18-04.1 of the North Dakota Century Code, relating to tuition and fees at junior colleges and off-campus educational centers, and to amend and reenact section 15-55-18 of the North Dakota Century Code, relating to bond issues for junior colleges and off-campus educational centers.

Introduced by Hildebrand, Mertens.
Introduction, first reading, 302.
Referred to Committee on Education.
Reported back, do pass, 500.
Second reading and final passage, 551.
To Senate, 585.
Returned to House, 1029.
Enrolled, 1254.
Signed by Speaker, 1284.
To Senate, 1289.
Returned to House, 1298.
Sent to Governor, 1329.
Approved by Governor, 1439.

House Bill No. 1492

House Bill No. 1492. A Bill for an Act to provide and appropriate funds for the payment of adjusted compensation payments to North Dakota veterans of the Vietnam conflict and to the industrial commission for the issuance of bonds; providing for the issuance, sale, and delivery of general obligation bonds; creating a sinking fund; and providing for a surtax and fund transfers for the servicing and retirement of such bonds; and declaring an emergency.

Introduced by Dornacker.
Introduction, first reading, 302.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 819. Amended, 1580, 1583.
Second reading and final passage, 877.
Clincher, 877.

To Senate, 914.
Amendments adopted, 1583.
Rules suspended, properly re-engrossed, placed on final passage, 1583.
Emergency clause failed, 1584.
Returned to House, 1485. Amended, 1488.
House does not concur, 1483.
Conference Committee, House, 1483.
Conference Committee, Senate, 1523.
Conference Committee report, House adopts, 1583.
Conference Committee report, Senate adopts, 1590.
Enrolled, 1599.
Signed by Speaker, 1602.
To Senate, 1604.
Returned to House, 1606.
Sent to Governor, 1609.

House Bill No. 1493

House Bill No. 1493. A Bill for an Act to create and enact subsection 4 to section 29-09-09 of the North Dakota Century Code, relating to when a grand jury may be called and to create and enact section 29-10-28.1 of the North Dakota Century Code, relating to the employment of an attorney to assist the states attorney.

Introduced by Backes.
Introduction, first reading, 302.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 783.

House Bill No. 1494

House Bill No. 1494. A Bill for an Act to provide that every owner or operator of a commercial mobile home park shall offer an option to lease or rent on a month-to-month basis to each prospective tenant, and providing a penalty.

Introduced by Winge.
Introduction, first reading, 302.
Referred to Committee on Industry, Business and Labor.
Reported back, indefinitely postponed, 626.

House Bill No. 1495

House Bill No. 1495. A Bill for an Act to create and enact sections 15-65-05, 15-65-06, 15-65-07, 15-65-08, 15-65-09, 15-65-10, and 15-65-11 of the North Dakota Century Code, providing for a tax on all television sets in the state of North Dakota; to create and enact subsections 10, 11, 12, and 13 of section 15-65-03 of the North Dakota Century Code, relating to the owning and operation of educational broadcasting stations; and to amend and reenact section 15-65-04 of the North Dakota Century Code, relating to prohibitions of the educational broadcasting council; and providing a penalty.

Introduced by Bunker, Backes, Boustead, R. Peterson.
Introduction, first reading, 303.
Referred to Committee on Finance and Taxation.
Re-referred to Committee on Education, 320.
Reported back, divided, 754. Minority to amend, 754.
Majority to indefinitely postpone, 754.
Clincher failed, 754.
Report of minority be substituted for that of majority failed, 754.

House Bill No. 1496

House Bill No. 1496. A Bill for an Act to amend and reenact section 10-31-04 of the North Dakota Century Code, relating to the professional incorporation of architects and engineers.

Introduced by Atkinson.
Introduction, first reading, 303.
Referred to Committee on Industry, Business and Labor.
Reported back, amended, 456.
Amendments adopted, 479.
Engrossed, 495.
Second reading and final passage, 520.
To Senate, 584.
Returned to House, 1029.
Enrolled, 1254.
Signed by Speaker, 1284.
To Senate, 1289.
Returned to House, 1298.
Sent to Governor, 1329.
Approved by Governor, 1439.

House Bill No. 1497

House Bill No. 1497. A Bill for an Act to amend and reenact section 15-40.1-06 of the North Dakota Century Code, as contained in section 7 of House Bill No. 1045, relating to foundation program payments.

Introduced by R. Peterson, Hildebrand.
Introduction, first reading, 303.
Referred to Committee on Education.
Re-referred to Committee on Appropriations, 754.
Reported back, amended, 819.
Statement of purpose of amendment, 819.
Amendments adopted, 875.
Second reading and final passage, 903.
Clincher, 904.
To Senate, 919.
Returned to House, indefinitely postponed, 1496.

House Bill No. 1498

House Bill No. 1498. A Bill for an Act to amend and reenact sections 15-63-01 and 15-63-05 of the North Dakota Century Code relating to the state board of Indian scholarships and scholarship payments.

Introduced by Raymond, Wilkie, Giffey.
Introduction, first reading, 303.
Referred to Committee on Education.
Reported back, amended, 757.
Amendments adopted, 782.
Engrossed, 811.
Second reading and final passage, 866.
Clincher, 867.
To Senate, 896.
Returned to House, 1249.
Enrolled, 1539.
Signed by Speaker, 1545.
To Senate, 1548.
Returned to House, 1559.
Sent to Governor, 1559.

House Bill No. 1499

House Bill No. 1499. A Bill for an Act to amend and reenact Section 49-18-02 of the North Dakota Century Code by creating a new subsection relating to exemption from regulation under the provisions of Chapter 49-18 of the transportation of agricultural commodities from the farm to the processing plant.

Introduced by L. Larson.
Introduction, first reading, 303.
Referred to Committee on Agriculture.
Re-referred to Committee on Transportation, 674.
Withdrawn, 856.

House Bill No. 1500

House Bill No. 1500. A Bill for an Act to define "justified medical termination of pregnancy"; to amend and reenact sections 12-25-01, 12-25-02, and 12-25-04 of the North Dakota Century Code, relating to abortion; to set a residency requirement therefor; and providing a penalty.

Introduced by Eagles, Stone.
Introduction, first reading, 303.
Referred to Committee on Social Welfare.
Reported back, indefinitely postponed, 511.

House Bill No. 1501

House Bill No. 1501. A Bill for an Act to provide for matching funds to school districts for teacher retirement, and to amend section 15-39.1-09 of the North Dakota Century Code, as contained in House Bill No. 1517, as approved by the Forty-second Legislative Assembly, relating to membership and assessments in the teachers' fund for retirement.

Introduced by Knudson, Hildebrand, R. Peterson.
Introduction, first reading, 303.
Referred to Committee on Education.
Re-referred to Committee on Appropriations, 820.
Reported back, amended, 819, 820, 842.
Rules suspended, placed on sixth order, 820.
Statement of purpose of amendment, 843.
Amendments adopted, 820, 875.
Engrossed, 895.
Clincher, 908.
Motion to reprint bill prevailed, 908.
To Senate, 919.
Second reading and final passage, 997.
Returned to House, indefinitely postponed, 1496.

House Bill No. 1502

House Bill No. 1502. A Bill for an Act to create and enact subsection 3 of section 54-27-19 of the North Dakota Century Code, and to amend and reenact subsection 1 and subdivision a of subsection 2 of section 54-27-19 of the North Dakota Century Code, relating to the allocation of the highway tax distribution fund.

Introduced by Weber, Gackle, Kingsbury, Shablow, Stoltenow.
Introduction, first reading, 304.
Referred to Committee on Transportation.
Reported back, divided, 543.
Minority do pass, 543.
Majority to indefinitely postpone, 543, 544.
Report of minority be substituted for that of the majority failed, 543.
Clincher, 544.

House Bill No. 1503

House Bill No. 1503. A Bill for an Act setting forth minimum wage standards for employees of the state of North Dakota.

Introduced by Metzger, Halcrow, Olienyk, DeGroot, Lundene.

Introduction, first reading, 304.

Referred to Committee on Industry, Business and Labor.

Reported back, amended, 626.

Amendments adopted, 656.

Engrossed, 673.

Rules suspended, properly re-engrossed, placed on final passage as amended, 1504.

Second reading and final passage, 691.

To Senate, 734.

Returned to House, 1485. Amended, 1491.

House concurs, 1504.

Enrolled, 1600.

Signed by Speaker, 1602.

To Senate, 1604.

Returned to House, 1606.

Sent to Governor, 1609.

House Bill No. 1504

House Bill No. 1504. A Bill for an Act to amend and reenact chapter 157 of the 1967 Session Laws of North Dakota, relating to college building fund appropriations.

Introduced by Committee on Appropriations.

Introduction, first reading, 304.

Referred to Committee on Appropriations.

Reported back, indefinitely postponed, 794.

House Bill No. 1505

House Bill No. 1505. A Bill for an Act to amend and reenact sections 54-36-01 and 54-36-05 of the North Dakota Century Code relating to the North Dakota Indian affairs commission and its powers and duties.

Introduced by Raymond, Wilkie, Giffey.

Introduction, first reading, 304.

Referred to Committee on State and Federal Government.

Reported back, do pass, 476.

Second reading and final passage, 520.

To Senate, 585.

Returned to House, 952.

Enrolled, 1047.

Signed by Speaker, 1066.

To Senate, 1067.

Returned to House, 1090.

Sent to Governor, 1092.

Approved by Governor, 1178.

House Bill No. 1506

House Bill No. 1506. A Bill for an Act to amend and reenact subsection 2 of section 39-08-01 of the North Dakota Century Code, relating to the penalty for driving or being in actual physical control of any vehicle upon a highway while under the influence of a narcotic drug or under the influence of intoxicating liquor.

Introduced by R. Peterson, Atkinson.

Introduction, first reading, 304.

Referred to Committee on Judiciary.

Reported back, amended, 698.
 Amendments adopted, 718.
 Engrossed, 737.
 Second reading and final passage, 761.
 To Senate, 873.
 Returned to House, indefinitely postponed, 1285.

House Bill No. 1507

House Bill No. 1507. A Bill for an Act to establish a division of corrections and to provide for the selection, powers and duties of the director and to repeal chapters 12-48 and 12-49 of the North Dakota Century Code relating to employment of inmates and the twine and cordage plant.

Introduced by Eagles, Mushik.
 Introduction, first reading, 304.
 Referred to Committee on State and Federal Government.
 Re-referred to Committee on Social Welfare, 539.
 Reported back, amended, 833, 842.
 Reported back, indefinitely postponed, 476.
 Motion to place on Calendar failed on division vote, 476.
 Adoption of Committee report reconsidered, 539.
 Amendments adopted, 876.
 Engrossed, 895.
 Lost, 904.
 Request for ruling as sections not requiring a 2/3's majority vote, 906.

House Bill No. 1508

House Bill No. 1508. A Bill for an Act to amend and reenact subsections 7, 8, 9, and 10 of section 20-03-12 of the North Dakota Century Code, relating to the schedule of fees for fishing licenses; and to provide for an effective date.

Introduced by Miedema.
 Introduction, first reading, 304.
 Referred to Committee on Natural Resources.
 Reported back, amended, 698.
 Amendments adopted, 718.
 Engrossed, 737.
 Second reading and final passage, 762.
 To Senate, 873.
 Returned to House, 1091.
 Enrolled, 1363.
 Signed by Speaker, 1419.
 To Senate, 1437.
 Returned to House, 1513.
 Sent to Governor, 1516.

House Bill No. 1509

House Bill No. 1509. A Bill for an Act to create and enact subsection 9 of section 15-35-02 of the North Dakota Century Code, relating to standards for the construction of school buildings.

Introduced by Stoltenow, G. Larson, Olienyk, Halcrow.
 Introduction, first reading, 304.
 Referred to Committee on Education.
 Reported back, do pass, 500.
 Second reading and final passage, 552.
 To Senate, 585.
 Returned to House, 1029.
 Enrolled, 1254.
 Signed by Speaker, 1284.

To Senate, 1289.
Returned to House, 1298.
Sent to Governor, 1329.
Approved by Governor, 1439.

House Bill No. 1510

House Bill No. 1510. A Bill for an Act to amend and reenact section 12-44-42 of the North Dakota Century Code, relating to county jails and workhouses.

Introduced by Metzger.
Introduction, first reading, 305.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 656.
Second reading and final passage, 691.
To Senate, 734.
Returned to House, 1063.
Enrolled, 1254.
Signed by Speaker, 1284.
To Senate, 1289.
Returned to House, 1298.
Sent to Governor, 1329.
Approved by Governor, 1439.

House Bill No. 1511

House Bill No. 1511. A Bill for an Act to amend and reenact sections 16-04-15.1, 16-04-20, 16-04-26, 16-12-04, 16-13-01, 16-17-05.1, and 16-18-06, relating to separate party ballots in primary elections and separate precinct committeemen's ballots.

Introduced by Rivinius, K. Johnson, Boyum, Meyer, Moore.
Introduction, first reading, 305.
Referred to Committee on Judiciary.
Reported back, divided, 744.
Majority to pass, 744.
Minority to indefinitely postpone, 744.
Report of minority be substituted for that of majority failed, 744.
Lost, 800.

House Bill No. 1512

House Bill No. 1512. A Bill for an Act to authorize home rule cities to levy a wheelage tax upon motor vehicles, to provide for the administration and collection of such tax by the motor vehicle registrar, and to provide for the remittance of the revenue from such tax back to the cities.

Introduced by Eagles, White, Herman.
Introduction, first reading, 305.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 478.

House Bill No. 1513

House Bill No. 1513. A Bill for an Act to amend and reenact sections 54-03-06 and 54-35-04 of the North Dakota Century Code, providing that all hearings of the legislative assembly and its committees shall be open to the public.

Introduced by W. Erickson, Grant.
Introduction, first reading, 305.
Referred to Committee on State and Federal Government.

Reported back, without recommendation, 476.
 Second reading and final pasasge, 521.
 To Senate, 585.
 Returned to House, failed to pass, 1090.

House Bill No. 1514

House Bill No. 1514. A Bill for an Act to amend and reenact sections 39-24-03 and 39-24-08, and subsections 3, 5, and 6 of section 39-24-09 of the North Dakota Century Code, relating to the regulation of snowmobiles.

Introduced by Giffey, Raymond, Boustead.
 Introduction, first reading, 305.
 Referred to Committee on Transportation.
 Reported back, amended, 854.
 Amendments adopted, 876.
 Second reading and final passage, 905.
 Clincher, 905.
 To Senate, 919.
 Returned to House, 1249. Amended, 1249.
 Rules suspended, properly re-engrossed, placed on final passage, 1348.
 House concurs, 1348.
 Engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1609.

House Bill No. 1515

House Bill No. 1515. A Bill for an Act to create and enact sections 26-03-48, 26-26-15, 26-27-15, and 26-27.1-20 of the North Dakota Century Code, permitting the use of coordinated benefit provisions in certain group health insurance policies and group nonprofit service contracts, and authorizing the commissioner of insurance to promulgate rules and regulations for their form and content.

Introduced by Gackle, Stone.
 Introduction, first reading, 305.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 626.
 Second reading and final passage, 660.
 To Senate, 733.
 Returned to House, 1005.
 Enrolled, 1254.
 Signed by Speaker, 1284.
 To Senate, 1289.
 Returned to House, 1298.
 Sent to Governor, 1329.
 Approved by Governor, 1439.

House Bill No. 1516

House Bill No. 1516. A Bill for an Act to amend and reenact subsection 1 of section 39-24-09 and section 39-24-10 of the North Dakota Century Code, relating to the regulation of snowmobiles.

Introduced by Gackle, Moore, Dick.
 Introduction, first reading, 305.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 854.

House Bill No. 1517

House Bill No. 1517. A Bill for an Act to create a new system of retirement benefits for teachers, providing for a tax levy and for assessments, and creating Chapter 15-39.1 of the North Dakota Century Code; and repealing Chapter 15-39 of the North Dakota Century Code; relating to teachers' insurance and retirement fund.

Introduced by Knudson, Hildebrand, R. Peterson.
 Introduction, first reading, 305.
 Referred to Committee on Education.
 Reported back, amended, 820, 827.
 Amendments adopted, 876.
 Engrossed, 895, 1600.
 Second reading and final passage, 906.
 Clincher, 907.
 Motion to reprint prevailed, 908.
 To Senate, 919.
 Returned to House, 1485. Amended, 1491.
 House does not concur, 1524.
 Conference Committee, House, 1527.
 Conference Committee, Senate, 1542.
 House concurs, 1557.
 Rules suspended, properly re-engrossed, placed on final passage, 1557.
 Reconsidered, 1557, 1584.
 Motion to reconsider lost, 1564, 1585.
 Enrolled, 1600.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1609.

House Bill No. 1518

House Bill No. 1518. A Bill for an Act to amend and reenact section 20-03-12 of the North Dakota Century Code, relating to the schedule of fees for hunting, fishing and trapping licenses; and to provide an effective date.

Introduced by Walsh, Brekke.
 Introduction, first reading, 306.
 Referred to Committee on Natural Resources.
 Re-referred to Committee on Natural Resources, 598, 801.
 Reported back, amended, 544, 713, 827.
 Amendments adopted, 568, 738, 876.
 Motion to reconsider adopted Committee report prevailed, 801.
 Engrossed, 587, 895.
 Second reading and final passage, 908.
 Clincher, 909.
 To Senate, 919.
 Returned to House, 1230.
 Re-engrossed, 1599.
 Enrolled, 1599.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1605.
 Sent to Governor, 1609.

House Bill No. 1519

House Bill No. 1519. A Bill for an Act to create and enact section 43-03-22 of the North Dakota Century Code, relating to the regulation of the practice of architecture; and to amend and re-

enact sections 43-03-01, 43-03-04, 43-03-06, 43-03-11, 43-03-13, 43-03-14, 43-03-15, 43-03-16, 43-03-18, 43-03-19, 43-03-20, and 43-03-21 of the North Dakota Century Code, relating to the membership, powers, and duties of the state board of architecture, the qualifications and examination of applicants for registration, and the regulation of the practice of architecture; and providing a penalty.

Introduced by Boustead, Atkinson.
 Introduction, first reading, 306.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 471.
 Amendments adopted, 496.
 Engrossed, 539.
 Motion to lay over one legislative day prevailed, 552.
 Lost, 584.
 Motion to reconsider lost, 656.

House Bill No. 1520

House Bill No. 1520. A Bill for an Act to amend and reenact section 57-13-01 of the North Dakota Century Code, relating to the membership of the state board of equalization.

Introduced by Dornacker.
 Introduction, first reading, 306.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 476.

House Bill No. 1521

House Bill No. 1521. A Bill for an Act to provide that county auditors shall reduce certain levies for political subdivisions for monies received for personal property tax replacement.

Introduced by Dornacker.
 Introduction, first reading, 306.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 456.
 Second reading and final passage, 489.
 To Senate, 563.
 Returned to House, 1171.
 Enrolled, 1363.
 Signed by Speaker, 1419.
 To Senate, 1437.
 Returned to House, 1513.
 Sent to Governor, 1517.
 Approved by Governor, 1550.

House Bill No. 1522

House Bill No. 1522. A Bill for an Act to amend and reenact subsection 6 of section 25-01-01, sections 25-05-01, 25-05-02, 25-05-03, 25-05-06, 25-05-07, 25-05-10.1, 25-05-11, 25-05-16, subsection 3 of section 25-05-19, sections 25-05-33, 25-05-34, 25-09-01, subsection 1 of section 25-09-10, and section 54-23-01 of the North Dakota Century Code, relating to changing the name of the North Dakota state tuberculosis sanatorium to the San Haven state hospital, and providing the state director of institutions with authority to accept federal funds and programs on behalf of the hospital.

Introduced by Solberg.
 Introduction, first reading, 306.
 Referred to Committee on State and Federal Government.
 Re-referred to Committee on State and Federal Government, 391.
 Reported back, do pass, 355. Amended, 476.

Amendments adopted, 503.
Engrossed, 539.
Second reading and final passage, 561.
To Senate, 585.
Returned to House, 952. Amended, 952.
House does not concur, 978.
Conference Committee, House, 978.
Conference Committee, Senate, 1029.
Conference Committee report, House adopts, 1111.
Conference Committee report, Senate adopts, 1143.
Enrolled, 1539.
Signed by Speaker, 1545.
To Senate, 1547.
Returned to House, 1558.
Sent to Governor, 1559.

House Bill No. 1523

House Bill No. 1523. A Bill for an Act to amend and reenact section 12-44-16 of the North Dakota Century Code, relating to jails and workhouses.

Introduced by Metzger.
Introduction, first reading, 306.
Referred to Committee on Political Subdivisions.
Withdrawn, 651.

House Bill No. 1524

House Bill No. 1524. A Bill for an Act to repeal chapter 4-18.1 of the North Dakota Century Code, relating to the milk stabilization board.

Introduced by Metzger.
Introduction, first reading, 306.
Referred to Committee on Agriculture.
Withdrawn, 370.

House Bill No. 1525

House Bill No. 1525. A Bill for an Act to amend and reenact Sections 6-05-08, 6-05-14 and 6-05-34 of the North Dakota Century Code, relating to trust companies and banking institutions.

Introduced by Halcrow.
Introduction, first reading, 307.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 794.
Second reading and final passage, 867.
Clincher, 868.
To Senate, 896.
Returned to House, 1249.
Enrolled, 1599.
Signed by Speaker, 1602.
To Senate, 1604.
Returned to House, 1606.
Sent to Governor, 1609.

House Bill No. 1526

House Bill No. 1526. A Bill to amend and reenact section 20-03-39 of the North Dakota Century Code, relating to non-resident fishing license and providing that it may be divided into two segments of consecutive days; and to provide for an effective date.

Introduced by Moore, Gackle, Dick, Glaspey.
Introduction, first reading, 307.
Referred to Committee on Natural Resources.
Reported back, amended, 544, 598.
Amendments adopted, 568.
Engrossed, 587.
Not adopted, 599.
Second reading and final passage, 599.
To Senate, 670.
Returned to House, indefinitely postponed, 952.

House Bill No. 1527

House Bill No. 1527. A Bill for an Act to create and enact subsection 4 of section 20-08-01 of the North Dakota Century Code, relating to emergency closing of hunting seasons; and to amend and reenact section 20-08-04 of the North Dakota Century Code, relating to an exception in the publication of governor's orders.

Introduced by K. Johnson, Murphy.
Introduction, first reading, 307.
Referred to Committee on Natural Resources.
Reported back, do pass, 544.
Second reading and final passage, 580.
To Senate, 640.
Returned to House, 980.
Enrolled, 1254.
Signed by Speaker, 1284.
To Senate, 1289.
Returned to House, 1298.
Sent to Governor, 1329.
Approved by Governor, 1439.

House Bill No. 1528

House Bill No. 1528. A Bill for an Act to create and enact subdivisions 1 and m of subsection 2 of section 26-03A-03 of the North Dakota Century Code; to amend and reenact subdivision c of subsection 2 of section 26-03A-03 and subsection 7 of section 26-03A-03 of the North Dakota Century Code; and to repeal subdivisions d, e, and f of subsection 2 of section 26-03A-03 of the North Dakota Century Code, pertaining to overinsurance under individual accident and sickness insurance policies.

Introduced by Gackle.
Introduction, first reading, 307.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 627.
Motion to lay over one legislative day failed, 661.
Second reading and final passage, 661.
Clincher failed, 662.
Motion to reconsider failed, 675.
To Senate, 733.
Returned to House, 1005.
Enrolled, 1255.
Signed by Speaker, 1284.
To Senate, 1289.
Returned to House, 1298.
Sent to Governor, 1329.
Approved by Governor, 1539.

House Bill No. 1529

House Bill No. 1529. A Bill for an Act to allow for sentencing of public offenders to the director of institutions.

Introduced by Tweten.
 Introduction, first reading, 307.
 Referred to Committee on Judiciary.
 Reported back, do pass, 656.
 Second reading and final passage, 692.
 To Senate, 734.
 Returned to House, indefinitely postponed, 1230.

House Bill No. 1530

House Bill No. 1530. A Bill for an Act to create and enact section 35-11-01.1 of the North Dakota Century Code, relating to farm laborers' liens.

Introduced by Fleming.
 Introduction, first reading, 307.
 Referred to Committee on Agriculture.
 Reported back, do pass, 512.
 Second reading and final passage, 562.
 To Senate, 585.
 Returned to House, 952.
 Enrolled, 1047.
 Signed by Speaker, 1066.
 To Senate, 1067.
 Returned to House, 1090.
 Sent to Governor, 1092.
 Approved by Governor, 1178.

House Bill No. 1531

House Bill No. 1531. A Bill for an Act to amend and reenact Subsection 3 of Section 4-28-02, Sections 4-28-07 and 4-28-08 of the North Dakota Century Code, relating to the definition of a first purchaser, time of assessment of state wheat tax and duties and functions of the State Wheat Commission.

Introduced by Giffey, Rivinius, Livingston, Herman, Dotzenrod.
 Introduction, first reading, 307.
 Reported back, amended, 696.
 Amendments adopted, 718.
 Engrossed, 737.
 Second reading and final passage, 763.
 To Senate, 873.
 Returned to House, 1230.
 Enrolled, 1599.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1609.

House Bill No. 1532

House Bill No. 1532. A Bill for an Act to create and enact a new subsection to section 40-22-01 of the North Dakota Century Code, relating to the powers of municipalities; to create and enact a new subsection to section 40-35-02 of the North Dakota Century Code, relating to revenue bonds for the construction of television relay towers; and to amend and reenact sections 40-22-08 and 40-22-09 of the North Dakota Century Code, relating to special assessment improvement districts.

Introduced by B. Miller.
 Introduction, first reading, 307.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 656.
 Second reading and final passage, 692.

To Senate, 734.

Returned to House, indefinitely postponed, 1168.

House Bill No. 1533

House Bill No. 1533. A Bill for an Act to amend and reenact sections 15-20.1-01, 15-20.1-05, 15-20.1-14, and 15-20.1-15 of the North Dakota Century Code, as contained in section 4 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to definitions, custody, and payment of vocational education and vocational rehabilitation funds, and rehabilitational services.

Introduced by Eagles.

Introduction, first reading, 308.

Referred to Committee on Education.

Reported back, amended, 758.

Amendments adopted, 782.

Engrossed, 811.

Second reading and final passage, 868.

Clincher, 868.

To Senate, 896.

Returned to House, 1113.

Enrolled, 1599.

Signed by Speaker, 1602.

To Senate, 1604.

Returned to House, 1606.

Sent to Governor, 1609.

House Bill No. 1534

House Bill No. 1534. A Bill for an Act to create and enact sections 16-04-15.2, 16-11-05.1, and 16-18-06.1 of the North Dakota Century Code; and to amend and reenact sections 16-01-03, 16-04-17, 16-10-12.1, 16-11-12, 16-18-11, 16-18-12, and subsection 2 of section 16-21-02 of the North Dakota Century Code, relating to the preparation of ballots for and the operation of voting machines by persons eighteen to twenty-one years of age in voting for elected federal officials and providing a form for the application for absentee ballots and to provide that precincts shall be arranged on voting machines according to the total votes cast in the previous general election for governor, and to provide for the placement of names on ballots and voting machines in races having more than three candidates.

Introduced by Dornacker.

Introduction, first reading, 308.

Referred to Committee on Judiciary.

Reported back, amended, 767, 1507.

Amendments adopted, 782.

Engrossed, 811.

Second reading and final passage, 868.

Clincher, 869.

To Senate, 896.

Returned to House, 1366. Amended, 1372.

House does not concur, 1421.

Conference Committee, House, 1422.

Conference Committee, Senate, 1439.

Rules suspended, properly re-engrossed, placed on final passage as amended, 1508.

Conference Committee report, House adopts, 1508

Conference Committee report, Senate adopts, 1522.

Enrolled, 1600.

Signed by Speaker, 1602.

To Senate, 1604.

Returned to House, 1606.

Sent to Governor, 1609.

House Bill No. 1535

House Bill No. 1535. A Bill for an Act to amend and reenact sections 15-40.1-07 and 15-40.1-08 of the North Dakota Century Code, as contained in section 7 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to high school and elementary per-pupil payments under the foundation aid program.

Introduced by Dornacker.

Introduction, first reading, 308.

Referred to Committee on Education.

Reported back, indefinitely postponed, 754.

House Bill No. 1536

House Bill No. 1536. A Bill for an Act to provide for an additional tax on the income of individuals, estates, and trusts; to provide for the distribution to the counties of the revenue collected; to provide for reduction of the twenty-one mill levy; to provide an effective date; and to provide an appropriation.

Introduced by Dornacker.

Introduction, first reading, 308.

Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 827.

House Bill No. 1537

House Bill No. 1537. A Bill for an Act to amend and reenact sections 57-17-01, 57-17-02, 57-17-03, and 57-17-04 of the North Dakota Century Code, relating to excess levies in counties, cities, and townships, to notice of election, and to the form of election ballots.

Introduced by Henning, Boyum, Lee.

Introduction, first reading, 308.

Referred to Committee on Finance and Taxation.

Reported back, amended, 572.

Amendments adopted, 588.

Engrossed, 609.

Motion to move bill to foot of Calendar prevailed, 631.

Second reading and final passage, 638.

To Senate, 694.

Returned to House, 1285.

Enrolled, 1599.

Signed by Speaker, 1602.

To Senate, 1604.

Returned to House, 1606.

Sent to Governor, 1609.

House Bill No. 1538

House Bill No. 1538. A Bill for an Act to provide for the humane treatment of animals and to provide penalties for their inhumane treatment; to repeal sections 36-21-02, 36-21-03, 36-21-06, 36-21-07, 36-21-08, and 36-21-09 of the North Dakota Century Code; and providing penalties.

Introduced by Hentges, K. Johnson.

Introduction, first reading, 308.

Referred to Committee on Social Welfare.

Reported back, amended, 654, 655.

Amendments adopted, 681.

Engrossed, 703, 1600.

Rules suspended, properly re-engrossed, placed on final passage as amended, 1526.
 Second reading and final passage, 729, 1526.
 To Senate, 809.
 Returned to House, 1485. Amended, 1491.
 House concurs, 1526.
 Enrolled, 1600.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1609.

House Bill No. 1539

House Bill No. 1539. A Bill for an Act to create an Indian development fund under the supervision of the North Dakota business and industrial development department, and making an appropriation.

Introduced by Solberg, Halcrow, Wagner, Linderman, Reimers.
 Introduction, first reading, 309.
 Referred to Committee on State and Federal Government.
 Re-referred to Committee on Appropriations, 476.
 Reported back, do pass, 476.
 Amended, 795.
 Statement of purpose of amendment, 795.
 Amendments adopted, 858.
 Engrossed, 887.
 Motion to place at foot of Calendar prevailed, 894.
 Second reading and final passage, 913.
 Clincher, 914.
 To Senate, 919.
 Returned to House, 1329.
 Enrolled, 1599.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1609.

House Bill No. 1540

House Bill No. 1540. A Bill for an Act placing supreme and district court judges under the public employees' retirement system; and to repeal chapter 27-17 of the North Dakota Century Code; relating to the judges' retirement system.

Introduced by Rundle.
 Introduction, first reading, 309.
 Referred to Committee on Judiciary.
 Withdrawn, 738.

House Bill No. 1541

House Bill No. 1541. A Bill for an Act to amend and reenact subsection 1 of section 19-05-08 and subsection 2 of section 19-05-13 of the North Dakota Century Code, relating to the reduction and elimination of the tax imposed upon oleomargarine sold in this state.

Introduced by Hilleboe, Boyum, Wilder, Giffey, Gengler.
 Introduction, first reading, 306.
 Referred to Committee on Finance and Taxation.
 Reported back, without recommendation, 591.
 Lost, 633.
 Second reading and final passage, 722.

Clincher, 722.
 Motion to reconsider prevailed, 675.
 Motion to lay over one legislative day prevailed, 675.
 To Senate, 809.
 Returned to House, indefinitely postponed, 1230.

House Bill No. 1542

House Bill No. 1542. A Bill for an Act to amend and reenact section 40-21-02 of the North Dakota Century Code, to provide for the appointment of poll clerks for municipal elections.

Introduced by Hilleboe, White.
 Introduction, first reading, 309.
 Referred to Committee on Judiciary.
 Reported back, do pass, 572.
 Second reading and final passage, 599.
 To Senate, 670.
 Returned to House, 1113.
 Enrolled, 1539.
 Signed by Speaker, 1545.
 To Senate, 1547.
 Returned to House, 1558.
 Sent to Governor, 1559.

House Bill No. 1543

House Bill No. 1543. A Bill for an Act to create and enact subsection 16 of section 50-06-06 of the North Dakota Century Code, and to amend and reenact sections 12-46-02, 12-46-03, 12-46-04, 12-46-05, 12-46-06, 12-46-07, 12-46-09, 12-46-10, 12-46-10.1, 12-46-11, 12-46-12, 12-46-13, 12-46-16, 12-46-17, 12-46-18, 12-46-21, 12-46-22, 12-46-23, 12-52-01, 12-52-02, 12-52-03, 12-52-04, 12-52-05, 12-52-06, 12-52-07, 54-23-01, and 54-23-22 of the North Dakota Century Code, transferring control of the North Dakota industrial school to the public welfare board.

Introduced by Hoffner.
 Introduction, first reading, 309.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 500.
 Lost, 553.
 Motion to reconsider lost on division vote, 553.

House Bill No. 1544

House Bill No. 1544. A Bill for an Act to create and enact subsection 13 of section 39-03-09 of the North Dakota Century Code, relating to the powers of the highway patrol.

Introduced by Henry.
 Introduction, first reading, 309.
 Referred to Committee on Transportation.
 Reported back, do pass, 698.
 Second reading and final passage, 730.
 To Senate, 809.
 Returned to House, indefinitely postponed, 1248.

House Bill No. 1545

House Bill No. 1545. A Bill for an Act to amend and reenact sections 15-53.1-05, 15-53.1-06, 15-53.1-11, 15-53.1-35, and 15-53.1-36 of the North Dakota Century Code, as contained in section 9 of House Bill No. 1045, as approved by the Forty-second Legislative Assembly,

relating to annexation hearings, county committees, attachment of contiguous territory to school districts, transfers of land upon reorganization or annexation, and publication of reorganization notices. 15-36.1 of the North Dakota Century Code, relating to teacher certification and ethics and to amend and reenact section 15-38-17 of the North Dakota Century Code, relating to the establishment of a teachers' professional practices commission; and to repeal chapter 15-36 and sections 15-38-18, 15-38-19 of the North Dakota Century Code, relating to teachers' certification and professional conduct.

Introduced by Committee on Education.
 Introduction, first reading, 309.
 Referred to Committee on Education.
 Reported back, amended, 828, 829, 1537.
 Amendments adopted, 876.
 Engrossed, 895.
 Second reading and final passage, 909.
 Clincher, 909.
 To Senate, 919.
 Returned to House 1450. Amended, 1456.
 House concurs, 1461.
 House does not concur, 1514.
 Conference Committee, House, 1514.
 Conference Committee, Senate, 1523.
 Rules suspended, properly re-engrossed, placed on final passage as amended, 1461, 1538.
 Conference Committee report, House adopts, 1538.
 Conference Committee report, Senate adopts, 1543.
 Reconsidered, 1513.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1609.

House Bill No. 1546

House Bill No. 1546. A Bill for an Act to create and enact chapter 15-36.1 of the North Dakota Century Code, relating to teacher certification and ethics and to amend and reenact section 15-38-17 of the North Dakota Century Code, relating to the establishment of a teachers' professional practices commission; and to repeal chapter 15-36 and sections 15-38-18, 15-38-19 of the North Dakota Century Code, relating to teachers' certification and professional conduct.

Introduced by Hildebrand.
 Introduction, first reading, 309.
 Referred to Committee on Education.
 Withdrawn, 801.

House Bill No. 1547

House Bill No. 1547. A Bill for an Act to provide for state legislative apportionment, and to repeal section 1 of chapter 338 of the North Dakota Session Laws of 1965, relating to state legislative apportionment.

Introduced by Streibel, Strinden.
 Introduction, first reading, 310.
 Referred to Committee on Political Subdivisions.
 Reported back, divided, 720.
 Majority to amend, 718, 720.
 Minority recommends that the same remain in Committee for further study, 720.

Report of minority be substituted for that of the majority failed, 720.
 Amendments adopted, 750.
 Engrossed, 769.
 Second reading and final passage, 803.
 To Senate, 896.
 Returned to House, 1485. Amended, 1491.
 House does not concur, 1513.
 Conference Committee, House, 1527.
 Conference Committee, Senate, 1542.
 Withdrawn, 1574.

House Bill No. 1548

House Bill No. 1548. A Bill for an Act to provide that the governor shall have authority to appoint a majority of the members of certain boards and commissions within the first six months of his regular term, and providing an effective date.

Introduced by Opedahl, Jacobson, B. Miller, Anderson.
 Introduction, first reading, 310.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 759, 760.
 Amendments adopted, 782.
 Engrossed, 811.
 Second reading and final passage, 869.
 Clincher, 870.
 To Senate, 896.
 Returned to House, 1230. Amended, 1230.
 Rules suspended, properly re-engrossed, placed on final passage, 1281.
 House concurs, 1281.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1609.

House Bill No. 1549

House Bill No. 1549. A Bill for an Act to create and enact a new section to chapter 21-02 of the North Dakota Century Code, relating to the issuance of certificates of indebtedness by a political subdivision in anticipation of the revenue it will receive as personal property tax replacement revenue pursuant to section 57-58-01 of the North Dakota Century Code, and declaring an emergency.

Introduced by Dornacker.
 Introduction, first reading, 310.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 413. Amended, 439.
 Amendments adopted, 439.
 Engrossed, 439.
 Second reading and final passage, 439.
 Emergency clause carried, 440, 1282.
 To Senate, 527.
 Returned to House, 1169. Amended, 1171.
 House concurs, 1282.
 Rules suspended, properly re-engrossed, placed on final passage, 1282.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1609.

House Bill No. 1550

House Bill No. 1550. A Bill for an Act to authorize the use of a chemical screening test or tests of a driver's breath when the vehicle he is driving is involved in a collision which results in the death or personal injury requiring hospitalization of any person; to authorize a test of blood for screening test under certain circumstances; to limit the use of the results of screening tests to determine justification for a further test under the provisions of section 39-20-01; and to authorize the revocation of driver's license for a refusal to submit to a screening test.

Introduced by Atkinson, R. Peterson.
 Introduction, first reading, 310.
 Referred to Committee on Transportation.
 Reported back, do pass, 854.
 Second reading and final passage, 878, 1462.
 Clincher, 878.
 To Senate, 914.
 Lost, 1458.
 Reconsidered, 1462.
 Returned to House, 1450. Amended, 1456.
 Rules suspended, properly engrossed, placed on final passage, 1458.
 House concurs, 1458.
 Engrossed, 1599.
 Enrolled, 1599.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1609.

House Bill No. 1551

House Bill No. 1551. A bill for an Act to allow judges to record court proceedings by electronic or mechanical means.

Introduced by Atkinson.
 Introduction, first reading, 310.
 Referred to Committee on Judiciary.
 Reported back, amended, 544.
 Amendments adopted, 568.
 Engrossed, 587.
 Second reading and final passage, 600.
 To Senate, 670.
 Returned to House, indefinitely postponed, 1168.

House Bill No. 1552

House Bill No. 1552. A Bill for an Act to amend and reenact section 39-04-44 of the 1969 supplement to the North Dakota Century Code, relating to credits on destroyed vehicles.

Introduced by Weber.
 Introduction, first reading, 310.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 855.

House Bill No. 1553

House Bill No. 1553. A Bill for an Act to amend and reenact subsection 1. of section 39-04-18 of the 1969 Supplement to the North Dakota Century Code, relating to registration requirements of motor vehicles and to prescribe legislative intent.

Introduced by Giffey.
 Introduction, first reading, 310.
 Referred to Committee on Transportation.

Reported back, do pass, 655.
 Second reading and final passage, 693.
 To Senate, 734.
 Returned to House, 1113. Amended, 1113.
 House concurs, 1139.
 Rules suspended, properly engrossed, placed on final passage as amended, 1139.
 Engrossed, 1539.
 Enrolled, 1539.
 Signed by Speaker, 1548.
 To Senate, 1548.
 Returned to House, 1559.
 Sent to Governor, 1560.

House Bill No. 1554

House Bill No. 1554. A Bill for an Act to provide for a conditional transfer of funds to the college building fund and making an appropriation from the college building fund for the construction of college buildings, and repealing chapter 157 of the 1967 Session Laws of the state of North Dakota.

Introduced by Tweten, J. Peterson, L. Hausauer.
 Introduction, first reading, 311.
 Referred to Committee on Appropriations.
 Reported back, amended, 829.
 Statement of purpose of amendment, 830.
 Amendments adopted, 876.
 Engrossed, 895.
 Motion to divide the question on adoption prevailed, 910.
 Second reading and final passage, 910, 911.
 Clincher, 911.
 To Senate, 919.
 Returned to House, 1485. Amended, 1493.
 House concurs, 1573.
 House does not concur, 1499.
 Conference Committee, House, 1504, 1545.
 Conference Committee, Senate, 1523, 1548.
 Conference Committee report, House adopts, 1536, 1573.
 Rules suspended, properly re-engrossed, placed on final passage, 1536, 1573.
 House does not adopt, 1543.
 Substitute motion to not adopt Conference Committee report prevailed, 1565.
 Reconsidered, 1543, 1566.
 Lost, 1554.
 Call of House, 1573.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1609.

House Bill No. 1555

House Bill No. 1555. A Bill for an Act to amend and reenact section 39-04-12, subsection 2, 3, 4, and 5 of section 39-04-19 of the 1969 Supplement to the North Dakota Century Code and section 39-04-21 of the North Dakota Century Code, relating to contents of number plates and motor vehicle registration fees.

Introduced by Boustead.
 Introduction, first reading, 311.
 Referred to Committee on Transportation.
 Reported back, amended, 855.

Amendments adopted, 876.
 Engrossed, 895.
 Second reading and final passage, 912.
 Clincher, 912.
 To Senate, 919.
 Returned to House, 1336. Amended, 1338.
 House concurs, 1350.
 Rules suspended, properly re-engrossed, placed on final passage, 1350.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1609.

House Bill No. 1556

House Bill No. 1556. A Bill for an Act to amend and reenact section 39-05-22 of the North Dakota Century Code, relating to surrendered certificates of title to a motor vehicle; and declaring an emergency.

Introduced by Hensrud.
 Introduction, first reading, 311.
 Referred to Committee on Transportation.
 Reported back, do pass, 698. Amended, 730.
 Amendments adopted, 730.
 Engrossed, 731.
 Second reading and final passage, 731.
 Emergency clause carried, 731.
 To Senate, 809.
 Returned to House, 1091.
 Enrolled, 1363.
 Signed by Speaker, 1419.
 To Senate, 1437.
 Returned to House, 1513.
 Sent to Governor, 1517.

House Bill No. 1557

House Bill No. 1557. A Bill for an Act to provide for equality of personal property sales tax and use tax taxation between sales of mobile homes and sales of homes built on the site of use, and to prevent a personal property sales tax or use tax from being applied to the approximate amount of the cost of labor contained in total sales price of mobile homes.

Introduced by Metzger.
 Introduction, first reading, 311.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 427.

House Bill No. 1558

House Bill No. 1558. A Bill for an Act to establish a coordinated and codified system of drug control, to create a closed regulatory system for the legitimate handlers of controlled drugs, to prohibit certain activities relating to controlled drugs, to provide penalties for violations thereof, to amend and reenact section 19-01-02; subsection 9 of section 19-02.1-05; subsection 4 of section 19-02.1-01; subsection 1 of section 19-02.1-15; and section 19-02.1-20; of the North Dakota Century Code and to repeal chapter 19-03 of the North Dakota Century Code, relating to narcotics, and to repeal sub-

section 23 of section 19-02.1-01; subsections 15, 16, 17, 18, 19, 20, and 21 of section 19-02.1-02; subsection 4 of section 19-02.1-04; subsections 5 and 6 of section 19-02.1-05; and section 19-02.1-23 of the North Dakota Century Code relating to drugs.

Introduced by Wilkie.
 Introduction, first reading, 311.
 Referred to Committee on Social Welfare.
 Reported back, amended, 773, 777.
 Amendments adopted, 782.
 Engrossed, 870.
 Second reading and final passage, 870.
 Clincher, 871.
 Motion to reprint prevailed, 871.
 To Senate, 896.
 Returned to House, 1485. Amended, 1495.
 Rules suspended, properly re-engrossed, placed on final passage, 1501.
 House concurs, 1501.
 Re-engrossed, 1600.
 Enrolled, 1600.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1609.

House Bill No. 1559

House Bill No. 1559. A Bill for an Act authorizing and directing transfer of the "Judge A. M. Christianson Project" established by resolution of the thirty-fourth session of the legislative assembly of the state of North Dakota to the Bank of North Dakota, subject to existing contracts and encumbrances.

Introduced by Committee on Delayed Bills.
 Introduction, first reading, 442.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 591.
 Second reading and final passage, 633.
 To Senate, 694.
 Returned to House, 1113.
 Enrolled, 1539.
 Signed by Speaker, 1545.
 To Senate, 1547.
 Returned to House, 1558.
 Sent to Governor, 1559.

House Bill No. 1560

House Bill No. 1560. A Bill for an Act to transfer one million dollars from the accumulated profits of the state mill and elevator association to the North Dakota general fund.

Introduced by Committee on Delayed Bills.
 Introduction, first reading, 456.
 Referred to Committee on Appropriations.
 Reported back, do pass, 613.
 Second reading and final passage, 660.
 Clincher, 660.
 To Senate, 694.
 Returned to House, 1336.
 Enrolled, 1599.
 Signed by Speaker, 1602.
 To Senate, 1604.
 Returned to House, 1606.
 Sent to Governor, 1609.

HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3001 —

House Concurrent Resolution No. 3001. A concurrent resolution advising the Board of Higher Education to exercise caution in issuing bonds for revenue producing buildings and other campus improvements.

Introduced by K. Johnson, J. Peterson, Reimers, Solberg, Tweten.
Introduction, first reading, 72.
Referred to Committee on Appropriations.
Reported back, do pass, 240.
Second reading, 268.
Recorded roll call vote, 268.
Adopted, 269.
To Senate, 328.
Returned to House, 1171, passed.
Enrolled, 1609.
Signed by Speaker, 1610.
To Senate, 1611.
Returned to House, 1612.
To Secretary of State, 1613.

House Concurrent Resolution No. 3002 —

House Concurrent Resolution No. 3002. A concurrent resolution directing the State Highway Department, the Aeronautics Commission, and the Game and Fish Department to establish an Aircraft Pool.

Introduced by K. Johnson, J. Peterson, Reimers, Solberg, Tweten.
Introduction, first reading, 72.
Referred to Committee on Appropriations.
Reported back, do pass, 378.
Second reading, 419.
Adopted, 419.
To Senate, 443.
Amended, 1171.
Returned to House, 1169.
House concurs, 1228.
Engrossed, 1228.
Second reading, 1228.
Final passage, 1228.
Enrolled, 1610.
Signed by Speaker, 1610.
To Senate, 1611.
Returned to House, 1612.
To Secretary of State, 1613.

House Concurrent Resolution No. 3003 —

House Concurrent Resolution No. 3003. A concurrent resolution directing a study by the Legislative Council for the purpose of developing a plan for the establishment of a department to supervise and coordinate the administration of services provided by the various health, welfare, and related agencies and institutions of State Government.

Introduced by Eagles, Lundene, Wagner, Wilkie.
Introduction, first reading, 72.
Referred to Committee on Social Welfare.
Reported back, do pass, 200.
Re-referred to House Legislative Research Resolution Committee, 200.
Indefinitely postponed, 1405.

House Concurrent Resolution No. 3004 —

House Concurrent Resolution No. 3004. A concurrent resolution for the amendment of sections 150, 170, and 173 of the Constitution of the state of North Dakota, relating to county government, and providing for home rule of counties.

Introduced by Atkinson, Grant, Hoffner, Lang, Linderman, Strinden.
Introduction, first reading, 72.
Referred to Committee on Political Subdivisions.
Reported back, indefinitely postponed, 126.

House Concurrent Resolution No. 3005 —

House Concurrent Resolution No. 3005. A concurrent resolution for the amendment of sections 150, 170, 172, and 173 of the Constitution of the state of North Dakota, relating to county government, and providing for home rule for counties.

Introduced by Atkinson, Grant, Hoffner, Lang, Linderman, Strinden.
Introduction, first reading, 73.
Referred to Committee on Political Subdivisions.
Reported back, amended, 126.
Amendments adopted, 142.
Engrossed, 150.
Second reading, 161.
Adopted, 161.
To Senate, 188.
Returned to House, 1063, indefinitely postponed.

House Concurrent Resolution No. 3006 —

House Concurrent Resolution No. 3006. A concurrent resolution urging the United States Congress to reinstate the investment credit.

Introduced by Bunker.
Introduction, first reading, 73.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 109.
Second reading, 116.
Adopted, 116.
To Senate, 124.
Returned to House, 313, passed.
Enrolled, 750.
Signed by Speaker, 872.
To Senate, 873.
Returned to House, 887.
To Secretary of State, 916.

House Concurrent Resolution No. 3007 —

House Concurrent Resolution No. 3007. A Concurrent Resolution urging Congress and the United States Forest Service to declare the national grasslands in western North Dakota ineligible for lease for strip mining of coal.

Introduced by K. Johnson, Rundle, Olienyk.
Introduction, first reading, 145.
Rules suspended, not referred to Committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 145.
Second reading, 146.
Adopted, 146.
To Senate, 146.
Returned to House, 164, passed.

Enrolled, 750.
Signed by Speaker, 872.
To Senate, 873.
Returned to House, 887.
To Secretary of State, 916.

House Concurrent Resolution No. 3008 —

House Concurrent Resolution No. 3008. A Concurrent Resolution commending Mr. Iver Kval for his many years of service to the Legislative Assembly of the State of North Dakota.

Introduced by Halcrow.
Introduction, first reading, 146.
Rules suspended, not referred to Committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 146.
Second reading, 147.
Adopted, 147.
To Senate, 147.
Returned to House, 164, passed.
Enrolled, 750.
Signed by Speaker, 872.
To Senate, 873.
Returned to House, 887.
To Secretary of State, 916.

House Concurrent Resolution No. 3009 —

House Concurrent Resolution No. 3009. A Concurrent Resolution endorsing the establishment by the President of the Missouri River Basin Commission, authorizing appointment of the state member thereof and fixing his compensation, and pledging state support thereto.

Introduced by Streibel, Hoffner.
Introduction, first reading, 147.
Referred to Committee on State and Federal Government.
Reported back, do pass, 648.
Second reading, 679.
Adopted, 679.
Motion to reconsider adoption failed, 705.
To Senate, 734.
House requests return, 1269.
Returned to House, 1275.
Withdrawn, 1275.

House Concurrent Resolution No. 3010 —

House Concurrent Resolution No. 3010. A Concurrent Resolution requesting the Congress of the United States to amend the Rail Passenger Service Act of 1970 to insure the continuance of existing rail passenger service to, from and within the State of North Dakota.

Introduced by Gengler, Gerl, DeGroot, Haugland, Stone.
Introduction, first reading, 163.
Referred to Committee on Transportation.
Returned to House and withdrawn, 168.

House Concurrent Resolution No. 3011 —

House Concurrent Resolution No. 3011. A Concurrent Resolution directing the legislative council to make a study of the need for

training firemen and the method or standards to follow to accomplish such training, if the need is indicated.

Introduced by Boustead, Hensrud.
 Introduction, first reading, 163.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 208.
 Re-referred to House Legislative Research Resolution Committee, 208.
 Reported back, indefinitely postponed, 3011.

House Concurrent Resolution No. 3012 —

House Concurrent Resolution No. 3012. A Concurrent Resolution to retain existing rail passenger service.

Introduced by Gengler, Gerl, DeGroot, Haugland, Stone.
 Introduction, first reading, 177.
 Rules suspended, not referred to Committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 177.
 Second reading, 178.
 Adopted, 178.
 To Senate, 179.
 Returned to House, 193.
 Enrolled, 750.
 Signed by Speaker, 872.
 To Senate, 873.
 Returned to House, 887.
 To Secretary of State, 916.

House Concurrent Resolution No. 3013 —

House Concurrent Resolution No. 3013. A Concurrent Resolution recognizing the efforts and objectives of those individuals and organizations who are memorializing the history of the U. S. 7th Cavalry during its territorial days' service in North Dakota, and to encourage the activities of those individuals and organizations, and to encourage various state departments, institutions, and agencies to give assistance.

Introduced by Mushik, Gerl.
 Introduction, first reading, 311.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 648.
 Second reading, 681.
 Adopted, 682.
 To Senate, 734.
 Returned to House, 1029, passed.
 Enrolled, 1610.
 Signed by Speaker, 1610.
 To Senate, 1611.
 Returned to House, 1612.
 To Secretary of State, 1613.

House Concurrent Resolution No. 3014 —

House Concurrent Resolution No. 3014. A Concurrent Resolution directing a study by the Legislative Council for the purpose of determining a method of removing the eyesore created by the abandonment of junk automobiles on the landscape of the state.

Introduced by Boustead, Wagner.
 Introduction, first reading, 420.
 Referred to Committee on Industry, Business and Labor.

Reported back, do pass, 795, 1405.

Re-referred to House Legislative Research Resolution Committee,
795.

Second reading, 1405.

Adopted, 1406.

Reconsidered, 1427.

Clincher, failed, 1428.

Lost, 1428.

House Concurrent Resolution No. 3015 —

House Concurrent Resolution No. 3015. A Concurrent Resolution urging all state educational leaders, boards, institutions, and teachers to provide the curricula necessary for environmental education.

Introduced by Eagles, Miedema.

Introduction, first reading, 420.

Referred to Committee on Education.

Reported back, amended, 795.

Amendments adopted, 858.

Engrossed, 892.

Adopted, 894.

Clincher, 894.

To Senate, 914.

Returned to House, 1336.

Enrolled, 1609.

Signed by Speaker, 1610.

To Senate, 1611.

Returned to House, 1612.

To Secretary of State, 1613.

House Concurrent Resolution No. 3016 —

House Concurrent Resolution No. 3016. A Concurrent Resolution directing the State Board of Higher Education to make Ellendale Branch-UND a branch of the State School of Science at Wahpeton.

Introduced by Moore, Dornacker, K. Erickson, Glaspey, K. Johnson.

Introduction, first reading, 420.

Referred to Committee on Education.

Returned to House and withdrawn, 675.

House Concurrent Resolution No. 3017 —

House Concurrent Resolution No. 3017. A Concurrent Resolution requesting the President of the United States to direct the release of \$300,000.00 appropriated for the establishment of an Economic Development Administration Region comprised of North Dakota, South Dakota, Nebraska, Wyoming, and Montana.

Introduced by Anderson.

Introduction, first reading, 456.

Referred to Committee on State and Federal Government.

Reported back, do pass, 591.

Second reading, 634.

Adopted, 634.

To Senate, 695.

Returned to House, 1168, Indefinitely postponed.

House Concurrent Resolution No. 3018 —

House Concurrent Resolution No. 3018. A Concurrent Resolution supporting North Dakota's efforts to commemorate the two-hundredth anniversary of the American Revolution.

Introduced by Hoffner, Streibel.
 Introduction, first reading, 468.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 591.
 Second reading, 634.
 Adopted, 634.
 To Senate, 695.
 Returned to House, 1172.
 Enrolled, 1609.
 Signed by Speaker, 1610.
 To Senate, 1611.
 Returned to House, 1612.
 To Secretary of State, 1613.

House Concurrent Resolution No. 3019 —

House Concurrent Resolution No. 3019. A Concurrent Resolution requesting a Legislative Council study of the North Dakota court system to determine if the citizens and taxpayers of the state would be benefited by changes in administration and procedures followed by the North Dakota judicial system.

Introduced by Lundene.
 Introduction, first reading, 496.
 Referred to Committee on Judiciary.
 Reported back, do pass, 713, 1406.
 Re-referred to House Legislative Research Resolution Committee,
 713.
 Second reading, 1406.
 Adopted, 1407.
 Clincher, 1425.
 To Senate, 1437.
 Returned to House, 1497.
 Enrolled, 1609.
 Signed by Speaker, 1610.
 To Senate, 1611.
 Returned to House, 1612.
 To Secretary of State, 1613.

House Concurrent Resolution No. 3020 —

House Concurrent Resolution No. 3020. A Concurrent Resolution for the amendment of section 121 of the Constitution of the state of North Dakota, relating to lowering of the voting age from twenty-one to eighteen.

Introduced by Hickie, Bunker, Fleming, Patrick.
 Introduction, first reading, 526.
 Referred to Committee on Judiciary.
 Reported back, amended, 777.
 Amendments adopted, 812.
 Second reading, 878.
 Adopted, 879.
 Clincher, 879.
 To Senate, 914.
 Returned to House, amended, 1285.
 Amendments, 1286.
 House does not concur, 1335.
 Conference Committee, Senate, 1366.
 Conference Committee, House, 1335.
 Conference Committee report, 1433.
 Senate adopts, 1471.
 Enrolled, 1609.

Signed by Speaker, 1610.
 To Senate, 1611.
 Returned to House, 1613.
 To Secretary of State, 1613.

House Concurrent Resolution No. 3021 —

House Concurrent Resolution No. 3021. A Concurrent Resolution requesting a Legislative Council study of the adequacy of various forms of agricultural finance that will be required during the implementation period of the individual farm unit irrigation projects and associated intensive farming in the Garrison Diversion Irrigation Project and in the years thereafter.

Introduced by Henry, Livingston.
 Introduction, first reading, 497.
 Referred to Committee on Agriculture.
 Reported back, do pass, 648, 1407.
 Referred to House Legislative Research Resolution Committee, 682.
 Second reading, 1407.
 Adopted, 1407.
 Clincher, 1425.
 To Senate, 1437.
 Returned to House, 1497.
 Enrolled, 1609.
 Signed by Speaker, 1610.
 To Senate, 1611.
 Returned to House, 1612.
 To Secretary of State, 1613.

House Concurrent Resolution No. 3022 —

House Concurrent Resolution No. 3022. A Concurrent Resolution calling to the attention of the county commissioners of certain counties the statutory deadline relating to the appointment of county directors of tax equalization.

Introduced by Gackle.
 Introduction, first reading, 564.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 830.
 Second reading, 879.
 Adopted, 879.
 Clincher, 879.
 To Senate, 914.
 Returned to House, 1197.
 Enrolled, 1609.
 Signed by Speaker, 1610.
 To Senate, 1611.
 Returned to House, 1612.
 To Secretary of State, 1613.

House Concurrent Resolution No. 3023 —

House Concurrent Resolution No. 3023. A Concurrent Resolution urging the United States Congress and the Administration to make more funds available for Farmers Home Administration loans.

Introduced by Streibel, Hoffner.
 Introduction, first reading, 564.
 Referred to Committee on Agriculture.
 Reported back, do pass, 648.
 Second reading, 682.
 Adopted, 682.
 To Senate, 734.

Returned to House, 1063.
Enrolled, 1609.
Signed by Speaker, 1610.
To Senate, 1611.
Returned to House, 1612.
To Secretary of State, 1613.

House Concurrent Resolution No. 3024 —

House Concurrent Resolution No. 3024. A Concurrent Resolution emphasizing the seriousness of rate structures and Interstate Commerce Commission decisions to the economic health of North Dakota and other Upper Midwest agricultural industry-dominated states.

Introduced by W. Erickson, Gengler.
Introduction, first reading, 564.
Referred to Committee on Transportation.
Reported back, do pass, 698.
Second reading, 731.
Adopted, 731.
To Senate, 809.
Returned to House, indefinitely postponed, 1063.

House Concurrent Resolution No. 3025 —

House Concurrent Resolution No. 3025. A Concurrent Resolution asking for a national goal and policy on distribution of opportunity and, hence, population in the United States in order to successfully absorb the projected 100 million new Americans who will be seeking jobs and homes by the year 2000.

Introduced by Winge.
Introduction, first reading, 568.
Referred to Committee on Social Welfare.
Reported back, do pass, 830.
Second reading, 879.
Adopted, 879.
Clincher, 879.
To Senate, 914.
Returned to House, 1197.
Enrolled, 1609.
Signed by Speaker, 1610.
To Senate, 1611.
Returned to House, 1612.
To Secretary of State, 1613.

House Concurrent Resolution No. 3026 —

House Concurrent Resolution No. 3026. A Concurrent Resolution directing the Commissioner of Insurance to conduct a study of the field of nonprofit hospital and medical service plan corporations.

Introduced by Gackle, Atkinson, Lundene, DeGroot, Metzger.
Introduction, first reading, 568.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 795.
Second reading, 880.
Adopted, 880.
Clincher, 880.
To Senate, 914.
Returned to House, 1172.
Enrolled, 1609.
Signed by Speaker, 1610.
To Senate, 1611.
Returned to House, 1612.
To Secretary of State, 1613.

House Concurrent Resolution No. 3027 —

House Concurrent Resolution No. 3027. A Concurrent Resolution urging the Congress of the United States to correct the inequalities and inadequacies in the limitations now imposed by section 127 of title 23 of the United States Code, relating to restrictions upon weights of vehicles operated upon state highways that are a part of the federal aid systems.

Introduced by Giffey, Opedahl.
 Introduction, first reading, 589.
 Referred to Committee on Transportation.
 Reported back, do pass, 699.
 Second reading, 731.
 Adopted, 731.
 To Senate, 809.
 Returned to House, 1285.
 Enrolled, 1609.
 Signed by Speaker, 1610.
 To Senate, 1612.
 Returned to House, 1612.
 To Secretary of State, 1613.

House Concurrent Resolution No. 3028 —

House Concurrent Resolution No. 3028. A Concurrent Resolution urging the public school boards of this State to cooperate in the transportation of nonpublic school children.

Introduced by Eagles, Raymond, Mushik.
 Introduction, first reading, 609.
 Referred to Committee on Education.
 Reported back, do pass, 795.
 Second reading, 880.
 Adopted, 880.
 Clincher, 880.
 To Senate, 914.
 Returned to House, amended, 1366.
 Amendments, 1373.
 House concurs, 1422.
 Engrossed, 1423.
 Second reading, 1423.
 Final passage, 1423.
 Enrolled, 1610.
 Signed by Speaker, 1610.
 To Senate, 1612.
 Returned to House, 1612.
 To Secretary of State, 1613.

House Concurrent Resolution No. 3029 —

House Concurrent Resolution No. 3029. A Concurrent Resolution requesting that the State Board of University and School Lands declare a temporary moratorium on the sale of lands under its control which have been evaluated by the State Game and Fish Department as having exceptional value for wildlife enhancement or recreational use.

Introduced by W. Erickson, Opedahl.
 Introduction, first reading, 609.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 755.
 Second reading, 804.
 Lost, 804.

House Concurrent Resolution No. 3030 —

House Concurrent Resolution No. 3030. A Concurrent Resolution urging the Congress of the United States to designate the Saint Lawrence Seaway as a toll free transportation route.

Introduced by Wilkie, Laughlin.
Introduction, first reading, 610.
Referred to Committee on Transportation.
Reported back, do pass, 855.
Second reading, 880.
Adopted, 880.
Clincher, 880.
To Senate, 914.
Returned to House, indefinitely postponed, 1063.

House Concurrent Resolution No. 3031 —

House Concurrent Resolution No. 3031. A Concurrent Resolution requesting the Legislative Council to examine the need for the continuation of the North Dakota Rural Rehabilitation Corporation and to make such recommendations for its continuance or dissolution as are deemed appropriate.

Introduced by Giffey.
Introduction, first reading, 646.
Referred to Committee on State and Federal Government.
Reported back, do pass, 755, 1408.
Re-referred to House Legislative Research Resolution Committee, 755.
Second reading, 1408.
Adopted, 1408.
Clincher, 1425.
To Senate, 1437.
Returned to House, 1497.
Enrolled, 1609.
Signed by Speaker, 1610.
To Senate, 1612.
Returned to House, 1612.
To Secretary of State, 1613.

House Concurrent Resolution No. 3032 —

House Concurrent Resolution No. 3032. A Concurrent Resolution congratulating Satchel Paige on his election to the Baseball Hall of Fame.

Introduced by Halcrow.
Introduction, first reading, 640.
Rules suspended, not printed as a bill, read in entirety, placed on second reading, 640.
Second reading, 642.
Adopted, 642.
To Senate, 642.
Returned to House, 670.
Enrolled, 982.
Signed by Speaker, 1005.
To Senate, 1006.
Returned to House, 1006.
To Secretary of State, 1030.

House Concurrent Resolution No. 3033 —

House Concurrent Resolution No. 3033. A Concurrent Resolution urging the Congress of the United States and the Secretary of the Interior to update the in-lieu payments in wetlands acquisitions.

Introduced by Walsh.
 Introduction, first reading, 646.
 Referred to Committee on Natural Resources.
 Reported back, amended, 830, 831.
 Amendments adopted, 876.
 Engrossed, 895.
 Second reading, 912.
 Adopted, 912.
 Clincher, 912.
 To Senate, 919.
 Returned to House, indefinitely postponed, 1197.

House Concurrent Resolution No. 3034 —

House Concurrent Resolution No. 3034. A Concurrent Resolution requesting the Secretary of the United States Department of Transportation to consider the needs of such states as North Dakota in locating end points and, hence, passenger rail service under the Rail Pax Plan.

Introduced by Gengler.
 Introduction, first reading, 646.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 855.

House Concurrent Resolution No. 3035 —

House Concurrent Resolution No. 3035. A Concurrent Resolution urging beer and soft drink manufacturers, bottlers, and distributors to use returnable containers and to commend the "Keep North Dakota Clean" organization for its work.

Introduced by Wilkie, W. Erickson.
 Introduction, first reading, 699.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 795.
 Second reading, 880.
 Adopted, 880.
 Clincher, 880.
 To Senate, 914.
 Returned to House, 1249.
 Enrolled, 1609.
 Signed by Speaker, 1611.
 To Senate, 1612.
 Returned to House, 1612.
 To Secretary of State, 1613.

House Concurrent Resolution No. 3036 —

House Concurrent Resolution No. 3036. A Concurrent Resolution directing the Legislative Council, with the cooperation of pertinent state agencies and departments, to study North Dakota laws regarding the sale or exchange of state-owned lands under the authority of either the State or its various departments and agencies.

Introduced by Henry, Henning.
 Introduction, first reading, 699.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 755.
 Re-referred to House Legislative Research Resolution Committee, 755.
 Reported back, amended, 1420.
 Amendments adopted, 1420.
 Engrossed, 1420.

Second reading, 1420.
 Adopted, 1421.
 Clincher, 1425.
 To Senate, 1470.
 Returned to House, 1514.
 Engrossed, 1610.
 Enrolled, 1610.
 Signed by Speaker, 1611.
 To Senate, 1612.
 Returned to House, 1612.
 To Secretary of State, 1614.

House Concurrent Resolution No. 3037—

House Concurrent Resolution No. 3037. A Concurrent Resolution urging the United States Congress to take action to adopt a national health insurance plan, as part of an overall system of national health care delivery.

Introduced by Hoffner, Raymond.
 Introduction, first reading, 700.
 Referred to Committee on Social Welfare.
 Reported back, amended, 831.
 Amendments adopted, 876.
 Engrossed, 895.
 Second reading, 912.
 Lost, 913.
 Motion to reconsider action failed, 925.

House Concurrent Resolution No. 3038 —

House Concurrent Resolution No. 3038. A Concurrent Resolution to commend the Assumption Abbey for its many years of educational service to North Dakota.

Introduced by Gengler, Olienyk, Knudson, Austin.
 Introduction, first reading, 700.
 Referred to Committee on Education.
 Reported back, do pass, 795.
 Second reading, 880.
 Adopted, 880.
 Clincher, 880.
 To Senate, 914.
 Returned to House, 1450.
 Enrolled, 1609.
 Signed by Speaker, 1611.
 To Senate, 1612.
 Returned to House, 1612.
 To Secretary of State, 1614.

House Concurrent Resolution No. 3039 —

House Concurrent Resolution No. 3039. A Concurrent Resolution directing the Legislative Council to study and review the statutes in the crimes and punishment portion of the North Dakota Century Code relating to offenses against the person and the community.

Introduced by Hilleboe.
 Introduction, first reading, 700.
 Referred to Committee on Judiciary.
 Reported back, do pass, 778.
 Re-referred to House Legislative Research Resolution Committee, 778.
 Reported back, indefinitely postponed, 1408.

House Concurrent Resolution No. 3040 —

House Concurrent Resolution No. 3040. A Concurrent Resolution directing the Legislative Council to study the membership, duties, responsibilities, and appointments of all statutory boards and commissions, excepting those occupational and professional licensing boards and commissions.

Introduced by Opedahl, Hilleboe.

Introduction, first reading, 700.

Referred to Committee on State and Federal Government.

Reported back, do pass, 755, 1409.

Re-referred to House Legislative Research Resolution Committee, 755.

Second reading, 1409.

Adopted, 1409.

Clincher, 1425.

To Senate, 1437.

Returned to House, 1497.

Enrolled, 1609.

Signed by Speaker, 1611.

To Senate, 1612.

Returned to House, 1613.

To Secretary of State, 1614.

House Concurrent Resolution No. 3041 —

House Concurrent Resolution No. 3041. A Concurrent Resolution requesting the Legislative Council to conduct a study regarding annual and biennial reports required of state departments, agencies, and institutions.

Introduced by Giffey, Hilleboe, Opedahl.

Introduction, first reading, 700.

Referred to Committee on State and Federal Government.

Reported back, do pass, 755.

Re-referred to House Legislative Research Resolution Committee, 755.

Reported back, indefinitely postponed, 1410.

House Concurrent Resolution No. 3042 —

House Concurrent Resolution No. 3042. A Concurrent Resolution urging Congress and the Nixon Administration to support the Rural Electrification Administration two percent loan program.

Introduced by W. Erickson, Grant, Kingsbury.

Introduction, first reading, 700.

Referred to Committee on Agriculture.

Reported back, do pass, 831.

Second reading, 880.

Adopted, 880.

Clincher, 881.

To Senate, 914.

Returned to House, 1230.

Enrolled, 1609.

Signed by Speaker, 1610.

To Senate, 1612.

Returned to House, 1613.

To Secretary of State, 1614.

House Concurrent Resolution No. 3043 —

House Concurrent Resolution No. 3043. A Concurrent Resolution urging Congress and the Interstate Commerce Commission to sup-

port measures to improve freight and passenger transportation services to North Dakota's small towns.

Introduced by McGeehan.

Introduction, first reading, 700.

Referred to Committee on Transportation.

Reported back, indefinitely postponed, 855.

House Concurrent Resolution No. 3044 —

House Concurrent Resolution No. 3044. A Concurrent Resolution expressing support to the United States Department of the Interior for its research efforts in weather modification in the Upper Midwest area.

Introduced by Livingston, Walsh.

Introduction, first reading, 700.

Referred to Committee on Agriculture.

Reported back, do pass, 831.

Second reading, 881.

Adopted, 881.

Clincher, 881.

To Senate, 914.

Returned to House, 1197.

Enrolled, 1609.

Signed by Speaker, 1611.

To Senate, 1612.

Returned to House, 1613.

To Secretary of State, 1614.

House Concurrent Resolution No. 3045 —

House Concurrent Resolution No. 3045. A Concurrent Resolution for the amendment of section 216 of the Constitution of the state of North Dakota, and subsection 1 of article 54 of the amendments to the Constitution of the state of North Dakota, relating to the removal of the constitutional status of the Ellendale Branch of the University of North Dakota.

Introduced by Committee on Appropriations.

Introduction, first reading, 701.

Referred to Committee on Education.

Reported back, do pass, 796.

Second reading, 881.

Adopted, 881.

Clincher, 881.

To Senate, 914.

Returned to House, 1450.

Enrolled, 1609.

Signed by Speaker, 1611.

To Senate, 1612.

Returned to House, 1613.

To Secretary of State, 1614.

House Concurrent Resolution No. 3046—

House Concurrent Resolution No. 3046. A Concurrent Resolution urging the Congress of the United States to review the federal statutes relating to Aid to Families with Dependent Children.

Introduced by Committee on Appropriations.

Introduction, first reading, 705.

Referred to Committee on Social Welfare.

Reported back, do pass, 831.

Second reading, 882.

Adopted, 882.
 Clincher, 882.
 To Senate, 914.
 Returned to House, 1366.
 Enrolled, 1609.
 Signed by Speaker, 1611.
 To Senate, 1612.
 Returned to House, 1613.
 To Secretary of State, 1614.

House Concurrent Resolution No. 3047 —

House Concurrent Resolution No. 3047. A Concurrent Resolution urging the President of the United States and the Congress of the United States to continue the school milk program.

Introduced by Mertens.
 Introduction, first reading, 705.
 Referred to Committee on Agriculture.
 Reported back, do pass, 832.
 Second reading, 882.
 Adopted, 882.
 Clincher, 882.
 To Senate, 914.
 Returned to House, 1197.
 Enrolled, 1609.
 Signed by Speaker, 1611.
 To Senate, 1612.
 Returned to House, 1613.
 To Secretary of State, 1614.

House Concurrent Resolution No. 3048 —

House Concurrent Resolution No. 3048. A Concurrent Resolution urging the President of the United States to end the conflict in Southeast Asia and strengthen the economy.

Introduced by Gerl.
 Introduction, first reading, 705.
 Referred to Committee on Veterans and Military Affairs.
 Reported back, amended, 796.
 Re-referred to Committee on State and Federal Government, 750.
 Amendments adopted, 858.
 Motion to reconsider adoption of amendments prevailed, 833.
 Withdrawn, 833.

House Concurrent Resolution No. 3049 —

House Concurrent Resolution No. 3049. A Concurrent Resolution requesting the Congress of the United States to place limits on campaign elections for national office in the various states.

Introduced by Wilkie, Fleming.
 Introduction, first reading, 706.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 796.
 Substitute motion to place on Calendar failed, 796.

House Concurrent Resolution No. 3050 —

House Concurrent Resolution No. 3050. A Concurrent Resolution directing the Legislative Council to carry out a revision of the substantive criminal laws of North Dakota.

Introduced by Atkinson, Hilleboe.
 Introduction, first reading, 706.
 Referred to Committee on Judiciary.
 Reported back, do pass, 778, 1410.
 Re-referred to House Legislative Research Resolution Committee,
 778.
 Second reading, 1410.
 Adopted, 1410.
 Clincher, 1425.
 To Senate, 1437.
 Returned to House, 1498.
 Enrolled, 1609.
 Signed by Speaker, 1611.
 To Senate, 1612.
 Returned to House, 1613.
 To Secretary of State, 1614.

House Concurrent Resolution No. 3051 —

House Concurrent Resolution No. 3051. A Concurrent Resolution commending state employees for their cooperation and assistance to the Legislative Assembly.

Introduced by Hoffner, Streibel.
 Introduction, first reading, 706.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 755.
 Second reading, 804.
 Adopted, 804.
 To Senate, 896.
 Returned to House, amended, 1197.
 Amendments, 1199.
 House concurs, 1222.
 Engrossed, 1222.
 Second reading, 1222.
 Final passage, 1222.
 Enrolled, 1610.
 Signed by Speaker, 1610.
 To Senate, 1612.
 Returned to House, 1613.
 To Secretary of State, 1614.

House Concurrent Resolution No. 3052 —

House Concurrent Resolution No. 3052. A Concurrent Resolution directing the Legislative Council to study the Judges' Retirement Fund, and the statutes providing the system of retirement benefits for supreme and district court judges.

Introduced by Atkinson, Rundle.
 Introduction, first reading, 706.
 Referred to Committee on Judiciary.
 Reported back, do pass, 778, 1411.
 Re-referred to House Legislative Research Resolution Committee,
 778.
 Second reading, 1411.
 Adopted, 1411.
 Clincher, 1425.
 To Senate, 1437.
 Returned to House, 1498.
 Enrolled, 1609.
 Signed by Speaker, 1610.
 To Senate, 1612.
 Returned to House, 1613.
 To Secretary of State, 1614.

House Concurrent Resolution No. 3053 —

House Concurrent Resolution No. 3053. A Concurrent Resolution directing the Legislative Council to study the feasibility and desirability of adopting the Uniform Probate Code for North Dakota.

Introduced by Atkinson.

Introduction, first reading, 706.

Referred to Committee on Judiciary.

Reported back, do pass, 778, 1411.

Re-referred to House Legislative Research Resolution Committee, 778.

Second reading, 1412.

Adopted, 1412.

To Senate, 1437.

Returned to House, 1498.

Enrolled, 1610.

Signed by Speaker, 1611.

To Senate, 1612.

Returned to House, 1613.

To Secretary of State, 1614.

House Concurrent Resolution No. 3054 —

House Concurrent Resolution No. 3054. A Concurrent Resolution urging the Congress of the United States to adopt stricter standard requirements on motor vehicles in the areas of safety and air pollution.

Introduced by Grant, W. Erickson, Laughlin.

Introduction, first reading, 706.

Referred to Committee on Transportation.

Reported back, indefinitely postponed, 855.

House Concurrent Resolution No. 3055 —

House Concurrent Resolution No. 3055. A Concurrent Resolution urging the President of the United States and the Secretary of Agriculture to retain the Department of Agriculture as a separate agency, investigate ways of improving the economic plight of the North Dakota farmer, and preserve the private enterprise system of our society.

Introduced by Grant, Laughlin.

Introduction, first reading, 706.

Referred to Committee on Agriculture.

Reported back, do pass, 832.

Second reading, 882.

Adopted, 882.

Clincher, 882.

To Senate, 914.

Returned to House, 1230.

Enrolled, 1610.

Signed by Speaker, 1611.

To Senate, 1612.

Returned to House, 1613.

To Secretary of State, 1614.

House Concurrent Resolution No. 3056 —

House Concurrent Resolution No. 3056. A Concurrent Resolution recommending that the State Highway Department give full consideration to the installation and operation of coin-operated electrical services and sanitary disposal facilities at rest areas operated by the department.

Introduced by Lundene, Fleming.
 Introduction, first reading, 706.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 855.

House Concurrent Resolution No. 3057 —

House Concurrent Resolution No. 3057. A Concurrent Resolution urging the President of the United States to support the Water Bank Program.

Introduced by Walsh.
 Introduction, first reading, 706.
 Referred to Committee on Agriculture.
 Reported back indefinitely postponed, 832.

House Concurrent Resolution No. 3058 —

House Concurrent Resolution No. 3058. A Concurrent Resolution urging North Dakotans who ride or operate snowmobiles to use helmets, and to urge state organizations and agencies to encourage the use of helmets.

Introduced by Walsh.
 Introduction, first reading, 707.
 Referred to Committee on Transportation.
 Reported back, do pass, 856.
 Second reading, 882.
 Adopted, 882.
 Clincher, 882.
 To Senate, 914.
 Returned to House, 1091.
 Enrolled, 1610.
 Signed by Speaker, 1611.
 To Senate, 1612.
 Returned to House, 1613.
 To Secretary of State, 1614.

House Concurrent Resolution No. 3059 —

House Concurrent Resolution No. 3059. A Concurrent Resolution directing an interim study by the Legislative Council of health care delivery systems for North Dakota that will provide the greatest care and coverage at the least cost to the general public and to the Public Welfare Board of North Dakota.

Introduced by Henry, Lundene.
 Introduction, first reading, 707.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 832.
 Motion to place on Calendar failed, 1421.
 Reported back, indefinitely postponed, 1421.

House Concurrent Resolution No. 3060 —

House Concurrent Resolution No. 3060. A Concurrent Resolution for an amendment to the Constitution of the state of North Dakota limiting the number of initiated or referred measures and constitutional amendments which may be submitted to the electors at any single election.

Introduced by Dornacker.
 Introduction, first reading, 707.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 783.

House Concurrent Resolution No. 3061 —

House Concurrent Resolution No. 3061. A Concurrent Resolution for the amendment of section 82 of the Constitution of the state of North Dakota, deleting the tax commissioner as a constitutional officer.

Introduced by Dornacker.
Introduction, first reading, 707.
Referred to Committee on State and Federal Government.
Reported back, do pass, 797.
Second reading, 882.
Lost, 883.

House Concurrent Resolution No. 3062 —

House Concurrent Resolution No. 3062. A Concurrent Resolution proposing an amendment to section 75 of the Constitution of the state of North Dakota, to provide that the legislative assembly may require, by written request of a majority of its membership, the governor to call a special session limited to the consideration of gubernatorial vetoes.

Introduced by Dornacker.
Introduction, first reading, 707.
Referred to Committee on State and Federal Government.
Reported back, amended, 797.
Amendments adopted, 858.
Engrossed, 892.
Lost for want of a constitutional majority, 895.

House Concurrent Resolution No. 3063 —

House Concurrent Resolution No. 3063. A Concurrent Resolution directing the Legislative Council to continue the study directed by House Concurrent Resolution No. 17 adopted by the Forty-first Legislative Assembly, relating to the financing of road and street construction.

Introduced by Boyum.
Introduction, first reading, 707.
Referred to Committee on Transportation.
Reported back, do pass, 856, 1412.
Re-referred to House Legislative Research Resolution Committee, 856.
Second reading, 1412.
Adopted, 1413.
Clincher, 1425.
To Senate, 1437.
Returned to House, 1498.
Enrolled, 1610.
Signed by Speaker, 1611.
To Senate, 1612.
Returned to House, 1613.
To Secretary of State, 1614.

House Concurrent Resolution No. 3064 —

House Concurrent Resolution No. 3064. A Concurrent Resolution urging the Department of Public Instruction to integrate elements of consumer education into appropriate courses of study in North Dakota's elementary and secondary schools.

Introduced by Stone.
Introduction, first reading, 707.

Referred to Committee on Education.
 Reported back, do pass, 797.
 Second reading, 883.
 Adopted, 883.
 Clincher, 883.
 To Senate, 914.
 Returned to House, 1336.
 Enrolled, 1610.
 Signed by Speaker, 1611.
 To Senate, 1612.
 Returned to House, 1613.
 To Secretary of State, 1614.

House Concurrent Resolution No. 3065 —

House Concurrent Resolution No. 3065. A Concurrent Resolution requesting a Legislative Council study of existing plans, programs and statutes relative to land use and resources of the state of North Dakota and requesting a report.

Introduced by Livingston.
 Introduction, first reading, 707.
 Referred to Committee on Natural Resources.
 Reported back, indefinitely postponed, 832.

House Concurrent Resolution No. 3066—

House Concurrent Resolution No. 3066. A Concurrent Resolution requesting the President of the United States and the Secretary of Housing and Urban Development to simplify and speed procedures for federal funds.

Introduced by Lundene.
 Introduction, first reading, 708.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 797.
 Motion for reconsideration prevailed, 885.
 Second reading, 886.
 Adopted, 886.
 Clincher, 886.
 To Senate, 914.
 Returned to House, amended, 1249.
 Amendments, 1250.
 House concurs, 1389.
 Second reading, 1389.
 Final passage, 1389.
 Engrossed, 1610.
 Enrolled, 1610.
 Signed by Speaker, 1611.
 To Senate, 1612.
 Returned to House, 1613.
 To Secretary of State, 1614.

House Concurrent Resolution No. 3067 —

House Concurrent Resolution No. 3067. A Concurrent Resolution urging the Secretary of Agriculture to abstain from calling in further excessive amounts of North Dakota farm stored grain.

Introduced by Laughlin, Henry, Dornacker, Thorsgard, Anderson.
 Introduction, first reading, 708.
 Referred to Committee on Agriculture.
 Reported back, do pass, 832.
 Second reading, 884.

Adopted, 884.
Clincher, 884.
To Senate, 914.
Returned to House, 1197. Indefinitely postponed, 1197.

House Concurrent Resolution No. 3068 —

House Concurrent Resolution No. 3068. A Concurrent Resolution urging Congress to abolish the Bureau of Indian Affairs.

Introduced by Murphy.
Introduction, first reading, 708.
Referred to Committee on State and Federal Government.
Reported back, do pass, 797.
Motion to place at foot of Calendar prevailed, 884.
Second reading, 913.
Lost, 913.

House Concurrent Resolution No. 3069 —

House Concurrent Resolution No. 3069. A Concurrent Resolution congratulating Dr. Norman E. Borlaug, the 1970 winner of the Nobel Peace Prize.

Introduced by Walsh.
Introduction, first reading, 708.
Referred to Committee on Agriculture.
Reported back, do pass, 832.
Second reading, 884.
Adopted, 884.
Clincher, 884.
To Senate, 914.
Returned to House, 1230.
Enrolled, 1610.
Signed by Speaker, 1611.
To Senate, 1612.
Returned to House, 1613.
To Secretary of State, 1614.

House Concurrent Resolution No. 3070 —

House Concurrent Resolution No. 3070. A Concurrent Resolution urging the Congress of the United States to recognize the value of health care and to increase funds for health care.

Introduced by Mushik.
Introduction, first reading, 708.
Referred to Committee on Social Welfare.
Reported back, amended, 832.
Amendments adopted, 876.
Engrossed, 895.
Second reading, 913.
Lost, 913.

House Concurrent Resolution No. 3071 —

House Concurrent Resolution No. 3071. A Concurrent Resolution for a Legislative Council study of a State Department of Transportation.

Introduced by Giffey.
Introduction, first reading, 708.
Referred to Committee on Transportation.
Reported back, indefinitely postponed, 856.

House Concurrent Resolution No. 3072 —

House Concurrent Resolution No. 3072. A Concurrent Resolution urging restaurants and public institutions to include potatoes on breakfast menus.

Introduced by Stone.

Introduction, first reading, 708.

Referred to Committee on State and Federal Government.

Reported back, do pass, 755.

Second reading, 804.

Lost, 804.

House Concurrent Resolution No. 3073 —

House Concurrent Resolution No. 3073. A Concurrent Resolution expressing concern for prisoners of war and men missing in action in Southeast Asia, and urging the Congress and the Governor to proclaim the week of March 21-27 as a special week of concern and March 21 as a special day of prayer for the prisoners and men missing in action.

Introduced by Raymond, Olienyk, Gackle.

Introduction, first reading, 713.

Rules suspended, not printed as a bill, printed in Journal, read in entirety, placed on second reading and final passage prevailed, 713.

Second reading, 714.

Adopted, 716.

To Senate, 809.

Returned to House, passed, 1230.

Enrolled, 1610.

Signed by Speaker, 1611.

To Senate, 1612.

Returned to House, 1613.

To Secretary of State, 1614.

House Concurrent Resolution No. 3074 —

House Concurrent Resolution No. 3074. A Concurrent Resolution directing the Legislative Council to study the fiscal procedures of the state institutions of higher education under the control of the Board of Higher Education.

Introduced by Tweten.

Introduction, first reading, 716.

Referred to Committee on Education.

Reported back, do pass, 797.

Re-referred to House Legislative Research Resolution Committee, 797.

Reported back, indefinitely postponed, 1413.

House Concurrent Resolution No. 3075 —

House Concurrent Resolution No. 3075. A Concurrent Resolution directing the Legislative Council to carry out a study on methods of developing innovations and efficiencies in the marketing of agricultural products.

Introduced by Herman.

Introduction, first reading, 716.

Referred to Committee on Agriculture.

Reported back, do pass, 833.

Re-referred to House Legislative Research Resolution Committee, 884.

Reported back, indefinitely postponed, 1413.

House Concurrent Resolution No. 3076 —

House Concurrent Resolution No. 3076. A Concurrent Resolution encouraging the State Board of Equalization to maintain the present levels of assessments for a two year period with only minor variations on locally assessed property in North Dakota.

Introduced by Weber.
Introduction, first reading, 716.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 778.
Second reading, 816.
Adopted, 816.
Motion to reconsider adoption failed, 902.
To Senate, 914.
Returned to House, amended, 1450.
Amendments, 1457.
House concurs, 1514.
Engrossed, 1514.
Second reading, 1514.
Final passage, 1514.
Enrolled, 1610.
Signed by Speaker, 1611.
To Senate, 1612.
Returned to House, 1613.
To Secretary of State, 1614.

House Concurrent Resolution No. 3077 —

House Concurrent Resolution No. 3077. A Concurrent Resolution regarding the discontinuance of certain farming operations at the charitable and penal institutions, providing for greater cooperation in the farming operations between the various institutions, and calling for improved financial reporting.

Introduced by Tweten, Miedema, Opedahl.
Introduction, first reading, 716.
Referred to Committee on Appropriations.
Reported back, do pass, 797.
Second reading, 884.
Adopted, 884.
Clincher, 884.
To Senate, 914.
Returned to House, amended, 1197.
Amendments, 1199.
House concurs, 1228.
Engrossed, 1228.
Second reading, 1228.
Final passage, 1228.
Enrolled, 1610.
Signed by Speaker, 1611.
To Senate, 1612.
Returned to House, 1613.
To Secretary of State, 1614.

House Concurrent Resolution No. 3078 —

House Concurrent Resolution No. 3078. A Concurrent Resolution to the President of the United States asking that corporations be required to file an annual report to the public pointing out their use of the environment, including damages and remedies, and outlining their plans for the next year.

Introduced by Jacobson, Rocheleau.
Introduction, first reading, 716.

Referred to Committee on Natural Resources.
Reported back, do pass, 832.
Second reading, 884.
Lost, 884.

House Concurrent Resolution No. 3079 —

House Concurrent Resolution No. 3079. A Concurrent Resolution urging the President of the United States to investigate ways of nationalizing the railroads and confiscating all railroad-owned land.

Introduced by Gengler, Jacobson.
Introduction, first reading, 716.
Referred to Committee on Transportation.
Reported back, indefinitely postponed, 856.

House Concurrent Resolution No. 3080 —

House Concurrent Resolution No. 3080. A Concurrent Resolution supporting construction of the Garrison Diversion Unit.

Introduced by Boyum, Linderman.
Introduction, first reading, 716.
Referred to Committee on Agriculture.
Reported back, do pass, 833.
Second reading, 884.
Adopted, 885.
Clincher, 885.
To Senate, 914.
Returned to House, passed, 1197.
Enrolled, 1610.
Signed by Speaker, 1611.
To Senate, 1612.
Returned to House, 1613.
To Secretary of State, 1614.

House Concurrent Resolution No. 3081 —

House Concurrent Resolution No. 3081. A Concurrent Resolution honoring North Dakotans who have died in Vietnam.

Introduced by Rundle, K. Johnson.
Introduction, first reading, 717.
Referred to Committee on Veterans' and Military Affairs.
Reported back, do pass, 833.
Second reading, 885.
Adopted, 885.
Clincher, 885.
To Senate, 914.
Returned to House, passed, 1230.
Enrolled, 1610.
Signed by Speaker, 1611.
To Senate, 1612.
Returned to House, 1613.
To Secretary of State, 1614.

House Concurrent Resolution No. 3082—

House Concurrent Resolution No. 3082. A Concurrent Resolution directing the Legislative Council to study the feasibility of designating a legislative exercise room in the State Capitol basement, in the new legislative wing if one is built, or in some other appropriate and accessible location.

Introduced by Hentges.
 Introduction, first reading, 717.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 798.
 Re-referred to House Legislative Research Resolution Committee,
 798.
 Reported back, indefinitely postponed, 1413.

House Concurrent Resolution No. 3083 —

House Concurrent Resolution No. 3083. A Concurrent Resolution urging Congress to direct the United States Army Corps of Engineers to construct and maintain at federal expense additional bank stabilization works on the Missouri River in North Dakota.

Introduced by Patrick, Giffey, Hickie, E. Miller.
 Introduction, first reading, 717.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 798.
 Second reading, 885.
 Adopted, 885, 1462.
 Clincher, 885.
 To Senate, 914.
 Returned to House, amended, 1285.
 Amendments, 1286, 1287.
 House does not concur, 1393.
 Reconsidered, 1462.
 House concurs, 1462.
 Engrossed, 1462.
 Second reading, 1462.
 Final passage, 1462.
 House Conference Committee, 1394.
 Senate Conference Committee, 1497.
 Enrolled, 1610.
 Signed by Speaker, 1611.
 To Senate, 1612.
 Returned to House, 1613.
 To Secretary of State, 1614.

House Concurrent Resolution No. 3084 —

House Concurrent Resolution No. 3084. A Concurrent Resolution urging Congress to amend the Selective Service Act to provide that the draft shall only be used if there has been a declaration of war or national emergency.

Introduced by Dornacker.
 Introduction, first reading, 717.
 Referred to Committee on Veterans Military Affairs.
 Reported back, indefinitely postponed, 833.
 Motion to place on Calendar prevailed, 833.
 Moved to foot of Calendar, 885.
 Second reading, 913.
 Lost, 913.

House Concurrent Resolution No. 3085 —

House Concurrent Resolution No. 3085. A Concurrent Resolution expressing the concern of the Legislative Assembly over the creation, by executive order, of the State Planning Advisory Council, and requesting the Governor to rescind Executive Order No. 52.

Introduced by Rundle.
 Introduction, first reading, 717.
 Referred to Committee on State and Federal Government.

Reported back, do pass, 798.
Second reading, 885.
Lost, 885.

House Concurrent Resolution No. 3086 —

House Concurrent Resolution No. 3086. A Concurrent Resolution expressing confidence that the officers and men of the 91st and 321st Strategic Missile Wings at Minot and Grand Forks Air Force Bases will exhibit superior performance in participating in "Olympic Arena 71".

Introduced by Strinden, Streibel, Weber, Hoffner, Reimers.
Introduction, first reading, 1002.
Rules suspended, not referred to Committee, not printed as a bill, printed, in the Journal, placed on second reading and final passage prevailed, 1003.
Second reading, 1003.
Adopted, 1004.
To Senate, 1065.
Returned to House, 1113.
Enrolled, 1610.
Signed by Speaker, 1611.
To Senate, 1612.
Returned to House, 1613.
To Secretary of State, 1614.

House Concurrent Resolution No. 3087 —

House Concurrent Resolution No. 3087. A Concurrent Resolution commending Bottineau and Rolette Counties and Oliver and Mercer Counties for combining their offices of County Superintendent of Schools, and urging other counties to follow suit.

Introduced by Committee on Delayed Bills.
Introduction, first reading, 1043.
Rules suspended, not referred to Committee, not printed as a bill, printed in the Journal, placed on second reading and final passage, 1043.
Second reading, 1043.
Adopted, 1044.
To Senate, 1112.
Returned to House, 1230.
Enrolled, 1610.
Signed by Speaker, 1611.
To Senate, 1612.
Returned to House, 1613.
To Secretary of State, 1614.

House Concurrent Resolution No. 3088 —

House Concurrent Resolution No. 3088. A Concurrent Resolution urging the State Department of Health to initiate and conduct a program of testing and immunizing for rubella.

Introduced by Committee on Delayed Bills.
Introduction, first reading, 1077.
Referred to Committee on Social Welfare.
Reported back, do pass, 1120.
Second reading, 1158.
Adopted, 1158.
To Senate, 1196.
Returned to House, 1450.
Enrolled, 1610.

Signed by Speaker, 1611.
To Senate, 1612.
Returned to House, 1613.
To Secretary of State, 1614.

House Concurrent Resolution No. 3089 —

House Concurrent Resolution No. 3089. A Concurrent Resolution congratulating the Minot State College basketball and football teams on their fine seasons, and wishing the basketball team good luck in the district playoffs.

Introduced by Committee on Delayed Bills.
Introduction, first reading, 1077.
Rules suspended, not referred to Committee, not printed as a bill but printed in the Journal, placed on second reading and final passage, 1077.
Second reading, 1078.
Adopted, 1078.
To Senate, 1140.
Returned to House, 1230.
Enrolled, 1610.
Signed by Speaker, 1611.
To Senate, 1612.
Returned to House, 1613.
To Secretary of State, 1614.

House Concurrent Resolution No. 3090 —

House Concurrent Resolution No. 3090. A Concurrent Resolution directing a Legislative Council study of teacher certification procedures.

Introduced by Committee on Delayed Bills.
Referred to Committee on Legislative Council.
Reported back, indefinitely postponed, 1421.
Substitute motion to place on Calendar prevailed, 1421.
Motion to delay action pending receipt of fiscal note prevailed, 1421.
Second reading, 1423.
Adopted, 1424.
Clincher, 1425.
To Senate, 1437.
Returned to House, 1498.
Enrolled, 1610.
Signed by Speaker, 1611.
To Senate, 1612.
Returned to House, 1613.
To Secretary of State, 1614.

House Concurrent Resolution No. 3091 —

House Concurrent Resolution No. 3091. A Concurrent Resolution providing for a study by the Legislative Council of the impact of federal revenue sharing proposals upon programs of the State and its political subdivisions.

Introduced by Committee on Delayed Bills.
Introduction, first reading, 1214.
Referred to Legislative Council Resolutions Committee.
Reported back, do pass, 1414.
Second reading, 1414.
Adopted, 1414.
Clincher, 1425.
To Senate, 1437.

Returned to House, 1498.
Enrolled, 1610.
Signed by Speaker, 1611.
To Senate, 1612.
Returned to House, 1613.
To Secretary of State, 1614.

House Concurrent Resolution No. 3092 —

House Concurrent Resolution No. 3092. A Concurrent Resolution declaring the intent of the Legislative Assembly to comply with the requirements of the Omnibus Crime Control and Safe Streets Act.

Introduced by Committee on Delayed Bills.
Introduction, first reading, 1248.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 1265.
Second reading, 1296.
Adopted, 1297.
To Senate, 1398.
Returned to House, 1498.
Enrolled, 1610.
Signed by Speaker, 1611.
To Senate, 1612.
Returned to House, 1613.
To Secretary of State, 1614.

House Concurrent Resolution No. 3093 —

House Concurrent Resolution No. 3093. A Concurrent Resolution providing for the completion of the legislative journals of the house and senate.

Introduced by Committee on Delayed Bills.
Introduction, first reading, 1332.
Rules suspended, not referred to Committee, printed in Journal, placed on second reading and final passage, 1332.
Second reading, 1333.
Adopted, 1333.
To Senate, 1398.
Returned to House, 1498.
Enrolled, 1610.
Signed by Speaker, 1611.
To Senate, 1612.
Returned to House, 1613.
To Secretary of State, 1614.

House Concurrent Resolution No. 3094 —

House Concurrent Resolution No. 3094. A Concurrent Resolution commending the Dale Dalziel Rink of Edmore and the Art Tallackson, Jr., Rink of Grafton for winning the United States Men's Curling Championships in 1971 and 1970, respectively.

Introduced by Committee on Delayed Bills.
Introduction, first reading, 1334.
Rules suspended, not referred to Committee, printed in the Journal, placed on second reading and final passage, 1334.
Second reading, 1334.
Adopted, 1335.
To Senate, 1398.
Returned to House, 1498.
Enrolled, 1610.
Signed by Speaker, 1611.

To Senate, 1612.
Returned to House, 1613.
To Secretary of State, 1614.

House Concurrent Resolution No. 3095 —

House Concurrent Resolution No. 3095. A Concurrent Resolution directing the Legislative Council, with the aid and cooperation of the State Tax Department, to make a comprehensive study of the North Dakota tax structure, with emphasis upon property tax assessment procedures, the twenty-one mill levy, the business privilege tax, and the sales tax.

Introduced by Committee on Delayed Bills.
Introduction, first reading, 1335.
Referred to Committee on Legislative Council Resolutions.
Reported back, do pass, 1414.
Referred to House Legislative Research Resolution Committee, 1335.
Second reading 1415.
Adopted, 1415.
Clincher, 1425.
To Senate, 1437.
Returned to House, 1498.
Enrolled, 1610.
Signed by Speaker, 1611.
To Senate, 1612.
Returned to House, 1613.
To Secretary of State, 1614.

HOUSE RESOLUTIONS

House Resolution No. 1 —

House Resolution No. 1. A resolution relating to the employment practices of the House, the duties and responsibilities of the House Employment Committee, the duties and responsibilities of the Legislative Council regarding House employees, and establishing the use of a uniform employment application form.

Introduced by Hoffner, Streibel, Strinden.
Introduction, first reading, 72.
Referred to Committee on State and Federal Government.
Amended, 158.
Amendments adopted, 169.
Engrossed, 181.
Second reading, 186.
Adopted, 187.
Enrolled, 749.
Signed by Speaker, 872.
To Secretary of State, 874.

House Resolution No. 2 —

House Resolution No. 2. A Resolution urging a study of the feasibility of the development of the James River to provide river navigation to points in North Dakota and South Dakota.

Introduced by Reimers.
Introduction, first reading, 53.
Rules suspended, not printed as Bill, but printed in Journal, 53.
Second reading, 54.
Adopted, 54.
Enrolled, 73.
Signed by Speaker, 872.
To Secretary of State, 874.

House Resolution No. 3 —

House Resolution No. 3. A Resolution awarding Governor William L. Guy the North Dakota National Leadership Award of Excellence.

Introduced by Streibel, Hoffner.
Introduction, first reading, 54.
Rules suspended, not printed as Bill, but printed in Journal, 54.
Second reading, 55.
Adopted, 55.
Enrolled, 73.
Signed by Speaker, 872.
To Secretary of State, 874.

House Resolution No. 4 —

House Resolution No. 4. A Resolution to appoint an official photographer for the House of Representatives of the Forty-Second Legislative Assembly of the State of North Dakota.

Introduced by Committee on Photography.
Introduction, first reading, 490.
Rules suspended, not printed as Bill, but printed in Journal, 496.
Second reading, 497.
Adopted, 497.
Enrolled, 749.
Signed by Speaker, 872.
To Secretary of State, 874.

House Resolution No. 5 —

House Resolution No. 5. A Resolution urging various reforms of the Interstate Commerce Commission.

Introduced by Winge.
Introduction, first reading, 563.
Referred to Committee on Transportation, 563.
Indefinitely postponed, 856.

House Resolution No. 6 —

House Resolution No. 6. A Resolution directing the public service commission to study and prescribe minimum railroad freight service.

Introduced by Hoffner, Berg, Kingsbury.
Introduction, first reading, 589.
Referred to Committee on Transportation, 589.
Indefinitely postponed, 856.

House Resolution No. 7 —

House Resolution No. 7. A Resolution commending and congratulating Miss North Dakota.

Introduced by Fleming.
Introduction, first reading, 610.
Rules suspended, not printed as Bill, but printed in Journal, 610.
Second reading, 610.
Adopted, 610.
Enrolled, 982.
Signed by Speaker, 1341.
To Secretary of State, 1014.

House Resolution No. 8 —

House Resolution No. 8. A Resolution asking federal officials to take note of the rising crisis in grain farming.

Introduced by Olienyk, Patrick.
Introduction, first reading, 649.
Referred to Committee on Agriculture, 646.
Second reading, 724.
Adopted, 724.
Enrolled, 982.
Signed by Speaker, 1341.
To Secretary of State, 1014.

House Resolution No. 9 —

House Resolution No. 9. A Resolution to honor and commend Miss Vee Ann Steen, the 1971 North Dakota Easter Seal Poster Child, and to make her an honorary member of the North Dakota House of Representatives.

Introduced by Committee on Delayed Bills.
Introduced by J. Peterson, Haugland, Rice, Brekke, Walsh, Livingston.
Introduction, first reading, 1041.
Rules suspended, not printed as Bill, but printed in Journal, 1041.
Second reading, 1042.

Adopted, 1042.
Enrolled, 1610.
Signed by Speaker, 1610.
To Secretary of State, 1614.

House Resolution No. 10 —

House Resolution No. 10. A Resolution recognizing the value of the Legislative Internship Program and commending its participants.

Introduced by Delayed Bills Committee.
Introduction, first reading, 1331.
Rules suspended, not printed as Bill, but printed in Journal, 1331.
Second reading, 1332.
Adopted, 1332.
Enrolled, 1610.
Signed by Speaker, 1614.
To Secretary of State, 1614.

HOUSE MEMORIAL RESOLUTION

House Memorial Resolution "A"

House Memorial Resolution No. "A". A Memorial Resolution for deceased members of the House of Representatives of the State of North Dakota.

Introduced by Committee on House Memorial Resolutions.

Introduction, first reading, 934.

Rules suspended, not printed as Bill, but printed in Journal, 934.

Second reading, 935.

Adopted, 935.

Enrolled, 1611.

Signed by Speaker, 1611.

To Secretary of State, 1614.

Senate Bill No. 2000**Senate Bill No. 2001**

Senate Bill No. 2001. A Bill for an Act to appropriate money for the expenses of the executive department of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriations shall be available, and repealing all Acts or parts of Acts, insofar as the same shall relate to appropriations for the same matters or purposes provided for herein.

Received from Senate, 919.
 Introduction, first reading, 953.
 Referred to Committee on Appropriations.
 Reported back, amended, 1312, 1313, 1561, 1562.
 Amendments adopted, 1343.
 Second reading and final passage, 1362, 1562.
 Clincher, 1362, 1562.
 Returned to Senate, 1397. Amended, 1397.
 Senate does not concur, 1471.
 Conference Committee, House, 1484.
 Conference Committee, Senate, 1471.
 Conference Committee report, House adopts, 1562.
 Conference Committee report, Senate adopts, 1559.
 Received from Senate, 1594.
 Signed by Speaker, 1595.
 Returned to Senate, 1597.

Senate Bill No. 2002

Senate Bill No. 2002. A Bill for an Act to appropriate money for the expenses of the educational departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriations shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Received from Senate, 369.
 Introduction, first reading, 397.
 Referred to Committee on Appropriations.
 Reported back, amended, 1038, 1528.
 Amendments adopted, 1070.
 Second reading and final passage, 1098, 1529.
 Reconsidered, 1526.
 Returned to Senate, 1167. Amended, 1167.
 Senate does not concur, 1201.
 Conference Committee, House, 1201, 1527.
 Conference Committee, Senate, 1201, 1527.
 Conference Committee report, House adopts, 1426, 1528.
 Conference Committee report, Senate adopts, 1325, 1528.
 Received from Senate, 1594.
 Signed by Speaker, 1595.
 Returned to Senate, 1597.

Senate Bill No. 2003

Senate Bill No. 2003. A Bill for an Act to appropriate money for the expenses of the regulatory departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriations shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Received from Senate, 669.
 Introduction, first reading, 701.
 Referred to Committee on Appropriations.
 Reported back, amended, 1313, 1314.
 Amendments adopted, 1343.
 Second reading and final passage, 1362.
 Clincher, 1363.
 Returned to Senate, 1397. Amended, 1397.
 Senate does not concur, 1471.
 Conference Committee, House, 1484.
 Conference Committee, Senate, 1471.
 Conference Committee report, House adopts, 1522.
 Conference Committee report, Senate adopts, 1522.
 Received from Senate, 1594.
 Signed by Speaker, 1595.
 Returned to Senate, 1597.

Senate Bill No. 2004

Senate Bill No. 2004. A Bill for an Act to appropriate money for the expenses of departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Received from Senate, 603.
 Introduction, first reading, 642.
 Referred to Committee on Appropriations.
 Reported back, amended, 1184, 1185, 1566.
 Amendments adopted, 1214.
 Rules suspended, properly engrossed, placed on final passage, 1567.
 Second reading and final passage, 1243, 1567.
 Clincher, 1567.
 Returned to Senate, 1340, 1553. Amended, 1340.
 Senate does not concur, 1394.
 Conference Committee, House, 1394, 1551.
 Conference Committee, Senate, 1394, 1559.
 House does not adopt, 1551.
 Conference Committee report, House adopts, 1566.
 Conference Committee report, Senate adopts, 1548, 1571.
 Received from Senate, 1594.
 Signed by Speaker, 1595.
 Returned to Senate, 1597.

Senate Bill No. 2005

Senate Bill No. 2005. A Bill for an Act to appropriate money for the expenses of the judicial branch of government.

Received from Senate, 919.
 Introduction, first reading, 954.
 Referred to Committee on Appropriations.
 Reported back, do pass, 1210.
 Second reading and final passage, 1243.
 Returned to Senate, 1340.
 Received from Senate, 1594.
 Signed by Speaker, 1595.
 Returned to Senate, 1597.

Senate Bill No. 2006

Senate Bill No. 2006. A Bill for an Act to appropriate money for the expenses of the legislative branch of government, and declaring an emergency.

Received from Senate, 915.
 Introduction, first reading, 926.
 Referred to Committee on Appropriations.
 Reported back, amended, 1240, 1241, 1556.
 Amendments adopted, 1264.
 Rules suspended, properly engrossed, placed on final passage, 1556.
 Second reading and final passage, 1308, 1557.
 Clincher, 1557.
 Returned to Senate, 1398, 1561. Amended, 1398.
 Senate does not concur, 1471.
 Conference Committee, House, 1484.
 Conference Committee, Senate, 1471.
 Conference Committee report, House adopts, 1556.
 Conference Committee report, Senate adopts, 1541.
 Received from Senate, 1594.
 Signed by Speaker, 1595.
 Returned to Senate, 1597.

Senate Bill No. 2007

Senate Bill No. 2007. A Bill for an Act to appropriate money for the expenses of the executive department of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriations shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided herein.

Received from Senate, 464.
 Introduction, first reading, 492.
 Referred to Committee on Appropriations.
 Reported back, amended, 1095, 1096, 1506.
 Amendments adopted, 1117.
 Rules suspended, placed on second reading and final passage as amended, 1506.
 Second reading and final passage, 1152, 1506.
 Returned to Senate, 1196. Amended, 1196.
 Senate does not concur, 1232.
 Conference Committee, House, 1234.
 Conference Committee, Senate, 1232.
 Conference Committee report, House adopts, 1512.
 Conference Committee report, Senate adopts, 1497.
 Received from Senate, 1594.
 Signed by Speaker, 1595.
 Returned to Senate, 1597.

Senate Bill No. 2008

Senate Bill No. 2008. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, and miscellaneous items of the school for the blind at Grand Forks, North Dakota.

Received from Senate, 396.
 Introduction, first reading, 421.
 Referred to Committee on Appropriations.
 Reported back, do pass, 1008.
 Second reading and final passage, 1044.
 Returned to Senate, 1112.
 Received from Senate, 1229.
 Signed by Speaker, 1233.
 Returned to Senate, 1250.

Senate Bill No. 2009

Senate Bill No. 2009. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment of the school for the deaf at Devils Lake, North Dakota, and declaring an emergency.

Received from Senate, 369.
Introduction, first reading, 397.
Referred to Committee on Appropriations.
Reported back, amended, 1211, 1531.
Amendments adopted, 1238.
Second reading and final passage, 1276, 1532.
Returned to Senate, 1365. Amended, 1365.
Senate does not concur, 1470.
Conference Committee, House, 1484.
Conference Committee, Senate, 1471.
Conference Committee report, House adopts, 1532.
Conference Committee report, Senate adopts, 1528.
Received from Senate, 1594.
Signed by Speaker, 1595.
Returned to Senate, 1597.

Senate Bill No. 2010

Senate Bill No. 2010. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items and special projects for the Grafton state school at Grafton, North Dakota.

Received from Senate, 669.
Introduction, first reading, 701.
Referred to Committee on appropriations.
Reported back, amended, 1211.
Amendments adopted, 1238.
Second reading and final passage, 1275.
Returned to Senate, 1365. Amended, 1365.
Senate concurs, 1515.
Received from Senate, 1594.
Signed by Speaker, 1595.
Returned to Senate, 1597.

Senate Bill No. 2011

Senate Bill No. 2011. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment for the tuberculosis sanatorium at San Haven, North Dakota.

Received from Senate, 527.
Introduction, first reading, 564.
Referred to Committee on Appropriations.
Reported back, amended, 1038, 1039.
Amendments adopted, 1070.
Second reading and final passage, 1098.
Returned to Senate, 1167. Amended, 1167.
Senate concurs, 1200.
Received from Senate, 1594.
Signed by Speaker, 1595.
Returned to Senate, 1597.

Senate Bill No. 2012

Senate Bill No. 2012. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items and special projects for the state hospital at Jamestown, North Dakota.

Received from Senate, 915.
 Introduction, first reading, 926.
 Referred to Committee on Appropriations.
 Reported back, amended, 1185.
 Amendments adopted, 1214.
 Second reading and final passage, 1244.
 Returned to Senate, 1340.
 Amended, 1340.
 Senate concurs, 1394.
 Received from Senate, 1594.
 Signed by Speaker, 1595.
 Returned to Senate, 1597.

Senate Bill No. 2013

Senate Bill No. 2013. A Bill for an Act making an appropriation for the maintenance and operation of the state industrial school at Mandan, North Dakota.

Received from Senate, 527.
 Introduction, first reading, 564.
 Referred to Committee on Appropriations.
 Reported back, amended, 1150.
 Amendments adopted, 1181.
 Second reading and final passage, 1214.
 Returned to Senate, 1288. Amended, 1288.
 Senate concurs, 1325.
 Received from Senate, 1594.
 Signed by Speaker, 1595.
 Returned to Senate, 1597.

Senate Bill No. 2014

Senate Bill No. 2014. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous, and special projects, of the state penitentiary and state farm.

Received from Senate, 915.
 Introduction, first reading, 926.
 Referred to Committee on Appropriations.
 Reported back, amended, 1212.
 Amendments adopted, 1239.
 Second reading and final passage, 1276.
 Returned to Senate, 1365. Amended, 1365.
 Senate concurs, 1515.
 Received from Senate, 1594.
 Signed by Speaker, 1595.
 Returned to Senate, 1597.

Senate Bill No. 2015

Senate Bill No. 2015. A Bill for an Act making an appropriation for paying the salaries and other expenses of the milk stabilization board.

Received from Senate, 369.
 Introduction, first reading, 397.
 Referred to Committee on Appropriations.
 Reported back, do pass, 959.
 Second reading and final passage, 988.
 Returned to Senate, 1064.
 Received from Senate, 1200.
 Signed by Speaker, 1203.
 Returned to Senate, 1230.

Senate Bill No. 2016

Senate Bill No. 2016. A Bill for an Act making an appropriation to pay for the education of children, who are deaf as well as blind, at any school or institution, outside the state of North Dakota, for which there are no facilities in the state.

Received from Senate, 369.
Introduction, first reading, 397.
Referred to Committee on Appropriations.
Reported back, amended, 1039.
Amendments adopted, 1070.
Second reading and final passage, 1099.
Returned to Senate, 1167. Amended, 1167.
Senate concurs, 1200.
Received from Senate, 1542.
Signed by Speaker, 1548.
Returned to Senate, 1549.

Senate Bill No. 2017

Senate Bill No. 2017. A Bill for an Act making an appropriation for the purpose of operating and maintaining the state fire and tornado fund.

Received from Senate, 138.
Introduction, first reading, 139.
Referred to Committee on Appropriations.
Reported back, do pass, 648.
Second reading and final passage, 682.
Returned to Senate, 733.
Received from Senate, 1062.
Signed by Speaker, 1069.
Returned to Senate, 1070.

Senate Bill No. 2018

Senate Bill No. 2018. A Bill for an Act making an appropriation for the purpose of operating and maintaining the state bonding fund.

Received from Senate, 138.
Introduction, first reading, 139.
Referred to Committee on Appropriations.
Reported back, do pass, 648.
Second reading and final passage, 682.
Returned to Senate, 733.
Received from Senate, 1062.
Signed by Speaker, 1069.
Returned to Senate, 1070.

Senate Bill No. 2019

Senate Bill No. 2019. A Bill for an Act making an appropriation to the state board of public school education for the administration and supervision of grants for vocational agriculture, vocational home economics, office and distributive education, trade and industrial education, manpower development and training, rural area redevelopment, work study, local directors, state advisory council for vocational education, special needs programs, disadvantaged persons program, handicapped persons program, cooperative education, exemplary, research and educational professional development.

Received from Senate, 464.
Introduction, first reading, 492.
Referred to Committee on Appropriations.

Reported back, do pass, 1039.
Second reading and final passage, 1078.
Returned to Senate, 1140.
Received from Senate, 1542.
Signed by Speaker, 1548.
Returned to Senate, 1549.

Senate Bill No. 2020

Senate Bill No. 2020. A Bill for an Act making an appropriation for salaries and expenses of the division of vocational rehabilitation for rehabilitating disabled persons.

Received from Senate, 329.
Introduction, first reading, 347.
Referred to Committee on Appropriations.
Reported back, do pass, 938.
Second reading and final passage, 963.
Returned to Senate, 1020.
Received from Senate, 1338.
Signed by Speaker, 1340.
Returned to Senate, 1341.

Senate Bill No. 2021

Senate Bill No. 2021. A Bill for an Act making an appropriation to the department of public instruction for the purpose of paying salaries and other expense of the director of surplus property, and declaring an emergency.

Received from Senate, 329.
Introduction, first reading, 347.
Referred to Committee on Appropriations.
Reported back, amended, 1127.
Amendments adopted, 1151.
Second reading and final passage, 1186.
Emergency clause carried, 1187.
Returned to Senate, 1251. Amended, 1251.
Senate concurs, 1287.
Received from Senate, 1594.
Signed by Speaker, 1595.
Returned to Senate, 1597.

Senate Bill No. 2022

Senate Bill No. 2022. A Bill for an Act making an appropriation for salaries and expenses of the division of supervised correspondence study.

Received from Senate, 271.
Introduction, first reading, 328.
Referred to Committee on Appropriations.
Reported back, amended, 1150.
Amendments adopted, 1181.
Second reading and final passage, 1215.
Returned to Senate, 1288. Amended, 1288.
Senate does not concur, 1325.
Conference Committee, House, 1335, 1512.
Conference Committee, Senate, 1325, 1527.
House does not adopt, 1512.
Conference Committee report, House adopts, 1527.
Conference Committee report, Senate adopts, 1523.
Received from Senate, 1594.
Signed by Speaker, 1595.
Returned to Senate, 1597.

Senate Bill No. 2023

Senate Bill No. 2023. A Bill for an Act making an appropriation for the operation of the North Dakota state employees' retirement system.

Received from Senate, 369.
Introduction, first reading, 398.
Referred to Committee on Appropriations.
Reported back, amended, 1212, 1213, 1551, 1552.
Amendments adopted, 1239.
Second reading and final passage, 1277, 1552.
Clincher, 1552.
Returned to Senate, 1365. Amended, 1365.
Senate does not concur, 1515.
Conference Committee, House, 1527.
Conference Committee, Senate, 1515.
Conference Committee report, House adopts, 1552.
Conference Committee report, Senate adopts, 1548.
Received from Senate, 1594.
Signed by Speaker, 1595.
Returned to Senate, 1597.

Senate Bill No. 2024

Senate Bill No. 2024. A Bill for an Act making an appropriation for salaries and expenses of the state seed department.

Received from Senate, 695.
Introduction, first reading, 735.
Referred to Committee on Appropriations.
Reported back, amended, 1151.
Amendments adopted, 1181.
Second reading and final passage, 1215.
Returned to Senate, 1288. Amended, 1288.
Senate does not concur, 1325.
Conference Committee, House, 1336.
Conference Committee, Senate, 1325.
Conference Committee report, House adopts, 1426.
Conference Committee report, Senate adopts, 1396.
Received from Senate, 1594.
Signed by Speaker, 1595.
Returned to Senate, 1597.

Senate Bill No. 2025

Senate Bill No. 2025. A Bill for an Act making an appropriation for paying salaries and other expenses of the state tax commissioner.

Received from Senate, 323.
Introduction, first reading, 347.
Referred to Committee on Appropriations.
Reported back, amended, 916.
Amendments adopted, 931.
Rules suspended, properly engrossed, placed on final passage, 1193.
Second reading and final passage, 940, 1194.
Returned to Senate, 1004. Amended, 1004.
Senate does not concur, 1029.
Conference Committee, House, 1061.
Conference Committee, Senate, 1029.
Conference Committee report, House adopts, 1193.
Conference Committee report, Senate adopts, 1143.
Received from Senate, 1542.
Signed by Speaker, 1548.
Returned to Senate, 1549.

Senate Bill No. 2026

Senate Bill No. 2026. A Bill for an Act making an appropriation for salaries and expenses of the state library commission.

Received from Senate, 323.
Introduction, first reading, 347.
Referred to Committee on Appropriations.
Reported back, do pass, 938.
Second reading and final passage, 963.
Returned to Senate, 1020.
Received from Senate, 1542.
Signed by Speaker, 1548.
Returned to Senate, 1549.

Senate Bill No. 2027

Senate Bill No. 2027. A Bill for an Act making an appropriation to pay expenses and costs of legal research and education and supervision and improvement of the judicial system of the state of North Dakota activities of the state bar association and certain activities at the University of North Dakota.

Received from Senate, 164.
Introduction, first reading, 178.
Referred to Committee on Appropriations.
Reported back, amended, 1239.
Consideration of amendments laid over one legislative day, 1264.
Amendments adopted, 1292.
Second reading and final passage, 1302.
Returned to Senate, 1398. Amended, 1398.
Senate concurs, 1471.
Received from Senate, 1594.
Signed by Speaker, 1595.
Returned to Senate, 1597.

Senate Bill No. 2028

Senate Bill No. 2028. A Bill for an Act making an appropriation for salaries and other expenses to the unsatisfied judgment fund for administering the provisions of Chapter 39-17 of the North Dakota Century Code.

Received from Senate, 150.
Introduction, first reading, 164.
Referred to Committee on Appropriations.
Reported back, do pass, 649.
Second reading and final passage, 683.
Returned to Senate, 733.
Received from Senate, 1062.
Signed by Speaker, 1069.
Returned to Senate, 1070.

Senate Bill No. 2029

Senate Bill No. 2029. A Bill for an Act making an appropriation for salaries and expenses for predatory animal control to the commissioner of agriculture.

Received from Senate, 421.
Introduction, first reading, 444.
Referred to Committee on Appropriations.
Reported back, do pass, 1240.
Second reading and final passage, 1278.
Returned to Senate, 1364.

Received from Senate, 1594.
Signed by Speaker, 1595.
Returned to Senate, 1597.

Senate Bill No. 2030

Senate Bill No. 2030. A Bill for an Act making an appropriation to the state outdoor recreation agency for funding the planning, acquisition and development of outdoor recreation agencies and activities.

Received from Senate, 464.
Introduction, first reading, 492.
Referred to Committee on Appropriations.
Reported back, amended, 1075.
Statement of purpose, 1075.
Amendments adopted, 1100.
Second reading and final passage, 1136.
Returned to Senate, 1196. Amended, 1196.
Senate concurs, 1232.
Received from Senate, 1542.
Signed by Speaker, 1548.
Returned to Senate, 1549.

Senate Bill No. 2031

Senate Bill No. 2031. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the department of public instruction.

Received from Senate, 421.
Introduction, first reading, 444.
Referred to Committee on Appropriations.
Reported back, do pass, 1213.
Second reading and final passage, 1244.
Returned to Senate, 1340.
Received from Senate, 1594.
Signed by Speaker, 1595.
Returned to Senate, 1597.

Senate Bill No. 2032

Senate Bill No. 2032. A Bill for an Act making an appropriation to the North Dakota trade commission in accordance with North Dakota Century Code 51-10.

Senate Bill No. 2033

Senate Bill No. 2033. A Bill for an Act making an appropriation for the expenses of the operation of the centralized data processing system.

Received from Senate, 887.
Introduction, first reading, 926.
Referred to Committee on Appropriations.
Reported back, amended, 1240.
Amendments adopted, 1264.
Second reading and final passage, 1309.
Returned to Senate, 1398. Amended, 1398.
Senate concurs, 1471.
Received from Senate, 1594.
Signed by Speaker, 1595.
Returned to Senate, 1597.

Senate Bill No. 2034

Senate Bill No. 2034. A Bill for an Act making an appropriation for the purpose of paying the salaries and other expenses of the upper great plains transportation institute.

Received from Senate, 396.
Introduction, first reading, 421.
Referred to Committee on Appropriations.
Reported back, do pass, 1240.
Second reading and final passage, 1278.
Returned to Senate, 1364.
Received from Senate, 1594.
Signed by Speaker, 1595.
Returned to Senate, 1597.

Senate Bill No. 2035

Senate Bill No. 2035. A Bill for an Act making an appropriation for the purposes of defraying the expenses of the maintenance and operation of the North Dakota national guard and the adjutant general.

Received from Senate, 323.
Introduction, first reading, 347.
Referred to Committee on Appropriations.
Reported back, do pass, 649.
Second reading and final passage, 684.
Returned to Senate, 733.
Received from Senate, 1062.
Signed by Speaker, 1069.
Returned to Senate, 1070.

Senate Bill No. 2036

Senate Bill No. 2036. A Bill for an Act making an appropriation to defray the expenses of the operation and maintenance of the North Dakota council on arts and humanities.

Received from Senate, 491.
Introduction, first reading, 527.
Referred to Committee on Agriculture.
Re-referred to Committee on Appropriations, 1098.
Reported back, amended, 1075, 1117.
Statement of Purpose, 1075, 1117.
Motion to adopt amendments as printed on page 1117 failed, 1145.
Motion to reconsider amendments which failed to be adopted failed, 1146.
Placed on Calendar without amendment, 1146.
Second reading and final passage, 1173.
Returned to Senate, 1251.
Received from Senate, 1594.
Signed by Speaker, 1595.
Returned to Senate, 1597.

Senate Bill No. 2037

Senate Bill No. 2037. A Bill for an Act to authorize the board of university and school lands to charge fees, and to repeal section 15-02-10 of the North Dakota Century Code.

Received from Senate, 150.
Introduction, first reading, 164.
Referred to Committee on State and Federal Government.
Reported back, do pass, 223.

Second reading and final passage, 248.
Returned to Senate, 328.
Received from Senate, 809.
Signed by Speaker, 871.
Returned to Senate, 872.

Senate Bill No. 2038

Senate Bill No. 2038. A Bill for an Act to amend and reenact sections 6-01-17 and 6-06-08 of the North Dakota Century Code, relating to fees for examination of banks and credit unions by the department of banking and financial institutions.

Received from Senate, 209.
Introduction, first reading, 219.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 921.
Second reading and final passage, 941.
Returned to Senate, 1005.
Received from Senate, 1200.
Signed by Speaker, 1203.
Returned to Senate, 1230.

Senate Bill No. 2039

Senate Bill No. 2039. A Bill for an Act to require all state agencies, departments, and institutions which charge fees for licensing, inspection, or regulation of private business activities or products to make reports.

Received from Senate, 202.
Introduction, first reading, 213.
Referred to Committee on State and Federal Government.
Reported back, do pass, 356.
Second reading and final passage, 392.
Returned to Senate, 443.
Received from Senate, 809.
Signed by Speaker, 871.
Returned to Senate, 872.

Senate Bill No. 2040

Senate Bill No. 2040. A Bill for an Act to amend and reenact section 19-05-05, subsections 1 and 2 of section 19-05-07, subsection 1 of section 19-05-09, section 19-05-15, and subsection 1 of section 19-05-19 of the North Dakota Century Code, and to repeal section 19-05-06 of the North Dakota Century Code, relating to the discontinuance of the requirement for a license to sell oleo-margarine.

Received from Senate, 202.
Introduction, first reading, 213.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 920.
Second reading and final passage, 942.
Returned to Senate, 1005.
Received from Senate, 1200.
Signed by Speaker, 1203.
Returned to Senate, 1230.

Senate Bill No. 2041

Senate Bill No. 2041. A Bill for an Act to amend and reenact sections 19-07-04, 19-07-05, 19-18-04, 19-20.1-06, 23-09-17, and 23-10-05 of the North Dakota Century Code, relating to fees charged by the state laboratories department for licenses issued and services provided, and providing a penalty.

Received from Senate, 202.
Introduction, first reading, 213.
Referred to Committee on State and Federal Government.
Reported back, amended, 378.
Amendments adopted, 409.
Lost, 440.
Returned to Senate, 492.

Senate Bill No. 2042

Senate Bill No. 2042. A Bill for an Act to establish an office of higher education computer services under the control of the state board of higher education.

Received from Senate, 563.
Introduction, first reading, 586.
Referred to Committee on Education.
Re-referred to Committee on Appropriations, 1071.
Reported back, amended, 1314, 1315.
Amendments adopted, 1343.
Second reading and final passage, 1449.
Clincher, 1449.
Lost, 1381.
Reconsidered, 1448.
Returned to Senate, 1511. Amended, 1511.
Senate concurs, 1515.
Received from Senate, 1594.
Signed by Speaker, 1595.
Returned to Senate, 1597.

Senate Bill No. 2043

Senate Bill No. 2043. A Bill for an Act to amend and reenact section 15-29-05 of the North Dakota Century Code, relating to the compensation of school board members.

Received from Senate, 193.
Introduction, first reading, 193.
Referred to Committee on Education.
Reported back, amended, 333.
Amendments adopted, 351.
Second reading and final passage, 392.
Returned to Senate, 447. Amended, 447.
Senate concurs, 527.
Received from Senate, 809.
Signed by Speaker, 871.
Returned to Senate, 872.

Senate Bill No. 2044

Senate Bill No. 2044. A Bill for an Act to amend and reenact section 15-29-01 of the North Dakota Century Code, relating to school board meetings.

Received from Senate, 179.
Introduction, first reading, 191.
Referred to Committee on Education.
Reported back, do pass, 332.
Second reading and final passage, 364.
Returned to Senate, 420.
Received from Senate, 809.
Signed by Speaker, 871.
Returned to Senate, 872.

Senate Bill No. 2045

Senate Bill No. 2045. A Bill for an Act to create and enact section 57-02-05.1 of the North Dakota Century Code, relating to the definition of personal property; to amend and reenact section 57-02-04 of the North Dakota Century Code, relating to the definition of real property; to amend and reenact subsection 25 of section 57-02-08 of the North Dakota Century Code, relating to the exemption of personal property from taxation; and to repeal section 57-02-05 of the North Dakota Century Code, relating to the definition of personal property, and declaring an emergency.

Received from Senate, 669.
 Introduction, first reading, 701.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 1236, 1295, 1589.
 Amendments adopted, 1255, 1295.
 Motion to place at foot of Calendar prevailed, 1295.
 Rules suspended, properly engrossed, placed on final passage, 1308
 Second reading and final passage, 1330, 1589.
 Clincher, 1590.
 Emergency clause carried, 1331, 1589.
 Returned to Senate, 1434. Amended, 1434.
 Senate does not concur, 1470.
 Conference Committee, House, 1484.
 Conference Committee, Senate, 1470.
 Conference Committee report, House adopts, 1589.
 Conference Committee report, Senate adopts, 1585.
 Received from Senate, 1594.
 Signed by Speaker, 1595.
 Returned to Senate, 1597.

Senate Bill No. 2046

Senate Bill No. 2046. A Bill for an Act to provide for the taxation of all property at market value, the public policy therein, the reduction of increases or excess levies, the listing of real property, and a levy for the state medical center; and to amend and reenact sections 2-06-15, 2-07-06.3, 4-02-26, 4-02-27, 4-02-27.1, 4-02-27.2, 4-02-32, 4-02-37, 4-08-15, 4-16-02, 4-31-05, 11-11-24, 11-11-46, 11-11-53, 11-28-06, 11-28-17, 15-18-03, 15-18-04.2, 15-18-05, 15-20-10.1, 15-34-09.1, 15-40-18, 15-42-09.1, 15-42-28, 15-47-21, 15-48-01, 15-48-04, 15-48-05, 15-59.1-02, 18-06-10, 18-07-01, 18-10-07, 18-10-14, 21-03-04, subsections 1, 5, and 6 of section 21-03-06, subsection 1 of section 23-14-11, section 23-18-01, subsection 10 of section 23-24-08, sections 23-24-09, 24-05-01, 25-12-02, 40-05-09.1, 40-38-02, 40-43-01, 40-45-01, 40-45-02, 40-46-02, 40-46-26, 40-48-07, 40-49-14, 40-55-08, 40-55-09, 40-57.2-04, 40-59-01, 57-01-08, 57-15-06, 57-15-06.3, 57-15-06.4, 57-15-08, subsection 4 of section 57-15-10, sections 57-15-10.1, 57-15-12, 57-15-14, subsection 2 of section 57-15-15, subsection 1 of section 57-15-16, sections 57-15-19.4, 57-15-20, 57-15-22, 57-15-24, 57-15-27.1, 57-15-28, 57-15-36, 57-15-37, 57-15-38, 57-15-42, 57-15-43, 57-15-44, 57-15-48, 57-15-49, 57-15-50, 57-15-51, 57-15-52, 57-15-53, 57-15-54, 57-15-55, 57-19-04, 57-47-04, 58-17-02, subsection 9 of section 61-16-11, sections 61-16-12, 61-21-09, subsection 9 of section 61-24-08 and section 61-24-09 of the North Dakota Century Code, providing for the reduction of mill levy limitations to one-fourth of their former amounts for the political subdivisions of this state, including counties; cities; civil townships; school districts; vector control districts; irrigation districts; water management districts; rural fire protection districts; county, city, and joint county park districts; and the Garrison diversion conservancy district; providing for the reduction in statutory limitations on the indebtedness of the political subdivisions of this state; and providing an effective date

Senate Bill No. 2047

Senate Bill No. 2047. A Bill for an Act to create and enact section 57-51-02.1 of the North Dakota Century Code, to provide for an exemption from the gross production tax on oil produced by marginal and near marginal oil wells.

Senate Bill No. 2048

Senate Bill No. 2048. A Bill for an Act providing for the creation of a special income tax study commission for the purpose of making a comprehensive study of the income tax laws of this state and to develop and to present to the forty-third legislative assembly recommendations for the improvement of such tax laws; making an appropriation; and declaring an emergency.

Senate Bill No. 2049

Senate Bill No. 2049. A Bill for an Act to amend and reenact sections 57-35-06 and 57-35.1-02 of the North Dakota Century Code, relating to the taxation of banks, trust companies, and building and loan associations, and to repeal subsection 19 of section 57-39.2-04 of the North Dakota Century Code, to remove the exemption from the sales tax for banks.

Received from Senate, 231.
Introduction, first reading, 259.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 478.
Second reading and final passage, 522.
Returned to Senate, 585.
Received from Senate, 810.
Signed by Speaker, 871.
Returned to Senate, 872.

Senate Bill No. 2050

Senate Bill No. 2050. A Bill for an Act to amend and reenact section 40-57.1-03 of the North Dakota Century Code, to require notice by publication to competitors by potential project operators applying for tax exemptions.

Received from Senate, 193.
Introduction, first reading, 194.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 591.
Second reading and final passage, 634.
Returned to Senate, 694.
Received from Senate, 1062.
Signed by Speaker, 1069.
Returned to Senate, 1070.

Senate Bill No. 2051

Senate Bill No. 2051. A Bill for an Act to create and enact section 40-57.1-06 of the North Dakota Century Code, to provide for reapplication for tax exemptions in those cases where the exempted property increases in value and in those cases where a project operator moves to a new location.

Received from Senate, 179.
Introduction, first reading, 191.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 591.

Second reading and final passage, 635.
 Returned to Senate, 694.
 Received from Senate, 1062.
 Signed by Speaker, 1069.
 Returned to Senate, 1070.

Senate Bill No. 2052

Senate Bill No. 2052. A Bill for an Act to create and enact section 40-57.1-05 of the North Dakota Century Code, to provide that the state board of equalization shall have discretion in accepting reapplications for tax exemptions for new industries.

Received from Senate, 179.
 Introduction, first reading, 191.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 592.
 Second reading and final passage, 635.
 Returned to Senate, 694.
 Received from Senate, 1062.
 Signed by Speaker, 1069.
 Returned to Senate, 1070.

Senate Bill No. 2053

Senate Bill No. 2053. A Bill for an Act to amend and reenact section 40-57-17 of the North Dakota Century Code, to provide that leaseholds granted by municipalities shall be classified as personal property for only five years.

Received from Senate, 179.
 Introduction, first reading, 191.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 592.
 Second reading and final passage, 636.
 Returned to Senate, 694.
 Received from Senate, 1062.
 Signed by Speaker, 1069.
 Returned to Senate, 1070.

Senate Bill No. 2054

Senate Bill No. 2054. A Bill for an Act to amend and reenact sections 40-57.1-01, 40-57.1-02 and 40-57.1-03 of the North Dakota Century Code, to provide that expansions to existing industries shall be eligible for tax exemptions.

Senate Bill No. 2055

Senate Bill No. 2055. A Bill for an Act to provide for the creation of multicounty welfare districts from welfare boards that do not meet certain standards, providing a hearing for affected county boards, authorizing the promulgation of rules and regulations and enforcement of the same, providing for distribution of property.

Senate Bill No. 2056

Senate Bill No. 2056. A Bill for an Act to permit the consolidation of county welfare boards into multicounty welfare districts, for determinations, for hearings, and for a plan.

Received from Senate, 639.
 Introduction, first reading, 671.
 Referred to Committee on Social Welfare.

Reported back, do pass, 986.
Second reading and final passage, 1009.
Returned to Senate, 1065.
Received from Senate, 1397.
Signed by Speaker, 1419.
Returned to Senate, 1449.

Senate Bill No. 2057

Senate Bill No. 2057. A Bill for an Act to require newly constructed or expanded health care facilities to be certified before receiving payments of public funds, defining the procedure for certification and the standards thereof, and providing for a public hearing.

Senate Bill No. 2058

Senate Bill No. 2058. A Bill for an Act to create and enact sections 50-06-03.1 and 50-06-05.1 of the North Dakota Century Code, relating to terms of office of the members of the public welfare board and the powers and duties of such board; to amend and reenact sections 50-06-02, 50-06-03, 50-06-04, 50-06-09, and 50-06-14 of the North Dakota Century Code, relating to the appointment of members of the public welfare board, qualifications for the executive director, and financing of public welfare programs; and to repeal section 50-06-06 of the North Dakota Century Code, relating to powers and duties of the public welfare board.

Received from Senate, 209.
Introduction, first reading, 219.
Referred to Committee on Social Welfare.
Reported back, do pass, 413.
Second reading and final passage, 441.
Returned to Senate, 492.
Received from Senate, 810.
Signed by Speaker, 871.
Returned to Senate, 872.

Senate Bill No. 2059

Senate Bill No. 2059. A Bill for an Act to amend and reenact sections 50-01-07, 50-01-08, and 50-01-09 of the North Dakota Century Code, relating to the appointment of county welfare board members, their terms of office and compensation, and their duties, and providing for the time of appointment of board members.

Received from Senate, 209.
Introduction, first reading, 220.
Referred to Committee on Social Welfare.
Reported back, do pass, 1007.
Lost, 1044.

Senate Bill No. 2060

Senate Bill No. 2060. A Bill for an Act to create and enact section 50-01-25 of the North Dakota Century Code; to amend and reenact section 50-01-01 of the North Dakota Century Code, concerning the transfer of property to become eligible for welfare aid and defining fraud in obtaining such aid; and providing a penalty.

Received from Senate, 323.
Introduction, first reading, 347.
Referred to Committee on Social Welfare.
Reported back, do pass, 986.
Second reading and final passage, 1010.

Returned to Senate, 1065.
 Received from Senate, 1229.
 Signed by Speaker, 1233.
 Returned to Senate, 1250.

Senate Bill No. 2061

Senate Bill No. 2061. A Bill for an Act to amend and reenact section 15-59.1-01 of the North Dakota Century Code, relating to the mandatory formation of county boards of special education.

Received from Senate, 915.
 Introduction, first reading, 926.
 Referred to Committee on Education.
 Reported back, do pass, 1235.
 Second reading and final passage, 1270.
 Returned to Senate, 1364.
 Received from Senate, 1594.
 Signed by Speaker, 1595.
 Returned to Senate, 1597.

Senate Bill No. 2062

Senate Bill No. 2062. A Bill for an Act to create and enact subsection 16 of section 50-06-06 of the North Dakota Century Code, and to amend and reenact sections 12-46-02, 12-46-03, 12-46-04, 12-46-05, 12-46-06, 12-46-07, 12-46-09, 12-46-10, 12-46-10.1, 12-46-11, 12-46-12, 12-46-13, 12-46-16, 12-46-17, 12-46-18, 12-46-21, 12-46-22, 12-46-23, 12-52-01, 12-52-02, 12-52-03, 12-52-04, 12-52-05, 12-52-06, 12-52-07, 54-23-01, and 54-23-22 of the North Dakota Century Code, transferring control of the North Dakota industrial school to the public welfare board.

Senate Bill No. 2063

Senate Bill No. 2063. A Bill for an Act to amend and reenact sections 2-06-10, 15-55-02, 21-01-06, 21-02-02, 21-02-11, 21-03-08, 21-03-09, 21-03-25, subsection 4 of section 23-11-19, sections 23-11-22, 23-24-10, 24-08-07, 40-24-02, 40-24-19, 40-29-15, 40-31-09, 40-33-18, 40-34-03, subsection 1 of section 40-35-08, sections 40-35-09, 40-54-10, subsections 3 and 4 of section 40-58-10, subsection 2 of section 40-61-08, sections 55-08-08, 61-02-47, 61-02-48, 61-02-53, 61-08-07, 61-08-12, 61-08-20, 61-12-38, 61-16-13, 61-16-28, 61-16-32, 61-21-29, 61-21-50, and 61-21-53 of the North Dakota Century Code, to increase the interest rate ceilings on certain bonds, warrants, and certificates of indebtedness of state agencies and political subdivisions to eight percent on issues sold at private sale, to provide that such bond issues and certificates of indebtedness totaling more than one hundred thousand dollars must be sold at public sale, to authorize interest on special assessments equal to that on bonds or warrants for which they are pledged, to provide that there shall not be any interest rate ceiling on issues sold at public sale, and to provide that the interest rate on bond issues shall be computed on the basis of average annual net interest cost.

Received from Senate, 179.
 Introduction, first reading, 192.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 1031, 1037.
 Amendments adopted, 1070.
 Second reading and final passage, 1100.
 Motion to retype, copies made available to members of House prevailed, 1101.

Returned to Senate, 1196. Amended, 1196.
Senate does not concur, 1232.
Conference Committee, House, 1234.
Conference Committee, Senate, 1232.
Conference Committee report, House adopts, 1325.
Conference Committee report, Senate adopts, 1426.
Received from Senate, 1594.
Signed by Speaker, 1595.
Returned to Senate, 1597.

Senate Bill No. 2064

Senate Bill No. 2064. A Bill for an Act to require the state and all its political subdivisions to carry liability insurance in areas of common risk, and to repeal section 39-01-08 of the North Dakota Century Code, authorizing political subdivisions to carry insurance on vehicles.

Senate Bill No. 2065

Senate Bill No. 2065. A Bill for an Act to amend and reenact subsection 2 of section 11-10-10 and sections 11-16-02 and 11-16-05 of the North Dakota Century Code, relating to providing that the position of state's attorney in a county of over 35,000 population be a full-time position, the employment of assistant state's attorneys, and restrictions on the powers of state's attorneys, and to create and enact a section to provide for an effective date thereof.

Received from Senate, 202.
Introduction, first reading, 213.
Referred to Committee on Judiciary.
Re-referred to Committee on Political Subdivisions, 342.
Reported back, indefinitely postponed, 986.

Senate Bill No. 2066

Senate Bill No. 2066. A Bill for an Act to repeal section 16-20-10 of the North Dakota Century Code, relating to immunity from prosecution for persons testifying to campaign contributions by corporations.

Received from Senate, 193.
Introduction, first reading, 194.
Referred to Committee on Judiciary.
Reported back, do pass, 808.
Motion to place at foot of Calendar prevailed, 886.
Second reading and final passage, 924.
Reconsideration for Governor's veto, 1399.
Failed to pass over veto, 1404.
Returned to Senate, 981, 1434.
Received from Senate, 1200.
Signed by Speaker, 1203.
Returned to Senate, 1231.
Received from Senate, 1365.
Passed by Senate over Governor's veto, 1365.

Senate Bill No. 2067

Senate Bill No. 2067. A Bill for an Act to create and enact sections 16-01-11.1 and 16-01-11.2 of the North Dakota Century Code; to amend and reenact section 16-01-11 of the North Dakota Century Code, relating to regulations governing initiative, referendum, and recall petitions, and the powers and duties of the secretary of state in regard thereto; providing an appropriation; and declaring an emergency.

Received from Senate, 574.
 Introduction, first reading, 604.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 916.
 Lost, 932.
 Clincher motion failed, 932.
 Intention to reconsider, 932.
 Motion to lay over one legislative day prevailed, 938.
 Reconsidered, 938.
 Emergency clause carried, 965.
 Second reading and final passage, 965.
 Returned to Senate, 1020.
 Received from Senate, 1542.
 Signed by Speaker, 1548.
 Returned to Senate, 1549.

Senate Bill No. 2068

Senate Bill No. 2068. A Bill for an Act to create and enact section 54-21-25 of the North Dakota Century Code, providing the authorization for the director of institutions to contract with other governmental agencies for the custody and treatment of persons lawfully committed to his control.

Received from Senate, 209.
 Introduction, first reading, 220.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 340.
 Second reading and final passage, 368.
 Returned to Senate, 420.
 Received from Senate, 810.
 Signed by Speaker, 871.
 Returned to Senate, 872.

Senate Bill No. 2069

Senate Bill No. 2069. A Bill for an Act to create and enact chapter 29-30.1 of the North Dakota Century Code, relating to the interstate rendition of accused persons.

Received from Senate, 202.
 Introduction, first reading, 213.
 Referred to Committee on Judiciary.
 Reported back, do pass, 627.
 Second reading and final passage, 662.
 Returned to Senate, 734.
 Received from Senate, 1062.
 Signed by Speaker, 1069.
 Returned to Senate, 1070.

Senate Bill No. 2070

Senate Bill No. 2070. A Bill for an Act to create and enact sections 32-36-14.1, 32-36-14.2, 32-36-14.3, and 32-36-14.4 of the North Dakota Century Code, relating to blood testing to aid in the determination of the paternity of a child born out of wedlock; to provide for appointment and compensation of expert witnesses; and to provide for admission into evidence of the results of the tests.

Senate Bill No. 2071

Senate Bill No. 2071. A Bill for an Act to create and enact section 19-21-04.1 of the North Dakota Century Code, and to amend and reenact sections 19-21-01, 19-21-02, and 19-21-05 of the North Dakota

Century Code, relating to the labeling and regulation of mis-branded and banned hazardous substances, setting forth the powers and duties of the state laboratories department, and providing penalties.

Received from Senate, 150.
Introduction, first reading, 164.
Referred to Committee on State and Federal Government.
Reported back, do pass, 240.
Second reading and final passage, 269.
Returned to Senate, 328.
Received from Senate, 810.
Signed by Speaker, 871.
Returned to Senate, 872.

Senate Bill No. 2072

Senate Bill No. 2072. A Bill for an Act to amend and reenact subsections 1 and 2 of section 2-03-01, and sections 2-03-04, 2-03-05, 2-03-06, 2-03-08, 2-03-09, 2-03-10, and 2-03-14 of the North Dakota Century Code, relating to the lawfulness of flight over land and water, the method of operation of aircraft, and liability for damages caused by the operation of aircraft or in accidents involving aircraft; and providing a penalty.

Received from Senate, 527.
Introduction, first reading, 564.
Referred to Committee on Transportation.
Reported back, do pass, 1007.
Second reading and final passage, 1045.
Returned to Senate, 1112.
Received from Senate, 1338.
Signed by Speaker, 1340.
Returned to Senate, 1341.

Senate Bill No. 2073

Senate Bill No. 2073. A Bill for an Act to create and enact chapters 11-09.1 and 11-09.2 of the North Dakota Century Code, relating to a county-city consolidated form of government, providing for the administration and setting forth the powers and duties thereof, providing for the method of adopting the form of government, and providing for the dissolution of consolidated cities within the county; to amend and reenact section 11-05.1-05 of the North Dakota Century Code, relating to the duties of the county consolidation committee; and providing penalties.

Senate Bill No. 2074

Senate Bill No. 2074. A Bill for an Act making an appropriation to the legislative council to be used as a grant-in-aid to a county or counties which express a willingness to submit the question of consolidation of counties, or adoption of an alternative form of county government, or both, to the county residents and agree to implement a plan for improvement of the operation of their government, and providing for the administration of the grant-in-aid program by the legislative council.

Senate Bill No. 2075

Senate Bill No. 2075. A Bill for an Act to amend and reenact subsection 2 of section 11-13-02 and section 54-10-17 of the North Dakota Century Code, requiring the county auditor to prepare a monthly financial statement, and requiring the state auditor to prepare an annual consolidated financial statement for all counties.

Senate Bill No. 2076

Senate Bill No. 2076. A Bill for an Act to amend and reenact section 54-40-08 of the North Dakota Century Code, relating to joint or cooperative action by political subdivisions in carrying out functions or duties which may be assigned to one or more of them.

Received from Senate, 919.
Introduction, first reading, 954.
Referred to *Committee on Education*.
Reported back, do pass, 1097.
Second reading and final passage, 1123.
Returned to Senate, 1195.
Received from Senate, 1542.
Signed by Speaker, 1548.
Returned to Senate, 1549.

Senate Bill No. 2077

Senate Bill No. 2077. A Bill for an Act to amend and reenact sections 37-10-03, 37-10-03.1, 37-10-03.2, 37-10-03.3, 37-10-03.4, 37-10-04, and 37-10-06 of the North Dakota Century Code, relating to the administration of armories; and to repeal section 37-10-02 of the North Dakota Century Code, relating to the board of armory supervisors.

Received from Senate, 179.
Introduction, first reading, 192.
Referred to *Committee on State and Federal Government*.
Reported back, do pass, 223.
Second reading and final passage, 250.
Returned to Senate, 328.
Received from Senate, 810.
Signed by Speaker, 871.
Returned to Senate, 872.

Senate Bill No. 2078

Senate Bill No. 2078. A Bill for an Act to amend and reenact sections 53-01-02, 53-01-03, 53-01-07, 53-01-08, 53-01-09, 53-01-10, 53-01-11, 53-01-12, 53-01-14, 53-01-15, 53-01-16, and 53-01-19 of the North Dakota Century Code, relating to the state athletic commission and to provide that the secretary of state shall serve as state athletic commissioner; and to repeal sections 53-01-01, 53-01-04, 53-01-05, and 53-01-06 of the North Dakota Century Code, relating to the state athletic commission.

Received from Senate, 150.
Introduction, first reading, 164.
Referred to *Committee on State and Federal Government*.
Reported back, do pass, 223.
Second reading and final passage, 251.
Reconsidered, 328.
Received from Senate, 810.
Signed by Speaker, 871.
Returned to Senate, 872.

Senate Bill No. 2079

Senate Bill No. 2079. A Bill for an Act to repeal section 37-17-04 of the 1969 Supplement to the North Dakota Century Code, relating to the civil defense advisory council.

Received from Senate, 179.
Introduction, first reading, 192.
Referred to *Committee on State and Federal Government*.
Reported back, do pass, 223.

Second reading and final passage, 251.
 Returned to Senate, 328.
 Received from Senate, 810.
 Signed by Speaker, 871.
 Returned to Senate, 872.

Senate Bill No. 2080

Senate Bill No. 2080. A Bill for an Act to amend and reenact sections 50-10-01, 50-10-05, subsection 1 of section 50-10-06, and subsection 1 of section 50-10-09 of the North Dakota Century Code, and to repeal sections 50-10-02, 50-10-03, 50-10-04, and subsection 10 of section 50-10-06 of the North Dakota Century Code, to provide for the abrogation of the crippled children's commission and to transfer its functions to the public welfare board.

Received from Senate, 150.
 Introduction, first reading, 164.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 263.
 Second reading and final passage, 286.
 Returned to Senate, 330.
 Received from Senate, 810.
 Signed by Speaker, 871.
 Returned to Senate, 872.

Senate Bill No. 2081

Senate Bill No. 2081. A Bill for an Act to amend and reenact sections 39-03-03 and 39-03-13 of the North Dakota Century Code, relating to the appointment of highway patrolmen and powers of the superintendent of the highway patrol; and to repeal section 39-03-14 of the North Dakota Century Code, relating to the state highway patrol hearing board.

Received from Senate, 193.
 Introduction, first reading, 194.
 Referred to Committee on Transportation.
 Reported back, do pass, 314.
 Second reading and final passage, 325.
 Returned to Senate, 370.
 Received from Senate, 810.
 Signed by Speaker, 871.
 Returned to Senate, 872.

Senate Bill No. 2082

Senate Bill No. 2082. A Bill for an Act to create and enact sections 24-02-03.1, 24-02-03.2, and 54-07-01.1 of the North Dakota Century Code, relating to the authority of the highway commissioner in matters of national defense and damages to public roads, and emergency powers of the governor; and to repeal chapter 24-13 of the North Dakota Century Code, relating to the highway traffic advisory committee.

Received from Senate, 193.
 Introduction, first reading, 194.
 Referred to Committee on Transportation.
 Reported back, do pass, 314.
 Second reading and final passage, 326.
 Returned to Senate, 370.
 Received from Senate, 810.
 Signed by Speaker, 871.
 Returned to Senate, 872.

Senate Bill No. 2083

Senate Bill No. 2083. A Bill for an Act to amend and reenact sections 15-52-10, 15-52-15, subsection 3 of section 15-52-16, sections 15-52-17, 15-52-18, 15-52-19, 15-52-20, 15-52-21, 15-52-22, 15-52-23, 15-52-24, 15-52-25, 15-52-26, and 15-52-28 of the North Dakota Century Code; and to repeal sections 15-52-11, 15-52-12, 15-52-13, and 15-52-14 of the North Dakota Century Code, to provide for the abrogation of the medical center loan fund board and for the transfer of the functions of such board to the university of North Dakota.

Received from Senate, 193.
Introduction, first reading, 194.
Referred to Committee on Education.
Reported back, do pass, 321.
Second reading and final passage, 346.
Returned to Senate, 396.
Received from Senate, 810.
Signed by Speaker, 871.
Returned to Senate, 872.

Senate Bill No. 2084

Senate Bill No. 2084. A Bill for an Act to repeal section 25-10-03 of the North Dakota Century Code, relating to the mental health coordinating committee.

Received from Senate, 164.
Introduction, first reading, 179.
Referred to Committee on Social Welfare.
Reported back, do pass, 263.
Second reading and final passage, 286.
Returned to Senate, 330.
Received from Senate, 810.
Signed by Speaker, 871.
Returned to Senate, 872.

Senate Bill No. 2085

Senate Bill No. 2085. A Bill for an Act to repeal chapter 54-49 of the North Dakota Century Code, relating to the natural resources council.

Senate Bill No. 2086

Senate Bill No. 2086. A Bill for an Act to repeal section 55-08-02 of the North Dakota Century Code, relating to the state park advisory council.

Received from Senate, 164.
Introduction, first reading, 179.
Referred to Committee on State and Federal Government.
Reported back, do pass, 224.
Second reading and final passage, 252.
Returned to Senate, 328.
Received from Senate, 810.
Signed by Speaker, 871.
Returned to Senate, 872.

Senate Bill No. 2087

Senate Bill No. 2087. A Bill for an Act to provide that the state department of health shall be responsible for rabies control; and to repeal chapter 23-22 of the North Dakota Century Code, relating to the rabies control committee.

Received from Senate, 231.
 Introduction, first reading, 259.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 413.
 Second reading and final passage, 442.
 Returned to Senate, 492.
 Received from Senate, 810.
 Signed by Speaker, 871.
 Returned to Senate, 872.

Senate Bill No. 2088

Senate Bill No. 2088. A Bill for an Act to create and enact subsection 12 of section 57-01-02 of the North Dakota Century Code; to amend and reenact sections 39-19-01 and 39-19-03 of the North Dakota Century Code; and to repeal section 39-19-02 of the North Dakota Century Code; relating to the reciprocity commission.

Received from Senate, 193.
 Introduction, first reading, 194.
 Referred to Committee on Transportation.
 Reported back, do pass, 314.
 Second reading and final passage, 326.
 Returned to Senate, 370.
 Received from Senate, 810.
 Signed by Speaker, 871.
 Returned to Senate, 872.

Senate Bill No. 2089

Senate Bill No. 2089. A Bill for an Act to establish an administrative committee on veterans' affairs and to provide for its powers and duties and organization thereof; to amend and reenact sections 37-01-25.1, 37-14-04, 37-14-05, 37-14-06, 37-14-07, 37-14-08, 37-14-09, 37-14-10, 37-14-11, 37-14-12, 37-14-18, 37-15-03, 37-15-07, 37-15-08, 37-15-10, 37-15-15, 37-15-16, 37-15-19, 37-15-21, and 37-18-07 of the North Dakota Century Code, relating to the veterans' aid fund, the veterans' aid commission, and the soldiers' home, and the administrative procedures thereof; and to repeal sections 37-14-01, 37-14-02, 37-14-03.1, 37-14-03.2, 37-14-03.4, 37-41-03.5, 37-14-13, 37-14-15, 37-14-17, 37-15-04, 37-15-05, 37-15-06, 37-15-09, 37-15-20, 37-18-02, 37-18-03, and 37-18-09 of the North Dakota Century Code, relating to the qualifications, compensation, and terms of members of the veterans' aid commission, appropriations to the veterans' aid fund, the postwar rehabilitation fund, meetings, compensation, powers and duties, oath and bond, approval of contracts, advertisement for bids by the trustees of the soldiers' home, qualifications and appointment of the veterans' service commissioner, and the advisory committee to the department of veterans' affairs.

Received from Senate, 887.
 Introduction, first reading, 926.
 Referred to Committee on Veterans' and Military Affairs.
 Reported back, do pass, 1007.
 Second reading and final passage, 1046.
 Returned to Senate, 1112.
 Received from Senate, 1397.
 Signed by Speaker, 1419.
 Returned to Senate, 1449.

Senate Bill No. 2090

Senate Bill No. 2090. A Bill for an Act to repeal chapter 55-06 of the North Dakota Century Code, relating to the Yellowstone-Missouri-Fort Union Commission.

Senate Bill No. 2091

Senate Bill No. 2091. A Bill for an Act to amend and reenact section 54-27-19 of the North Dakota Century Code, relating to allocating highway tax distribution funds directly to cities and to establish a separate fund for the moneys received from the highway tax distribution fund.

Received from Senate, 202.
Introduction, first reading, 213.
Referred to Committee on Transportation.
Reported back, do pass, 1255.
Second reading and final passage, 1295.
Returned to Senate, 1398.
Received from Senate, 1594.
Signed by Speaker, 1595.
Returned to Senate, 1597.

Senate Bill No. 2092

Senate Bill No. 2092. A Bill for an Act transferring the field enforcement functions of the weight control division of the state highway department, together with all field equipment and facilities used by the weight control division, to the state highway patrol, and to amend and reenact sections 24-01-13, 24-03-02, 39-03A-09, 39-04-40, and 39-12-07 of the North Dakota Century Code, relating to the authority of the state highway commissioner in regulating and controlling the weight of vehicles traveling upon the state highway system.

Senate Bill No. 2093

Senate Bill No. 2093. A Bill for an Act to amend and reenact section 15-40.1-06 of the North Dakota Century Code, as contained in section 7 of House Bill No. 1045, as approved by the Forty-second Legislative Assembly, relating to legislative intent for foundation aid payments.

Received from Senate, 919.
Introduction, first reading, 954.
Referred to Committee on Education.
Re-referred to Committee on Appropriations, 1266.
Reported back, divided, 1266.
Majority to amend, 1266.
Minority to amend, 1266.
Report of minority be substituted for majority failed, 1266.
Amendments adopted, 1292.
Reported back, do pass, 1299.
Second reading and final passage, 1306.
Returned to Senate, 1398. Amended, 1398.
Senate does not concur, 1515.
Conference Committee, House, 1527.
Conference Committee, Senate, 1516.
Senate concurs, 1571.
Received from Senate, 1594.
Signed by Speaker, 1595.
Returned to Senate, 1597.

Senate Bill No. 2094

Senate Bill No. 2094. A Bill for an Act to provide an emergency five-mill general fund levy for high school districts.

Senate Bill No. 2095

Senate Bill No. 2095. A Bill for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to the exemption from the sales tax of certain sales to automobile body repair shops.

Senate Bill No. 2096

Senate Bill No. 2096. A Bill for an Act to amend and reenact section 27-06-02 of the North Dakota Century Code, relating to the pro-rating of salaries of court reporters among the counties of the judicial districts on the basis of population.

Received from Senate, 138.
 Introduction, first reading, 139.
 Referred to Committee on Judiciary.
 Reported back, do pass, 223.
 Second reading and final passage, 252.
 Returned to Senate, 328.
 Received from Senate, 810.
 Signed by Speaker, 871.
 Returned to Senate, 872.

Senate Bill No. 2097

Senate Bill No. 2097. A Bill for an Act to provide for an automatic recount if a certain percentage of vote difference exists between candidates for the same congressional, state or legislative office.

Received from Senate, 193.
 Introduction, first reading, 194.
 Referred to Committee on State and Federal Government.
 Re-referred to Committee on Judiciary, 220.
 Reported back, indefinitely postponed, 541.

Senate Bill No. 2098

Senate Bill No. 2098. A Bill for an Act to amend and reenact section 46-04-02 of the North Dakota Century Code, relating to distribution of North Dakota printed laws to state-supported junior colleges.

Received from Senate, 179.
 Introduction, first reading, 192.
 Referred to Committee on Education.
 Reported back, do pass, 321.
 Second reading and final passage, 346.
 Returned to Senate, 396.
 Received from Senate, 810.
 Signed by Speaker, 871.
 Returned to Senate, 872.

Senate Bill No. 2099

Senate Bill No. 2099. A Bill for an Act to create and enact subsection 8 of section 26-03A-03 of the North Dakota Century Code, and to amend and reenact sections 26-26-02, 26-26-07, 26-27-01, 26-27-02, 26-27-03, 26-27-05, 26-27-08, and 26-27-10 of the North Dakota Century Code, relating to permissive coverage of mental disorders in accident and sickness insurance policies, and providing an effective date

Senate Bill No. 2100

Senate Bill No. 2100. A Bill for an Act to authorize a levy by counties and cities for programs and activities for older persons, to provide elections for authorizing or removing the levy, and to require contracts with the governing bodies of such counties and cities.

Received from Senate, 231.
 Introduction, first reading, 259.
 Referred to Committee on Social Welfare.
 Reported back, amended, 1204.
 Amendments adopted, 1234.

Second reading and final passage, 1270.
Returned to Senate, 1365. Amended, 1365.
Senate concurs, 1471.
Received from Senate, 1594.
Signed by Speaker, 1595.
Returned to Senate, 1597.

Senate Bill No. 2101

Senate Bill No. 2101. A Bill for an Act to amend and reenact section 15-28-09 of the North Dakota Century Code relating to school district elections, and to repeal section 15-28-02 of the North Dakota Century Code, relating to rural representation on school boards.

Senate Bill No. 2102

Senate Bill No. 2102. A Bill for an Act to create and enact section 13-05-07.1 of the North Dakota Century Code, relating to prohibiting collection agencies from harassing or making unjustified and fraudulent claims.

Senate Bill No. 2103

Senate Bill No. 2103. A Bill for an Act to amend and reenact subsection 1 of section 13-03-03 and subsection 5 of section 51-13-02 of the North Dakota Century Code, relating to allowing the maximum rate of interest to be charged for small loans and on retail installment sales.

Senate Bill No. 2104

Senate Bill No. 2104. A Bill for an Act to amend and reenact subsections 4 and 5 of section 31-11-03 of the North Dakota Century Code, relating to disputable presumptions.

Received from Senate, 138.
Introduction, first reading, 139.
Referred to Committee on Judiciary.
Reported back, do pass, 173.
Second reading and final passage, 187.
Returned to Senate, 217.
Received from Senate, 810.
Signed by Speaker, 871.
Returned to Senate, 872.

Senate Bill No. 2105

Senate Bill No. 2105. A Bill for an Act to amend and reenact section 39-17-07 of the North Dakota Century Code, relating to the limitation on amount collectible from the unsatisfied judgement fund.

Senate Bill No. 2106

Senate Bill No. 2106. A Bill for an Act to create and enact section 57-15-24.1 of the North Dakota Century Code, authorizing a county levy of one-half mill for an alcoholism prevention program, and providing for elections to impose or remove the levy.

Received from Senate, 231.
Introduction, first reading, 259.
Referred to Committee on Social Welfare.
Reported back, do pass, 987.
Lost, 1010.
Returned to Senate, 1066.

Senate Bill No. 2107

Senate Bill No. 2107. A Bill for an Act to create and enact chapter 19-16.1 of the North Dakota Century Code relating to the sale and distribution of antifreeze, providing for the regulation thereof by the state laboratories department and providing a penalty; and to repeal chapter 19-16 of the North Dakota Century Code relating to the sale and distribution of antifreeze.

Received from Senate, 193.
 Introduction, first reading, 194.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 476.
 Second reading and final passage, 522.
 Returned to Senate, 585.
 Received from Senate, 810.
 Signed by Speaker, 871.
 Returned to Senate, 872.

Senate Bill No. 2108

Senate Bill No. 2108. A Bill for an Act to provide for regulation and licensing of mobile home parks and travel trailer parking areas, providing a penalty, and to repeal chapter 23-10 of the North Dakota Century Code.

Senate Bill No. 2109

Senate Bill No. 2109. A Bill for an Act to create and enact subdivision m of subsection 2 of section 39-04-18 of the North Dakota Century Code, and to amend subdivisions c and e of subsection 2 of section 39-04-18 of the North Dakota Century Code, relating to allowing out-of-state motor vehicles to retain their license plates until they expire, if the owners or operators of such vehicles are gainfully employed in this state.

Senate Bill No. 2110

Senate Bill No. 2110. A Bill for an Act to amend and reenact sections 4-09-02, 4-09-03, 4-09-07, and 4-09-20 of the North Dakota Century Code, relating to the transfer of the state seed department.

Received from Senate, 164.
 Introduction, first reading, 179.
 Referred to Committee on Agriculture.
 Reported back, amended, 984.
 Amendments adopted, 1015.
 Second reading and final passage, 1056.
 Returned to Senate, 1111. Amended, 1111.
 Senate concurs, 1143.
 Received from Senate, 1542.
 Signed by Speaker, 1548.
 Returned to Senate, 1549.

Senate Bill No. 2111

Senate Bill No. 2111. A Bill for an Act to amend and reenact section 57-58-01 of the North Dakota Century Code, relating to the dates for distribution of personal property tax replacement moneys to counties; and declaring an emergency.

Received from Senate, 271.
 Introduction, first reading, 328.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 1178.
 Returned to Senate, 1251.

Senate Bill No. 2112

Senate Bill No. 2112. A Bill for an Act to amend and reenact section 20-05-02 of the North Dakota Century Code, relating to changing the opening of big game season from noon on Friday to 10:00 A.M. on Saturday.

Received from Senate, 179.
 Introduction, first reading, 192.
 Referred to Committee on Natural Resources.
 Reported back, indefinitely postponed, 263.
 Returned to Senate, 328.

Senate Bill No. 2113

Senate Bill No. 2113. A Bill for an Act to amend and reenact sections 15-19-01, 15-19-02, 15-19-03, and 15-19-06 of the North Dakota Century Code, relating to the establishment of high school correspondence courses, the administration of the division of independent study, the duties of superintendents of schools, and special operating funds.

Received from Senate, 138.
 Introduction, first reading, 139.
 Referred to Committee on Education.
 Reported back, do pass, 209.
 Second reading and final passage, 228.
 Returned to Senate, 271.
 Received from Senate, 810.
 Signed by Speaker, 871.
 Returned to Senate, 872.

Senate Bill No. 2114

Senate Bill No. 2114. A Bill for an Act to provide for the reorganization and annexation of any school district in this state which is not operating a high school within its school district.

Senate Bill No. 2115

Senate Bill No. 2115. A Bill for an Act to provide for a discount of sales and use taxes to be paid for retailers to compensate for costs of records, collection, reports, and remittance.

Senate Bill No. 2116

Senate Bill No. 2116. A Bill for an Act to amend and reenact section 28-05-08 of the North Dakota Century Code, relating to the cancellation of lis pendens by the entry of a final judgement.

Senate Bill No. 2117

Senate Bill No. 2117. A Bill for an Act to amend and reenact section 35-01-05.1 of the North Dakota Century Code, relating to security interests in motor vehicles and to define "motor vehicle" for purposes of security interests.

Received from Senate, 323.
 Introduction, first reading, 348.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 921.
 Second reading and final passage, 942.
 Returned to Senate, 1005.
 Received from Senate, 1200.
 Signed by Speaker, 1203.
 Returned to Senate, 1230.

Senate Bill No. 2118

Senate Bill No. 2118. A Bill for an Act to amend and reenact section 52-12-04 of the North Dakota Century Code, relating to clarifying whether teachers who have nine-month contracts are eligible for year-round health insurance.

Senate Bill No. 2119

Senate Bill No. 2119. A Bill for an Act to amend and reenact section 27-11-22 of the North Dakota Century Code, to exempt attorneys employed by the state of North Dakota from paying annual license fees.

Senate Bill No. 2120

Senate Bill No. 2120. A Bill for an Act to create and enact section 54-44-12; to amend and reenact sections 27-11-17, 27-11-23, 27-12-04, 27-12-06, 43-01-04, 43-04-07, subsections 6 and 8 of section 43-12-07, sections 43-13-07, 43-15-05, 43-19.1-09, 43-23-04, 43-26-05, and subsection 4 of section 43-27-04; and to repeal sections 43-02-07, 43-03-07, 43-04-08, subsection 2 of section 43-05-07, sections 43-06-06, 43-09-08, 43-10-09, 43-11-09, 43-15-11, 43-17-15, 43-18-07, 43-21-07, 43-25-15, 43-28-07, 43-32-15, and 43-34-06, all of the North Dakota Century Code, relating to the deposit and disbursement of the moneys received by all occupational and professional boards, associations, and commissions.

Received from Senate, 323.

Introduction, first reading, 348.

Referred to Committee on State and Federal Government.

Reported back, do pass, 477.

Lost, 523.

Second reading and final passage, 533.

Motion to reconsider, 533.

Returned to Senate, 585.

Received from Senate, 810.

Signed by Speaker, 871.

Returned to Senate, 872.

Senate Bill No. 2121

Senate Bill No. 2121. A Bill for an Act to amend and reenact sections 48-02-02 and 48-02-03 of the North Dakota Century Code, relating to the prerequisite to building or repair of public buildings.

Received from Senate, 202.

Introduction, first reading, 214.

Referred to Committee on State and Federal Government.

Reported back, amended, 500, 501.

Amendments adopted, 531.

Second reading and final passage, 581.

Returned to Senate, 640. Amended, 640.

Senate concurs, 670.

Received from Senate, 1062.

Signed by Speaker, 1069.

Returned to Senate, 1070.

Senate Bill No. 2122

Senate Bill No. 2122. A Bill for an act to create and enact sections 25-09-02.1, 25-09-02.2, 25-09-03.1, 25-09-04.1, and 25-09-11.1 of the North Dakota Century Code; to amend and reenact sections 25-09-02, 25-09-03, 25-09-04, 25-09-05, 25-09-06, subsection 2 of section

25-09-07, and section 25-09-08 of the North Dakota Century Code; and to repeal section 25-09-11 of the North Dakota Century Code, all relating to the expenses of care and treatment of patients at the Grafton state school and the state hospital.

Received from Senate, 919.
 Introduction, first reading, 954.
 Referred to Committee on Appropriations.
 Reported back, amended, 1299, 1533.
 Amendments adopted, 1343.
 Second reading and final passage, 1382, 1533.
 Clincher, 1382.
 Returned to Senate, 1434. Amended, 1434.
 Senate does not concur, 1470.
 Conference Committee, House, 1484.
 Conference Committee, Senate, 1471.
 Conference Committee report, House adopts, 1533.
 Conference Committee report, Senate adopts, 1528.
 Received from Senate, 1594.
 Signed by Speaker, 1595.
 Returned to Senate, 1597.

Senate Bill No. 2123

Senate Bill No. 2123. A Bill for an Act providing a declaration of legislative intent relating to the allowance of free meals, lodging, and food supplies to officers and employees of state charitable and penal institutions, and to repeal sections 12-46-08, 12-47-09, and 25-01-09 of the North Dakota Century Code.

Received from Senate, 369.
 Introduction, first reading, 398.
 Referred to Committee on Appropriations.
 Reported back, do pass, 921.
 Second reading and final passage, 943.
 Returned to Senate, 1005.
 Received from Senate, 1200.
 Signed by Speaker, 1203.
 Returned to Senate, 1231.

Senate Bill No. 2124

Senate Bill No. 2124. A Bill for an Act to amend and reenact section 16-21-01 of the North Dakota Century Code, to provide that precincts in which voting machines are used shall also make available to electors paper ballots in the event machines become inoperable for a reasonable length of time.

Received from Senate, 209.
 Introduction, first reading, 220.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 720.
 Returned to Senate, 809.

Senate Bill No. 2125

Senate Bill No. 2125. A Bill for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to income qualifications of a head of a family under the homestead credit law.

Received from Senate, 202.
 Introduction, first reading, 214.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 478.
 Returned to Senate, 563.

Senate Bill No. 2126

Senate Bill No. 2126. A Bill for an Act to create and enact seven additional subsections to section 19-18-02, paragraph 8 of subdivision b of subsection 20 of section 19-18-02, and section 19-18-06.1 of the North Dakota Century Code, and to amend and reenact subsections 1, 2, and 11 of section 19-18-02, sections 19-18-03 and 19-18-04, subsection 2 of section 19-18-05, and section 19-18-11 of the North Dakota Century Code, relating to the regulation of the distribution, sale, and labeling of economic poisons, and cooperation with the federal government.

Received from Senate, 231.
Introduction, first reading, 259.
Referred to Committee on Agriculture.
Reported back, do pass, 984.
Second reading and final passage, 1011.
Returned to Senate, 1065.
Received from Senate, 1594.
Signed by Speaker, 1595.
Returned to Senate, 1597.

Senate Bill No. 2127

Senate Bill No. 2127. A Bill for an Act to amend and reenact sections 15-01-02, 15-03-04, 15-03-15, and 15-03-18 of the North Dakota Century Code, relating to the investment of various permanent funds under the control of the board of university and school lands.

Received from Senate, 254.
Introduction, first reading, 328.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 921.
Second reading and final passage, 944.
Returned to Senate, 1005.
Received from Senate, 1200.
Signed by Speaker, 1203.
Returned to Senate, 1231.

Senate Bill No. 2128

Senate Bill No. 2128. A Bill for an Act to amend and reenact section 15-47-14 of the North Dakota Century Code, relating to attendance at education association meetings by superintendents, principals, and teachers.

Received from Senate, 915.
Introduction, first reading, 927.
Referred to Committee on Education.
Reported back, indefinitely postponed, 1235.
Returned to Senate, 1339.

Senate Bill No. 2129

Senate Bill No. 2129. A Bill for an Act to amend and reenact section 39-21-40 of the North Dakota Century Code, relating to the dates for using studded tires.

Senate Bill No. 2130

Senate Bill No. 2130. A Bill for an Act to amend and reenact subsection 3 of section 57-15-14 of the North Dakota Century Code, as contained in section 23 of House Bill No. 1045, as approved by the Forty-second Legislative Assembly, relating to tax levy limitations in school districts.

Received from Senate, 920.
Introduction, first reading, 954.
Referred to Committee on Education.
Reported back, divided, 1265.
Majority to amend, 1265.
Minority to indefinitely postpone, 1265.
Report of minority be substituted for majority prevailed, 1266.
Clincher, 1266.
Returned to Senate, 1364.

Senate Bill No. 2131

Senate Bill No. 2131. A Bill for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to home-
stead credit for persons sixty-five years of age or older with a
limited income.

Senate Bill No. 2132

Senate Bill No. 2132. A Bill for an Act to require compulsory
retirement of all full-time state employees at the age of sixty-five.

Senate Bill No. 2133

Senate Bill No. 2133. A Bill for an Act to amend and reenact sec-
tion 25-07-02 of the North Dakota Century Code, relating to housing
for the superintendent of the school for the deaf.

Senate Bill No. 2134

Senate Bill No. 2134. A Bill for an Act to repeal section 4 of
chapter 45 of the 1969 Session Laws of the state of North Dakota,
relating to the state industrial school; and declaring an
emergency.

Received from Senate, 202.
Introduction, first reading, 214.
Referred to Committee on State and Federal Government.
Reported back, do pass, 627.
Second reading and final passage, 662.
Emergency clause carried, 663.
Returned to Senate, 734.
Received from Senate, 1063.
Signed by Speaker, 1069.
Returned to Senate, 1070.

Senate Bill No. 2135

Senate Bill No. 2135. A Bill for an Act to amend and reenact
section 54-24-09 of the North Dakota Century Code, relating to the
state library's distribution of certain publications.

Received from Senate, 193.
Introduction, first reading, 194.
Referred to Committee on State and Federal Government.
Reported back, amended, 340.
Amendments adopted, 356.
Returned to Senate, 447. Amended, 447.
Senate concurs, 527.
Received from Senate, 810.
Signed by Speaker, 871.
Returned to Senate, 872.

Senate Bill No. 2136

Senate Bill No. 2136. A Bill for an Act making an appropriation for the educational commission of the states.

Senate Bill No. 2137

Senate Bill No. 2137. A Bill for an Act to amend and reenact sections 12-21-07, 12-21-09, and 12-21-11 of the North Dakota Century Code, to provide that certain motion picture theater employees shall not be liable for showing or possessing obscene motion pictures if acting within the scope of their employment.

Received from Senate, 193.
Introduction, first reading, 195.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 745.
Substitute motion to place on Calendar prevailed, 745.
Second reading and final passage, 801.
Returned to Senate, 895.
Received from Senate, 1063.
Signed by Speaker, 1069.
Returned to Speaker, 1070.

Senate Bill No. 2138

Senate Bill No. 2138. A Bill for an Act to amend and reenact section 16-04-17 of the North Dakota Century Code, to provide that precincts shall be arranged on voting machines according to the total votes cast in the previous general election for governor, and to provide for the placement of names on ballots and voting machines in races having more than three candidates.

Received from Senate, 202.
Introduction, first reading, 214.
Referred to Committee on Judiciary.
Reported back, do pass, 808.
Motion to place at foot of Calendar prevailed, 886.
Second reading and final passage, 924.
Returned to Senate, 981.
Received from Senate, 1200.
Signed by Speaker, 1203.
Returned to Senate, 1231.

Senate Bill No. 2139

Senate Bill No. 2139. A Bill for an Act to create and enact section 11-97-03.1 of the North Dakota Century Code, and to amend and reenact sections 11-07-03 and 11-11-02 of the North Dakota Century Code, to provide an additional method of redistricting counties and electing county commissioners.

Received from Senate, 347.
Introduction, first reading, 369.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 1037.
Second reading and final passage, 1080.
Returned to Senate, 1140.
Received from Senate, 1594.
Signed by Speaker, 1595.
Returned to Senate, 1597.

Senate Bill No. 2140

Senate Bill No. 2140. A Bill for an Act to amend and reenact section 40-21-07 of the North Dakota Century Code, relating to the number of signatures necessary on a nominating petition for a candidate for municipal office.

Received from Senate, 209.
Introduction, first reading, 220.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 699.
Second reading and final passage, 732.
Returned to Senate, 809.
Received from Senate, 1063.
Signed by Speaker, 1069.
Returned to Senate, 1070.

Senate Bill No. 2141

Senate Bill No. 2141. A Bill for an Act acknowledging the rights and defining the limitations of legislative office, establishing a code of legislative conduct, and establishing a joint committee on legislative conduct.

Received from Senate, 563.
Introduction, first reading, 586.
Referred to Committee on State and Federal Government.
Reported back, indefinitely postponed, 1095.
Motion to place on Calendar failed, 1095.
Returned to Senate, 1167.

Senate Bill No. 2142

Senate Bill No. 2142. A Bill for an Act providing that special defenses not involving the merits of an action may be tried before, and separately from, other issues.

Senate Bill No. 2143

Senate Bill No. 2143. A Bill for an Act to amend and reenact subsection 6 of section 39-09-02 of the North Dakota Century Code, relating to the maximum speed limits for all vehicles on limited-access highways.

Senate Bill No. 2144

Senate Bill No. 2144. A Bill for an Act to amend and reenact subsection 2 of section 39-06-07, subsections 1 and 3 of section 39-06-14, and section 39-06-18 of the North Dakota Century Code, requiring a color photograph and a thumbprint or fingerprint of the applicant to be attached to his motor vehicle operator's license.

Senate Bill No. 2145

Senate Bill No. 2145. A Bill for an Act to amend and reenact subsection 6 of section 20-01-01 of the North Dakota Century Code, relating to definitions of game birds to include mourning doves.

Senate Bill No. 2146

Senate Bill No. 2146. A Bill for an Act to amend and reenact section 18-09-02 of the North Dakota Century Code, relating to rulemaking power of the state fire marshal.

Received from Senate, 271.
Introduction, first reading, 328.
Referred to Committee on State and Federal Government.
Reported back, amended, 340.
Amendments adopted, 356.

Second reading and final passage, 395.
 Returned to Senate, 447. Amended, 447.
 Senate concurs, 527.
 Received from Senate, 810.
 Signed by Speaker, 871.
 Returned to Senate, 872.

Senate Bill No. 2147

Senate Bill No. 2147. A Bill for an Act to amend and reenact sections 14-05-17 and 14-06-06 of the North Dakota Century Code, relating to instituting divorce or separation actions in counties where there are family courts.

Received from Senate, 202.
 Introduction, first reading, 214.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 353.
 Returned to Senate, 420.

Senate Bill No. 2148

Senate Bill No. 2148. A Bill for an Act to create and enact subsection 4 of section 54-52-02.1 of the North Dakota Century Code, relating to the authority for city, county, and school district employees to join the public employees' retirement system.

Received from Senate, 323.
 Introduction, first reading, 348.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 477.
 Second reading and final passage, 523.
 Returned to Senate, 585.
 Received from Senate, 810.
 Signed by Speaker, 871.
 Returned to Senate, 872.

Senate Bill No. 2149

Senate Bill No. 2149. A Bill for an Act to amend and reenact subsection 23 of section 57-02-08 of the North Dakota Century Code, relating to property exempt from taxation as pertains to parking structures.

Received from Senate, 323.
 Introduction, first reading, 348.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 627.
 Second reading and final passage, 663.
 Returned to Senate, 734.
 Received from Senate, 1063.
 Signed by Speaker, 1069.
 Returned to Senate, 1070.

Senate Bill No. 2150

Senate Bill No. 2150. A Bill for an Act to amend and reenact sections 23-15-01, 23-15-02, 23-15-04, and 62-04-05 of the North Dakota Century Code, relating to fireworks.

Senate Bill No. 2151

Senate Bill No. 2151. A Bill for an Act to amend and reenact subsection 13 of section 26-08-11 of the North Dakota Century Code, relating to authorized investment of funds of insurance companies.

Received from Senate, 323.
Introduction, first reading, 348.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 1178.
Second reading and final passage, 1205.
Returned to Senate, 1288.
Received from Senate, 1594.
Signed by Speaker, 1595.
Returned to Senate, 1596.

Senate Bill No. 2152

Senate Bill No. 2152. A Bill for an Act to create and enact section 11-16-15 of the North Dakota Century Code, relating to an inquiry conducted by the state's attorney.

Senate Bill No. 2153

Senate Bill No. 2153. A Bill for an Act to authorize domestic life insurance companies to invest in subsidiaries.

Received from Senate, 271.
Introduction, first reading, 328.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 1178.
Second reading and final passage, 1206.
Returned to Senate, 1288.
Received from Senate, 1594.
Signed by Speaker, 1595.
Returned to Senate, 1597.

Senate Bill No. 2154

Senate Bill No. 2154. A Bill for an Act to amend and reenact section 57-02-11 of the North Dakota Century Code, to provide for an annual assessment of real property.

Received from Senate, 396.
Introduction, first reading, 421.
Referred to Committee on Finance and Taxation.
Reported back, amended, 649.
Amendments adopted, 673.
Second reading and final passage, 722.
Returned to Senate, 809. Amended, 809.
Senate does not concur, 874.
Conference Committee, House, 1088.
Conference Committee, Senate, 874.
Conference Committee report, House adopts, 1252.
Conference Committee report, Senate adopts, 1231.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2155

Senate Bill No. 2155. A Bill for an Act to amend and reenact section 26-03-12 of the North Dakota Century-Code, relating to the transfer of policies of life and health insurance.

Received from Senate, 254.
Introduction, first reading, 328.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 1179.
Second reading and final passage, 1206.

Returned to Senate, 1288.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2156

Senate Bill No. 2156. A Bill for an Act to protect shareholders of North Dakota corporations by requiring public announcement and fair, full and effective disclosure to shareholders in regard to takeover bids and to declare an emergency.

Received from Senate, 271.
 Introduction, first reading, 328.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 1179.
 Second reading and final passage, 1207.
 Returned to Senate, 1288.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2157

Senate Bill No. 2157. A Bill for an Act to amend and reenact subsection 3 of section 26-03-36 of the North Dakota Century Code, relating to provisions prohibited in a life insurance policy.

Received from Senate, 254.
 Introduction, first reading, 329.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 1179.
 Second reading and final passage, 1208.
 Returned to Senate, 1288.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2158

Senate Bill No. 2158. A Bill for an Act to amend and reenact subsection 3 of section 28-01-18 of the North Dakota Century Code, relating to the limitation of malpractice actions.

Senate Bill No. 2159

Senate Bill No. 2159. A Bill for an Act to amend and reenact Section 31-08-01 of the North Dakota Century Code, relating to the admissibility in evidence of business records.

Senate Bill No. 2160

Senate Bill No. 2160. A Bill for an Act to amend and reenact section 15-47-21, subsection 2 of section 15-53.1-01, and sections 15-53.1-05, 15-53.1-06, 15-53.1-07, 15-53.1-11, 15-53.1-12, 15-53.1-13, 15-53.1-14, 15-53.1-15, 15-53.1-16, 15-53.1-17, 15-53.1-18, 15-53.1-19, 15-53.1-20, 15-53.1-25, 15-53.1-26, 15-53.1-28, 15-53.1-29, 15-53.1-30, 15-53.1-32, 15-53.1-33, 15-53.1-37, 15-53.1-39, 15-53.1-41, and 15-53.1-42, as contained in house bill no. 1045, as approved by the forty-second legislative assembly, relating to changing the county reorganization committee to a regional committee.

Received from Senate, 915.
 Introduction, first reading, 927.
 Referred to Committee on Education.
 Reported back, amended, 1255, 1256.

Amendments adopted, 1291.
Lost, 1298.
Clincher lost, 1298.
Motion to reconsider lost, 1324, 1376.
Returned to Senate, 1398.

Senate Bill No. 2161

Senate Bill No. 2161. A Bill for an Act to amend and reenact section 40-18-18 of the North Dakota Century Code relating to the fees of jurors in municipal court and declaring an emergency.

Received from Senate, 254.
Introduction, first reading, 328.
Referred to Committee on Judiciary.
Reported back, do pass, 592.
Second reading and final passage, 637.
Emergency clause carried, 637.
Returned to Senate, 694.
Received from Senate, 1063.
Signed by Speaker, 1069.
Returned to Senate, 1070.

Senate Bill No. 2162

Senate Bill No. 2162. A Bill for an Act to create a personnel division within the department of accounts and purchases and to provide for the classification of employment positions and the development of a compensation plan.

Senate Bill No. 2163

Senate Bill No. 2163. A Bill for an Act to amend and reenact section 4-30-29 of the 1969 Supplement to the North Dakota Century Code, relating to rules and regulations concerning grades of milk for Grade "A" and manufacturing purposes.

Senate Bill No. 2164

Senate Bill No. 2164. A Bill for an Act to amend and reenact section 4-30-02 of the 1969 Supplement to the North Dakota Century Code, relating to the license required for persons manufacturing, processing, distributing or dealing in milk or milk products, fees and terms of licensure.

Received from Senate, 347.
Introduction, first reading, 369.
Referred to Committee on Agriculture.
Reported back, do pass, 984.
Lost, 1012.
Motion to reconsider failed, 1042.
Returned to Senate, 1066.

Senate Bill No. 2165

Senate Bill No. 2165. A Bill for an Act to amend and reenact section 4-30-36 of the North Dakota Century Code, relating to standards for Grade A milk and milk products, to create state standards for Grade A milk production and processing, and to regulate plant and farm inspections.

Senate Bill No. 2166

Senate Bill No. 2166. A Bill for an Act to amend and reenact sections 39-08-01 and 39-08-03 of the North Dakota Century Code extending certain crimes under the Motor Vehicle Code off highways.

Senate Bill No. 2167

Senate Bill No. 2167. A Bill for an Act to amend and reenact section 14-05-19 of the North Dakota Century Code relating to transcription of testimony in default divorce cases.

Received from Senate, 254.

Introduction, first reading, 329.

Referred to Committee on Judiciary.

Reported back, indefinitely postponed, 456.

Returned to Senate, 526.

Senate Bill No. 2168

Senate Bill No. 2168. A Bill for an Act to amend and reenact sections 28-20-34 and 28-26-13 of the North Dakota Century Code relating to interest on judgments and verdicts.

Received from Senate, 271.

Introduction, first reading, 329.

Referred to Committee on Judiciary.

Reported back, indefinitely postponed, 592.

Returned to Senate, 670.

Senate Bill No. 2169

Senate Bill No. 2169. A Bill for an Act to create and enact subsection 11 of section 43-15-10 of the North Dakota Century Code, relating to powers of the state board of pharmacy.

Senate Bill No. 2170

Senate Bill No. 2170. A Bill for an Act to provide funds for the surplus property division of the state department of public instruction to obtain property declared surplus by the United States Government, making an appropriation and declaring an emergency.

Received from Senate, 323.

Introduction, first reading, 348.

Referred to Committee on Education.

Re-referred to Committee on Appropriations.

Reported back, do pass, 921.

Reported back, indefinitely postponed, 1118.

Returned to Senate, 1196.

Senate Bill No. 2171

Senate Bill No. 2171. A Bill for an Act to amend and reenact sections 40-57.1-01 and 40-57.1-02 of the North Dakota Century Code, relating to property and income tax exemptions for new industries.

Senate Bill No. 2172

Senate Bill No. 2172. A Bill for an Act to amend and reenact section 39-16.1-01, subsections 2 and 3 of section 39-16.1-04, and subsection 1 of section 39-16.1-09 of the North Dakota Century Code, relating to proof of financial responsibility and notification to the highway commissioner by insurance companies whenever they issue a policy of motor vehicle liability insurance.

Senate Bill No. 2173

Senate Bill No. 2173. A Bill for an Act to amend and reenact sections 23-17.1-01, 23-17.1-02, 23-17.1-03, 23-17.1-04, 23-17.1-05,

23-17.1-06, and 23-17.1-07 of the North Dakota Century Code, relating to the licensing of addiction hospitals and declaring an emergency.

Received from Senate, 329.
 Introduction, first reading, 348.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 960.
 Second reading and final passage, 988.
 Emergency clause carried, 988.
 Returned to Senate, 1064.
 Received from Senate, 1200.
 Signed by Speaker, 1203.
 Returned to Senate, 1231.

Senate Bill No. 2174

Senate Bill No. 2174. A Bill for an Act to provide a method of selection of jurors; and to repeal chapter 27-09 of the North Dakota Century Code.

Senate Bill No. 2175

Senate Bill No. 2175. A Bill for an Act to amend and reenact section 16-13-07 of the North Dakota Century Code, providing for a permanent pollbook to the clerk of the district court by the county auditor.

Senate Bill No. 2176

Senate Bill No. 2176. A Bill for an Act to amend and reenact subsection 6 of section 39-12-04 of the North Dakota Century Code, relating to width, height, and length limitations on vehicles — exceptions.

Received from Senate, 369.
 Introduction, first reading, 398.
 Referred to Committee on Transportation.
 Reported back, do pass, 1007.
 Second reading and final passage, 1050.
 Returned to Senate, 1112.
 Received from Senate, 1229.
 Signed by Speaker, 1233.
 Returned to Senate, 1250.

Senate Bill No. 2177

Senate Bill No. 2177. A Bill for an Act authorizing the State Historical Society of North Dakota to sell a tract of land in Billings County, North Dakota, and declaring an emergency.

Received from Senate, 271.
 Introduction, first reading, 329.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 592.
 Motion to lay over one legislative day prevailed, 637.
 Second reading and final passage, 663.
 Emergency clause carried, 664.
 Returned to Senate, 734.
 Received from Senate, 1063.
 Signed by Speaker, 1069.
 Returned to Senate, 1070.

Senate Bill No. 2178

Senate Bill No. 2178. A Bill for an Act to amend and reenact sections 15-36-07 and 15-36-11 of the North Dakota Century Code, relating to citizenship requirements for teachers' certificates.

Received from Senate, 603.

Introduction, first reading, 642.

Referred to Committee on Education.

Re-referred to Committee on Education, 1126.

Reported back, amended, 1097, 1179.

Amendments adopted, 1117, 1204.

Motion to reconsider adoption of amendments prevailed, 1126.

Motion to reconsider adoption of Committee report prevailed, 1126.

Second reading and final passage, 1236.

Returned to Senate, 1340. Amended, 1340.

Senate concurs, 1394.

Received from Senate, 1594.

Signed by Speaker, 1596.

Returned to Senate, 1597.

Senate Bill No. 2179

Senate Bill No. 2179. A Bill for an Act to establish a state personnel system based on merit; and providing an appropriation.

Senate Bill No. 2180

Senate Bill No. 2180. A Bill for an Act to create and enact chapter 63-01.1 of the North Dakota Century Code, relating to the control and eradication of noxious weeds, the authority and duties of the commissioner of agriculture and the governing bodies of the political subdivisions in regard to noxious weed control, and creating the office of county weed control officer; to repeal subsection 71 of section 40-05-01 and chapters 63-01, 63-02, 63-03, and 63-04 of the North Dakota Century Code, relating to weed eradication and control; and providing penalties.

Received from Senate, 920.

Introduction, first reading, 954.

Referred to Committee on Agriculture.

Re-referred to Committee on Agriculture, 1237.

Reported back, do pass, 1180.

Reported back, amended, 1208, 1257.

Amendments adopted, 1208, 1291.

Second reading and final passage, 1330.

Clincher, 1330.

Lost, 1208.

Reconsidered, 1237.

Motion to place at foot of Calendar prevailed, 1299.

Returned to Senate, 1398.

Returned to Senate, amended, 1398.

Senate concurs, 1471.

Received from Senate, 1594.

Signed by Speaker, 1596.

Returned to Senate, 1597.

Senate Bill No. 2181

Senate Bill No. 2181. A Bill for an Act relating to the escheat of unclaimed accounts of the Postal Savings System held by the United States Treasury Department; providing an appropriation; and declaring an emergency.

Received from Senate, 491.
 Introduction, first reading, 528.
 Referred to Committee on State and Federal Government.
 Re-referred to Committee on Appropriations, 614. Appropriations, 645.
 Reported back, do pass, 1151.
 Reported back, amended, 614.
 Amendments adopted, 645.
 Second reading and final passage, 1187.
 Emergency clause carried, 1186.
 Returned to Senate, 1251.
 Returned to Senate, amended, 1251.
 Senate concurs, 1287.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2182

Senate Bill No. 2182. A Bill for an Act to amend and reenact subsection 2 of section 11-10-10 and sections 11-16-02 and 11-16-05 of the North Dakota Century Code, relating to providing that the position of states attorney in a county of over 35,000 population be a full-time position, the employment of assistant states attorneys, the restrictions on the powers of states attorneys, increasing the salaries of county officials, and to create and enact a section to provide for an effective date thereof.

Received from Senate, 915.
 Introduction, first reading, 927.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 1293, 1294, 1343.
 Amendments adopted, 1343.
 Second reading and final passage, 1382.
 Lost, 1384.
 Reconsidered, 1384.
 Returned to Senate, 1434.

Senate Bill No. 2183

Senate Bill No. 2183. A Bill for an Act establishing an advisory council on agriculture and agri-business, defining its powers and duties, and providing an appropriation.

Received from Senate, 669.
 Introduction, first reading, 701.
 Referred to Committee on Agriculture.
 Re-referred to Committee on Appropriations, 1118, 1145.
 Reported back, amended, 1118.
 Amendments adopted, 1145.
 Reported back, indefinitely postponed, 1240.
 Returned to Senate, 1339.

Senate Bill No. 2184

Senate Bill No. 2184. A Bill for an Act to amend and reenact section 61-24-04 of the North Dakota Century Code, providing that the board of directors of the Garrison Diversion Conservancy District receive the same compensation as legislative council members, and declaring an emergency.

Received from Senate, 329.
 Introduction, first reading, 348.
 Referred to Committee on Natural Resources.
 Reported back, amended, 699.

Amendments adopted, 718.
 Second reading and final passage, 763.
 Emergency clause carried, 764.
 Returned to Senate, 874. Amended, 874.
 Senate concurs, 915.
 Received from Senate, 1063.
 Signed by Speaker, 1069.
 Returned to Senate, 1070.

Senate Bill No. 2185

Senate Bill No. 2185. A Bill for an Act to amend chapter 57-55 of the 1969 Supplement to the North Dakota Century Code by creating and enacting thereto a new section to provide a discount for payment of taxes on mobile homes or trailer houses and their contents; and to amend and reenact section 57-55-11 of the 1969 Supplement to the North Dakota Century Code, relating to collection of taxes on mobile homes or trailer houses.

Received from Senate, 329.
 Introduction, first reading, 349.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 1236.
 Returned to Senate, 1339.

Senate Bill No. 2186

Senate Bill No. 2186. A Bill for an Act requiring the placing of warning signs on dead end roads and highways.

Senate Bill No. 2187

Senate Bill No. 2187. A Bill for an Act to provide for a preliminary meeting of the delegates to the constitutional convention and declaring an emergency.

Received from Senate, 193.
 Introduction, first reading, 195.
 Referred to Committee on Appropriations.
 Reported back, without recommendation, 200.
 Lost, 201.
 Reconsideration lost, 327.
 Returned to Senate, 231, 330.
 Request to return bill to House prevailed, 315.
 Returned to House, 327.

Senate Bill No. 2188

Senate Bill No. 2188. A Bill for an Act to require banking institutions and building and loan associations to pay interest on certain escrow accounts.

Senate Bill No. 2189

Senate Bill No. 2189. A Bill for an Act to amend and reenact section 15-59-04 of the North Dakota Century Code, relating to mandatory school district special education programs.

Senate Bill No. 2190

Senate Bill No. 2190. A Bill for an Act to amend and reenact section 20-08-02 of the North Dakota Century Code, providing that only deer with at least one antler may be taken during deer season.

Senate Bill No. 2191

Senate Bill No. 2191. A Bill for an Act making an appropriation for the purpose of matching private funds and student fees for the construction of a winter sports building at the university of North Dakota, Grand Forks, North Dakota, as authorized by chapter 204 of the 1969 Session Laws of North Dakota.

Senate Bill No. 2192

Senate Bill No. 2192. A Bill for an Act to amend and reenact sections 40-38-01, 40-38-02, and 40-38-03 of the North Dakota Century Code, and to repeal section 58-03-08 of the North Dakota Century Code, relating to public libraries.

Received from Senate, 920.
Introduction, first reading, 954.
Referred to Committee on Education.
Reported back, amended, 1257, 1259.
Amendments adopted, 1292.
Second reading and final passage, 1300.
Returned to Senate, 1398. Amended, 1398.
Senate concurs, 1471.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2193

Senate Bill No. 2193. A Bill for an Act to create and enact a new subsection to section 11-17-01, section 11-17-11, a new subsection to section 27-07-25, and section 27-07-36.1, and to amend and reenact sections 11-17-10 and 27-07-36 of the North Dakota Century Code, relating to microfilming of records, documents, and papers by clerks of court.

Senate Bill No. 2194

Senate Bill No. 2194. A Bill for an Act to amend and reenact section 40-38-11 of the North Dakota Century Code, relating to the consolidation or merger of library services.

Received from Senate, 920.
Introduction, first reading, 954.
Referred to Committee on Education.
Reported back, amended, 1259.
Amendments adopted, 1292.
Second reading and final passage, 1300.
Returned to Senate, 1398. Amended, 1398.
Senate concurs, 1471.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2195

Senate Bill No. 2195. A Bill for an Act to amend and reenact section 26-23-09 of the North Dakota Century Code, relating to limiting the state bonding fund to only surety or fidelity bonds.

Received from Senate, 323.
Introduction, first reading, 349.
Referred to Committee on State and Federal Government.
Reported back, do pass, 477.

Second reading and final passage, 524.
 Returned to Senate, 585.
 Received from Senate, 810.
 Signed by Speaker, 871.
 Returned to Senate, 872.

Senate Bill No. 2196

Senate Bill No. 2196. A Bill for an Act to amend and reenact sections 26-27-06, 26-27-07, 26-27.1-07, and 26-27.1-08 of the North Dakota Century Code, relating to the filing of annual statements by corporations and the costs of investigating the affairs of corporations, and declaring an emergency.

Received from Senate, 421.
 Introduction, first reading, 444.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 960.
 Second reading and final passage, 989.
 Emergency clause carried, 990.
 Returned to Senate, 1064.
 Received from Senate, 1200.
 Signed by Speaker, 1203.
 Returned to Senate, 1231.

Senate Bill No. 2197

Senate Bill No. 2197. A Bill for an Act to amend and reenact section 15-53.1-41 of the North Dakota Century Code, as contained in section 9 of House Bill No. 1045, relating to annexation of territory when pupils attend in another state.

Senate Bill No. 2198

Senate Bill No. 2198. A Bill for an Act to amend and reenact section 15-53.1-07 of the North Dakota Century Code, as contained in section 9 of House Bill No. 1045, relating to the contracting by a school board prior to the effective day of annexation.

Received from Senate, 639.
 Introduction, first reading, 671.
 Referred to Committee on Education.
 Reported back, do pass, 938.
 Second reading and final passage, 965.
 Returned to Senate, 1020.
 Received from Senate, 1338.
 Signed by Speaker, 1340.
 Returned to Senate, 1341.

Senate Bill No. 2199

Senate Bill No. 2199. A Bill for an Act to amend and reenact section 27-08-08 of the North Dakota Century Code, relating to the salaries of judges of county courts of increased jurisdiction.

Received from Senate, 271.
 Introduction, first reading, 329.
 Referred to Committee on Judiciary.
 Reported back, amended, 427, 1194.
 Amendments adopted, 447.
 Rules suspended, properly engrossed, placed on final passage, 1194.
 Second reading and final passage, 485, 1195.
 Returned to Senate, 563. Amended, 563.
 Senate does not concur, 575.

Conference Committee, House, 584.
 Conference Committee, Senate, 575.
 Conference Committee report, House adopts, 1231.
 Conference Committee report, Senate adopts, 1143.
 Received from Senate, 1542.
 Signed by Speaker, 1548.
 Returned to Senate, 1549.

Senate Bill No. 2200

Senate Bill No. 2200. A Bill for an Act to amend and reenact sections 40-14-01, 40-14-02, 40-14-04, 40-15-01, 40-15-02, 40-15-05, and 40-18-03 of the North Dakota Century Code, relating to the offices of city treasurer and municipal judge and providing that they be appointive offices in all cities; and to repeal sections 40-15-03 and 40-17-14 of the North Dakota Century Code.

Received from Senate, 329.
 Introduction, first reading, 349.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 986.
 Returned to Senate, 1065.

Senate Bill No. 2201

Senate Bill No. 2201. A Bill for an Act to repeal sections 57-54-16, 57-54-21, and 57-54-22 of the North Dakota Century Code, relating to motor vehicle fuel tax deductions allowed wholesale and retail dealers for costs of collection and shrinkage.

Senate Bill No. 2202

Senate Bill No. 2202. A Bill for an Act to amend and reenact section 57-36-10 of the North Dakota Century Code, relating to purchasing of cigarette stamps at a discount.

Senate Bill No. 2203

Senate Bill No. 2203. A Bill for an Act to amend and reenact section 11-15-09 of the North Dakota Century Code, relating to sheriff's allowances when plaintiff bids in property at sale.

Received from Senate, 323.
 Introduction, first reading, 349.
 Referred to Committee on Judiciary.
 Reported back, amended, 939, 940.
 Amendments adopted, 959.
 Second reading and final passage, 990, 1220.
 Returned to Senate, 1065. Amended, 1065.
 Senate does not concur, 1088.
 Conference Committee, House, 1111.
 Conference Committee, Senate, 1088.
 Conference Committee report, House adopts, 1231.
 Conference Committee report, Senate adopts, 1201.
 Received from Senate, 1542.
 Signed by Speaker, 1548.
 Returned to Senate, 1549.

Senate Bill No. 2204

Senate Bill No. 2204. A Bill for an Act to amend and reenact section 15-59-07 of the North Dakota Century Code, relating to the education of students with physical handicaps and learning disabilities.

Received from Senate, 920.
Introduction, first reading, 955.
Referred to Committee on Education.
Re-referred to Committee on Appropriations, 1260.
Reported back, do pass, 1299. Amended, 1259, 1260.
Amendments adopted, 1292.
Second reading and final passage, 1301.
Returned to Senate, 1398. Amended, 1398.
Senate concurs, 1471.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2205

Senate Bill No. 2205. A Bill for an Act to amend and reenact section 4-19-01 of the North Dakota Century Code, relating to the state forester.

Received from Senate, 421.
Introduction, first reading, 444.
Referred to Committee on Education.
Reported back, do pass, 938.
Second reading and final passage, 966.
Returned to Senate, 1020.
Received from Senate, 1338.
Signed by Speaker, 1340.
Returned to Senate, 1341.

Senate Bill No. 2206

Senate Bill No. 2206. A Bill for an Act to amend and reenact subsection 6 of section 50-09-01 of the North Dakota Century Code, relating to payments to adoptive families for children with special needs.

Received from Senate, 734.
Introduction, first reading, 768.
Referred to Committee on Social Welfare.
Reported back, amended, 986.
Amendments adopted, 1015.
Second reading and final passage, 1057.
Returned to Senate, 1111. Amended, 1111.
Senate concurs, 1143.
Received from Senate, 1542.
Signed by Speaker, 1548.
Returned to Senate, 1549.

Senate Bill No. 2207

Senate Bill No. 2207. A Bill for an Act to amend and reenact section 57-23-08 of the North Dakota Century Code, relating to property tax abatements and to repeal section 57-23-10 of the North Dakota Century Code, relating to appeals from decision of the board of county commissioners abating, refunding or compromising property taxes.

Received from Senate, 369.
Introduction, first reading, 398.
Referred to Committee on Finance and Taxation.
Reported back, amended, 1213, 1214.
Amendments adopted, 1239.
Second reading and final passage, 1279.
Returned to Senate, 1365. Amended, 1365.

Senate concurs, 1471.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2208

Senate Bill No. 2208. A Bill for an Act to amend and reenact section 57-50-02 of the North Dakota Century Code, relating to the form of claim for refund of motor fuel tax.

Received from Senate, 369.
 Introduction, first reading, 398.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 1118.
 Second reading and final passage, 1152.
 Returned to Senate, 1195.
 Received from Senate, 1542.
 Signed by Speaker, 1548.
 Returned to Senate, 1549.

Senate Bill No. 2209

Senate Bill No. 2209. A Bill for an Act to authorize the North Dakota director of institutions to grant to northwestern bell telephone company an easement over certain tracts of state land.

Received from Senate, 323.
 Introduction, first reading, 349.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 592.
 Second reading and final passage, 637.
 Returned to Senate, 694.
 Received from Senate, 1063.
 Signed by Speaker, 1069.
 Returned to Senate, 1070.

Senate Bill No. 2210

Senate Bill No. 2210. A Bill for an Act to create and enact sections 4-09-10.1, 4-09-10.2, and 4-09-10.3 of the North Dakota Century Code, providing for a certified seed grading board.

Senate Bill No. 2211

Senate Bill No. 2211. A Bill for an Act to amend and reenact subsection 2 of section 15-10-17 of the North Dakota Century Code, relating to the powers and duties of the state board of higher education.

Received from Senate, 603.
 Introduction, first reading, 643.
 Referred to Committee on Education.
 Reported back, amended, 1071.
 Amendments adopted, 1093.
 Second reading and final passage, 1123.
 Returned to Senate, 1196. Amended, 1196.
 Senate concurs, 1232.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2212

Senate Bill No. 2212. A Bill for an Act to amend and reenact subsection 3 of section 57-39.2-01 of the North Dakota Century Code, relating to the definition of a "retail sale" for sales tax purposes.

Received from Senate, 369.
 Introduction, first reading, 398.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 938.
 Second reading and final passage, 966.
 Returned to Senate, 1020.
 Received from Senate, 1338.
 Signed by Speaker, 1340.
 Returned to Senate, 1341.

Senate Bill No. 2213

Senate Bill No. 2213. A Bill for an Act to amend and reenact subsection 2 of section 40-51.2-07 of the North Dakota Century Code, relating to annexation of territory to cities and protests thereto.

Received from Senate, 323.
 Introduction, first reading, 349.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 501.
 Amendments adopted, 532.
 Second reading and final passage, 582.
 Returned to Senate, amended, 640.
 Senate concurs, 670.
 Received from Senate, 1063.
 Signed by Speaker, 1069.
 Returned to Senate, 1070.

Senate Bill No. 2214

Senate Bill No. 2214. A Bill for an Act to amend and reenact section 40-23-22 of the North Dakota Century Code, relating to payment of special assessments on state property.

Received from Senate, 329.
 Introduction, first reading, 349.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 627.
 Returned to Senate, 694.

Senate Bill No. 2215

Senate Bill No. 2215. A Bill for an Act to provide for the use of the doctrine of comparative negligence in civil actions; to amend and reenact section 1-01-16 of the North Dakota Century Code, relating to kinds of negligence; and to amend and reenact section 9-10-06 of the North Dakota Century Code, relating to rescinding the doctrine of contributory negligence.

Received from Senate, 920.
 Introduction, first reading, 955.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 1180.
 Returned to Senate, 1251.

Senate Bill No. 2216

Senate Bill No. 2216. A Bill for an Act to amend and reenact section 16-20-08 of the North Dakota Century Code, relating to the influencing of legislation by a corporation.

Received from Senate, 323.
 Introduction, first reading, 349.

Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 592.
 Returned to Senate, 670.

Senate Bill No. 2217

Senate Bill No. 2217. A Bill for an Act to create and provide for the creation of a state land maintenance fund, and to amend and reenact sections 15-01-05, 15-03-02 and 15-03-03 of the North Dakota Century Code, relating to the payment of salaries and expenses of the office of commissioner of university and school lands from such fund, and declaring an emergency.

Received from Senate, 491.
 Introduction, first reading, 528.
 Referred to Committee on Appropriations.
 Reported back, do pass, 1268.
 Second reading and final passage, 1309.
 Returned to Senate, 1398.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2218

Senate Bill No. 2218. A Bill for an Act to amend and reenact section 39-16-03 of the North Dakota Century Code, relating to the fee charged for furnishing an abstract of a driver's record or accident report, and providing that a copy of each abstract requested also be sent to the driver.

Received from Senate, 369.
 Introduction, first reading, 398.
 Referred to Committee on Transportation.
 Reported back, amended, 1118.
 Amendments adopted, 1145.
 Second reading and final passage, 1174.
 Returned to Senate, 1251. Amended, 1251.
 Senate concurs, 1287.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2219

Senate Bill No. 2219. A Bill for an Act to amend and reenact section 28-05-08 of the North Dakota Century Code, relating to the cancellation of lis pendens by the entry of a final judgment.

Received from Senate, 369.
 Introduction, first reading, 398.
 Referred to Committee on Judiciary.
 Reported back, do pass, 940.
 Second reading and final passage, 967.
 Returned to Senate, 1020.
 Received from Senate, 1338.
 Signed by Speaker, 1340.
 Returned to Senate, 1341.

Senate Bill No. 2220

Senate Bill No. 2220. A Bill for an Act to amend and reenact section 54-23.1-07 of the North Dakota Century Code, providing for increased fees to counties for law enforcement system.

Received from Senate, 369.
Introduction, first reading, 398.
Referred to Committee on State and Federal Government.
Reported back, do pass, 627.
Second reading and final passage, 664.
Returned to Senate, 734.
Received from Senate, 1063.
Signed by Speaker, 1069.
Returned to Senate, 1070.

Senate Bill No. 2221

Senate Bill No. 2221. A Bill for an Act to require certain persons to report the names of blind persons to the school for the blind and the names of deaf persons to the school for the deaf.

Received from Senate, 887.
Introduction, first reading, 927.
Referred to Committee on Social Welfare.
Reported back, do pass, 987.
Second reading and final passage, 1013.
Returned to Senate, 1065.
Received from Senate, 1229.
Signed by Speaker, 1233.
Returned to Senate, 1250.

Senate Bill No. 2222

Senate Bill No. 2222. A Bill for an Act making an appropriation to the public welfare board to provide assistance for handicapped persons while attending licensed sheltered workshops.

Senate Bill No. 2223

Senate Bill No. 2223. A Bill for an Act to create and enact section 31-01-07.1 of the North Dakota Century Code relating to the release of medical records on patient approval.

Received from Senate, 443.
Introduction, first reading, 465.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 959.
Motion to place on Calendar failed, 959.
Returned to Senate, 1020.

Senate Bill No. 2224

Senate Bill No. 2224. A Bill for an Act to amend and reenact section 35-22-01 of the North Dakota Century Code, to authorize foreclosure of state-owned real estate mortgages by advertisement and to permit short-term redemption from such foreclosures.

Senate Bill No. 2225

Senate Bill No. 2225. A Bill for an Act to repeal Chapter 39-15 of the North Dakota Century Code relating to the guest law.

Received from Senate, 920.
Introduction, first reading, 955.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 1180.
Returned to Senate, 1251.

Senate Bill No. 2226

Senate Bill No. 2226. A Bill for an Act to amend and reenact section 12-59-02 of the North Dakota Century Code, relating to meetings, quorum and compensation of the parole board.

Received from Senate, 491.
Introduction, first reading, 528.
Referred to Committee on State and Federal Government.
Reported back, do pass, 592.
Second reading and final passage, 638.
Returned to Senate, 694.
Received from Senate, 1063.
Signed by Speaker, 1069.
Returned to Senate, 1070.

Senate Bill No. 2227

Senate Bill No. 2227. A Bill for an Act to amend and reenact section 46-02-09 of the North Dakota Century Code, requiring contracts for miscellaneous types of printing to be let to printing shops.

Senate Bill No. 2228

Senate Bill No. 2228. A Bill for an Act to create and enact subdivisions h and i of subsection 11 of section 52-01-01, subdivisions f, g, h, i, j, k of subsection 13 of section 52-01-01, paragraphs (10) and (11) of subdivision i of subsection 15 of section 52-01-01, subsections 28, 29, and 30 of section 52-01-11, section 52-04-18, section 52-04-19, section 52-04-20, and subsection 11 of section 52-06-02 of the North Dakota Century Code, relating to unemployment compensation definitions and benefits, and to amend and reenact subsection 4 of section 52-01-01, subdivisions a, b, c, e, f, g of subsection 11 of section 52-01-01, subdivision a of subsection 13 of section 52-01-01, subdivision a of subsection 15 of section 52-01-01, paragraphs (1) and (5) of subdivision i of subsection 15 of section 52-01-01, section 52-04-07, subdivision a of subsection 3 of section 52-06-01 and subsection 6 of section 52-06-02 of the North Dakota Century Code, subdivision e of subsection 13 of section 52-01-01 and section 52-05-03 of the 1969 Supplement to the North Dakota Century Code, relating to unemployment compensation definitions, accounts, coverage and benefits, and to repeal subdivision c of subsection 15 of section 52-01-01 and subsection 17 of section 52-01-01 of the North Dakota Century Code, relating to unemployment compensation definitions.

Received from Senate, 421.
Introduction, first reading, 444.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 921.
Second reading and final passage, 944.
Returned to Senate, 1005.
Received from Senate, 1397.
Signed by Speaker, 1419.
Returned to Senate, 1449.

Senate Bill No. 2229

Senate Bill No. 2229. A Bill for an Act to amend and reenact section 24-02-42 of the North Dakota Century Code, relating to scholarships awarded by the state highway department.

Received from Senate, 421.
Introduction, first reading, 445.
Referred to Committee on Education.

Reported back, do pass, 921.
 Second reading and final passage, 978.
 Lost, 946.
 Motion to place bill at foot of Calendar prevailed, 969.
 Reconsidered, 969.
 Returned to Senate, 1020.
 Received from Senate, 1542.
 Signed by Speaker, 1548.
 Returned to Senate, 1549.

Senate Bill No. 2230

Senate Bill No. 2230. A Bill for an Act to create and enact Chapter 29-10.1 of the North Dakota Century Code, relating to the Grand Jury, its termination, powers, duties, functions, and activities; providing for criminal contempt of court; and to repeal Chapter 29-10 Sections 29-09-08, 29-09-09, 29-09-10, 29-09-11, Subdivisions c, d, and g of Subsection 2 of Section 29-14-04 of the North Dakota Century Code.

Received from Senate, 464
 Introduction, first reading, 492.
 Referred to Committee on Judiciary.
 Reported back, amended, 923.
 Amendments adopted, 937.
 Second reading and final passage, 968.
 Returned to Senate, 1020. Amended, 1020.
 Senate does not concur, 1064.
 Conference Committee, House, 1088.
 Conference Committee, Senate, 1064.
 Conference Committee report, House adopts, 1544.
 Conference Committee report, Senate adopts, 1541.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2231

Senate Bill No. 2231. A Bill for an Act to create and enact chapter 52-07.1 of the North Dakota Century Code to provide a program for the payment of extended unemployment compensation benefits to workers who during periods of high unemployment in the State, or in the nation, have exhausted their rights to regular benefits under the North Dakota Unemployment Compensation Law, or under Federal law as administered by the North Dakota employment security bureau; to provide conditions of entitlement to extended benefits; to provide for the administration and carrying out of the program; and to provide an effective date.

Received from Senate, 421.
 Introduction, first reading, 445.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 921.
 Motion to move up on Calendar prevailed, 944.
 Second reading and final passage, 946.
 Returned to Senate, 1005.
 Received from Senate, 1338.
 Signed by Speaker, 1340.
 Returned to Senate, 1341.

Senate Bill No. 2232

Senate Bill No. 2232. A Bill for an Act to authorize the state department of accounts and purchases to withhold funds due a political subdivision if the subdivision is delinquent in repaying overpayments made under federal natural disaster laws.

Received from Senate, 396.
 Introduction, first reading, 421.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 627.
 Second reading and final passage, 665.
 Returned to Senate, 734.
 Received from Senate, 1063.
 Signed by Speaker, 1069.
 Returned to Senate, 1070

Senate Bill No. 2233

Senate Bill No. 2233. A Bill for an Act to repeal section 34-01-14 of the North Dakota Century Code, relating to conditions of work with relation to union membership.

Senate Bill No. 2234

Senate Bill No. 2234. A Bill for an Act to amend and reenact section 4-30-47 of the 1969 Supplement to the North Dakota Century Code, relating to official butterfat tests, other tests and the fees therefor.

Received from Senate, 669.
 Introduction, first reading, 701.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 1147.
 Second reading and final passage, 1174.
 Returned to Senate, 1251.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2235

Senate Bill No. 2235. A Bill for an Act to amend and reenact section 9-10-06 of the North Dakota Century Code relating to responsibility for wrongful acts.

Senate Bill No. 2236

Senate Bill No. 2236. A Bill for an Act to amend and reenact sections 24-08-01 and 24-08-03 of the North Dakota Century Code, relating to construction of bridges by board of county commissioners, and rebuilding or repairing bridges.

Received from Senate, 887.
 Introduction, first reading, 927.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 1147.
 Returned to Senate, 1196.

Senate Bill No. 2237

Senate Bill No. 2237. A Bill for an Act to amend and reenact section 26-03-39.1 of the North Dakota Century Code, relating to prohibiting insurance companies from denying an insured the right to employ a medical, osteopathic, or chiropractic doctor, or enter a hospital of his choice.

Senate Bill No. 2238

Senate Bill No. 2238. A Bill for an Act to amend and reenact subsection 8 of section 57-02-08 of the North Dakota Century Code,

relating to clarification as to young men christian associations and young women christian associations being institutions of public charity and thereby exempt from taxation.

Received from Senate, 369.
 Introduction, first reading, 399.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 1040.
 Returned to Senate, 1112.

Senate Bill No. 2239

Senate Bill No. 2239. A Bill for an Act to create and enact section 2-05-15.1 of the North Dakota Century Code, relating to bonding requirements of certain air transportation entities.

Received from Senate, 443.
 Introduction, first reading, 465.
 Referred to Committee on Transportation.
 Reported back, do pass, 1007.
 Second reading and final passage, 1051.
 Returned to Senate, 1112.
 Received from Senate, 1229.
 Signed by Speaker, 1233.
 Returned to Senate, 1250.

Senate Bill No. 2240

Senate Bill No. 2240. A Bill for an Act to amend and reenact section 11-15-08 of the North Dakota Century Code, relating to sheriff's commissions.

Received from Senate, 443.
 Introduction, first reading, 465.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 1015.
 Returned to Senate, 1066.

Senate Bill No. 2241

Senate Bill No. 2241. A Bill for an Act to amend and reenact subsection 21 of section 11-15-07 of the North Dakota Century Code, relating to sheriffs' fees.

Received from Senate, 443.
 Introduction, first reading, 465.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 987.
 Second reading and final passage, 1014.
 Returned to Senate, 1065.
 Received from Senate, 1229.
 Signed by Speaker, 1233.
 Returned to Senate, 1250.

Senate Bill No. 2242

Senate Bill No. 2242. A Bill for an Act to amend and reenact sections 5-01-08 and 5-02-06 of the North Dakota Century Code, relating to the employment of persons under twenty-one years of age in restaurants where alcoholic beverages are sold.

Received from Senate, 735.
 Introduction, first reading, 768.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 961.

Second reading and final passage, 991.
Returned to Senate, 1065.
Received from Senate, 1200.
Signed by Speaker, 1203.
Returned to Senate, 1231.

Senate Bill No. 2243

Senate Bill No. 2243. A Bill for an Act to amend and reenact section 57-50-03 of the North Dakota Century Code, relating to claims for refund of motor fuel tax.

Received from Senate, 574.
Introduction, first reading, 604.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 984.
Returned to Senate, 1064.

Senate Bill No. 2244

Senate Bill No. 2244. A Bill for an Act to amend and reenact subdivision a of subsection 2 of section 10-15-33 of the North Dakota Century Code, relating to the apportionment and distribution of the proceeds of a cooperative.

Senate Bill No. 2245

Senate Bill No. 2245. A Bill for an Act to amend and reenact sections 25-07-02 and 25-07-06 of the North Dakota Century Code, relating to the instruction at the school for the deaf; and to repeal section 25-07-03 of the North Dakota Century Code, relating to the duties of the matron at the school for the deaf.

Received from Senate, 369.
Introduction, first reading, 399.
Referred to Committee on Education.
Reported back, do pass, 938.
Second reading and final passage, 968.
Returned to Senate, 1020.
Received from Senate, 1338.
Signed by Speaker, 1340.
Returned to Senate, 1341.

Senate Bill No. 2246

Senate Bill No. 2246. A Bill for an Act to amend and reenact section 57-15-12 of the North Dakota Century Code, relating to an additional tax levy without an election not to exceed one mill to be used solely for matching bureau of outdoor recreation funds.

Senate Bill No. 2247

Senate Bill No. 2247. A Bill for an Act to amend and reenact sections 57-39.2-04.1 and 57-40.2-04.1 of the North Dakota Century Code, relating to sales and use tax exemptions for certain food products.

Senate Bill No. 2248

Senate Bill No. 2248. A Bill for an Act to create and enact section 15-55-05.1 of the North Dakota Century Code, relating to the issuance of interim warrants for revenue producing projects at the state institutions of higher learning, and declaring an emergency.

Received from Senate, 639.
 Introduction, first reading, 671.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 808.
 Amendments adopted, 859.
 Motion to place at foot of Calendar prevailed, 886.
 Motion to lay over one day prevailed, 926.
 Second reading and final passage, 947.
 Emergency clause carried, 948.
 Returned to Senate, 1004. Amended, 1004.
 Senate concurs, 1029.
 Received from Senate, 1338.
 Signed by Speaker, 1340.
 Returned to Senate, 1341.

Senate Bill No. 2249

Senate Bill No. 2249. A Bill for an Act to amend and reenact sections 27-11-22 and 27-12-02 of the 1969 Supplement to the North Dakota Century Code, relating to annual licenses to practice law and membership of the state bar association.

Received from Senate, 563.
 Introduction, first reading, 586.
 Referred to Committee on Judiciary.
 Reported back, do pass, 940.
 Second reading and final passage, 969.
 Returned to Senate, 1020.
 Received from Senate, 1338.
 Signed by Speaker, 1340.
 Returned to Senate, 1341.

Senate Bill No. 2250

Senate Bill No. 2250. A Bill for an Act to amend and reenact section 27-05-17 of the North Dakota Century Code, relating to general provisions concerning court terms, and to repeal subsection 4 of section 28-04-07 of the 1969 Supplement to the North Dakota Century Code, relating to change of venue.

Senate Bill No. 2251

Senate Bill No. 2251. A Bill for an Act to define vacancies in the district court and the method of filling such vacancies, provide for removal or censure of district court judges, and to amend and reenact sections 16-05-02, 16-08-02, and subsection 2 of section 44-02-02 of the North Dakota Century Code.

Received from Senate, 563.
 Introduction, first reading, 586.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 1037.
 Returned to Senate, 1112.

Senate Bill No. 2252

Senate Bill No. 2252. A Bill for an Act to amend and reenact section 28-18-09 of the North Dakota Century Code, and to repeal section 28-27-32 of the North Dakota Century Code, relating to appeals to the North Dakota supreme court.

Received from Senate, 574.
 Introduction, first reading, 604.
 Referred to Committee on Judiciary.

Reported back, indefinitely postponed, 1073.
Substitute motion to place on Calendar prevailed, 1073.
Second reading and final passage, 1101.
Returned to Senate, 1167.
Received from Senate, 1397.
Signed by Speaker, 1419.
Returned to Senate, 1450.

Senate Bill No. 2253

Senate Bill No. 2253. A Bill for an Act to amend and reenact section 27-05-03.2 of the North Dakota Century Code, relating to retirement compensation of supreme and district court judges.

Received from Senate, 915.
Introduction, first reading, 927.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 940.
Returned to Senate, 1004.

Senate Bill No. 2254

Senate Bill No. 2254. A Bill for an Act to amend and reenact sections 35-13-02, 35-13-03, and 35-13-04 of the North Dakota Century Code, relating to the priority of a repairman's lien and the time in which it must be filed.

Received from Senate, 491.
Introduction, first reading, 528.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 939.
Second reading and final passage, 970.
Returned to Senate, 1020.
Received from Senate, 1338.
Signed by Speaker, 1340.
Returned to Senate, 1341.

Senate Bill No. 2255

Senate Bill No. 2255. A Bill for an Act to amend and reenact section 57-20-07 of the North Dakota Century Code, to provide for giving notice of amount of real estate taxes dues.

Senate Bill No. 2256

Senate Bill No. 2256. A Bill for an Act to amend and reenact section 6-03-28 of the North Dakota Century Code, relating to value and transfer of shares and shareholder's obligation.

Received from Senate, 396.
Introduction, first reading, 422.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 961.
Second reading and final passage, 991.
Returned to Senate, 1065.
Received from Senate, 1200.
Signed by Speaker, 1203.
Returned to Senate, 1231.

Senate Bill No. 2257

Senate Bill No. 2257. A Bill for an Act to amend and reenact section 6-03-05 of the North Dakota Century Code, relating to loans on real estate.

Received from Senate, 396.
 Introduction, first reading, 422.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 961.
 Second reading and final passage, 992.
 Returned to Senate, 1065.
 Received from Senate, 1200.
 Signed by Speaker, 1204.
 Returned to Senate, 1231.

Senate Bill No. 2258

Senate Bill No. 2258. A Bill for an Act to amend and reenact sections 65-04-04 and 65-07-03 of the 1969 Supplement to the North Dakota Century Code, relating to employers obligated to pay premiums, determination of premiums, and premium receipts and certificates to be mailed; and determination of "weekly wage" for premium purposes.

Senate Bill No. 2259

Senate Bill No. 2259. A Bill for an Act to amend and reenact sections 40-46-02 and 40-46-26 of the North Dakota Century Code, relating to tax levies for city employees' pension funds and to pay city's share of federal social security plans for employees.

Received from Senate, 443.
 Introduction, first reading, 465.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 1118, 1428.
 Amendments adopted, 1145.
 Rules suspended, properly engrossed, placed on final passage, 1428.
 Second reading and final passage, 1175, 1429.
 Clincher, 1429.
 Returned to Senate, 1251. Amended, 1251.
 Senate does not concur, 1287.
 Conference Committee, House, 1339.
 Conference Committee, Senate, 1288.
 Conference Committee report, House adopts, 1428.
 Conference Committee report, Senate adopts, 1396.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2260

Senate Bill No. 2260. A Bill for an Act to amend and reenact subsection 1 of section 57-37-04 of the North Dakota Century Code, relating to the gross estates of decedents for estate tax purposes.

Received from Senate, 421.
 Introduction, first reading, 445.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 1076.
 Returned to Senate, 1140.

Senate Bill No. 2261

Senate Bill No. 2261. A Bill for an Act to create and enact Chapter 40-35.1 of the North Dakota Century Code, authorizing the issuance of Reserve Revenue Bonds, and prescribing procedures with respect thereto and the security for payment thereof.

Received from Senate, 464.
 Introduction, first reading, 493.

Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 1007.
Returned to Senate, 1066.

Senate Bill No. 2262

Senate Bill No. 2262. A Bill for an Act to provide for the issuing of revenue bonds for the construction of a rehabilitation hospital at the university of North Dakota, and appropriating the moneys for such construction.

Received from Senate, 563.
Introduction, first reading, 586.
Referred to Committee on Education.
Re-referred to Committee on Appropriations, 938.
Reported back, do pass, 938, 1267.
Second reading and final passage, 1310.
Returned to Senate, 1398.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2263

Senate Bill No. 2263. A Bill for an Act to provide for pre-school day services for the purpose of improving training and socialization of mentally deficient children, and providing an appropriation.

Senate Bill No. 2264

Senate Bill No. 2264. A Bill for an Act to amend and reenact sections 2 and 4 of chapter 204 of the 1969 Session Laws of North Dakota, relating to buildings and facilities at the university of North Dakota, Grand Forks, North Dakota, and providing an appropriation.

Received from Senate, 735.
Introduction, first reading, 768.
Referred to Committee on Appropriations.
Reported back, do pass, 1267.
Second reading and final passage, 1311.
Returned to Senate, 1398.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2265

Senate Bill No. 2265. A Bill for an Act to amend and reenact section 29-02-04 of the North Dakota Century Code, relating to the prevention of public offenses by officers of justice; and to repeal sections 29-02-06, 29-02-07, 29-02-08, 29-02-09, 29-02-10, 29-02-11, 29-02-12, 29-02-13, 29-02-14, 29-02-15, 29-02-16, 29-02-17, 29-02-18, 29-02-19, 29-02-20, 29-02-21, and 29-02-22 of the North Dakota Century Code, relating to the peace bond procedure following complaint that a person is threatening bodily harm or harm to property.

Received from Senate, 574.
Introduction, first reading, 604.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 1037.
Returned to Senate, 1112.

Senate Bill No. 2266

Senate Bill No. 2266. A Bill for an Act to repeal chapter 6-09.1 of the North Dakota Century Code, relating to the advisory board to the bank of North Dakota.

Senate Bill No. 2267

Senate Bill No. 2267. A Bill for an Act to amend and reenact subsection 11 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions of certain feed sales.

Received from Senate, 574.
 Introduction, first reading, 604.
 Referred to Committee on Agriculture.
 Reported back, do pass, 1008.
 Second reading and final passage, 1051.
 Returned to Senate, 1112.
 Received from Senate, 1338.
 Signed by Speaker, 1340.
 Returned to Senate, 1341.

Senate Bill No. 2268

Senate Bill No. 2268. A Bill for an Act to provide a name for the law enforcement training center and to provide for the supervision of the center.

Received from Senate, 491.
 Introduction, first reading, 526.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 921.
 Returned to Senate, 980.

Senate Bill No. 2269

Senate Bill No. 2269. A Bill for an Act to amend and reenact section 38-08-09.7 of the North Dakota Century Code, relating to the liability for expenses in unitized oil and gas fields.

Received from Senate, 464.
 Introduction, first reading, 493.
 Referred to Committee on Natural Resources.
 Reported back, amended, 922, 1221.
 Amendments adopted, 937, 1221.
 Second reading and final passage, 970, 1221.
 Returned to Senate, 1020. Amended, 1020.
 Senate does not concur, 1064.
 Conference Committee, House, 1088.
 Conference Committee, Senate, 1064.
 Conference Committee report, House adopts, 1231.
 Conference Committee report, Senate adopts, 1201.
 Received from Senate, 1542.
 Signed by Speaker, 1548.
 Returned to Senate, 1549.

Senate Bill No. 2270

Senate Bill No. 2270. A Bill for an Act to amend and reenact section 10-23-01 of the North Dakota Century Code, relating to allowing the destruction of the annual reports of corporations after they have been on file for six years.

Received from Senate, 491.
 Introduction, first reading, 528.
 Referred to Committee on Industry, Business and Labor.

Reported back, do pass, 939.
 Second reading and final passage, 972.
 Returned to Senate, 1020.
 Received from Senate, 1338.
 Signed by Speaker, 1340.
 Returned to Senate, 1341.

Senate Bill No. 2271

Senate Bill No. 2271. A Bill for an Act to amend and reenact section 40-45-06 of the North Dakota Century Code, relating to the investment of surplus funds of the policemen's pension fund.

Received from Senate, 443.
 Introduction, first reading, 465.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 987.
 Second reading and final passage, 1017.
 Returned to Senate, 1065.
 Received from Senate, 1229.
 Signed by Speaker, 1233.
 Returned to Senate, 1250.

Senate Bill No. 2272

Senate Bill No. 2272. A Bill for an Act to amend and reenact section 40-45-09 of the North Dakota Century Code, relating to policemen's pensions and who may be retired.

Received from Senate, 603.
 Introduction, first reading, 643.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 1016.
 Second reading and final passage, 1058.
 Returned to Senate, 1112.
 Received from Senate, 1229.
 Signed by Speaker, 1233.
 Returned to Senate, 1250.

Senate Bill No. 2273

Senate Bill No. 2273. A Bill for an Act prohibiting the use and furnishing of trading stamps or other similar devices and schemes or substitutes therefor, with the sale of goods, wares, and merchandise; and to repeal chapter 51-06, relating to trading stamps and devices; and providing a penalty.

Senate Bill No. 2274

Senate Bill No. 2274. A Bill for an Act to amend and reenact sections 27-07-20, 27-07-23, 27-07-24, subsection 1 of section 27-07-25, and section 27-08-12 of the North Dakota Century Code, relating to the appointment, powers, duties, and compensation of deputy county judges of county courts and county courts with increased jurisdiction.

Senate Bill No. 2275

Senate Bill No. 2275. A Bill for an Act to create a state trust to hold unpaid guaranteed student loans belonging to the state of North Dakota; to authorize preparation, sale, and issuance of special coupon bonds of the state of North Dakota against such United States government guaranteed student loans so held; and to make such bonds eligible for investment of the funds of banks, savings and loan associations, and public trust funds of this state, and making an appropriation.

Received from Senate, 574.
 Introduction, first reading, 604.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 755.
 Second reading and final passage, 804.
 Returned to Senate, 896.
 Received from Senate, 1063.
 Signed by Speaker, 1069.
 Returned to Senate, 1070.

Senate Bill No. 2276

Senate Bill No. 2276. A Bill for an Act to provide an appropriation for the construction of a food service building at the Grafton state school.

Received from Senate, 920.
 Introduction, first reading, 955.
 Referred to Committee on Appropriations.
 Reported back, amended, 1267, 1268.
 Amendments adopted, 1292.
 Second reading and final passage, 1307.
 Returned to Senate, 1398. Amended, 1398.
 Senate concurs, 1471.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2277

Senate Bill No. 2277. A Bill for an Act to provide that no person shall be placed in legal jeopardy for acts of self-defense or to protect his property or in aid of another.

Received from Senate, 563.
 Introduction, first reading, 586.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 1037.
 Returned to Senate, 1112.

Senate Bill No. 2278

Senate Bill No. 2278. A Bill for an Act to accept on behalf of the state of North Dakota the conditions, purposes, and terms of Public Law 89-665 of the Eighty-ninth Congress, an Act to establish a program for the preservation of additional historic properties throughout the nation, and to designate the state historical society to act on behalf of North Dakota, and to provide an appropriation.

Received from Senate, 369.
 Introduction, first reading, 399.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 1127.
 Amendments adopted, 1151.
 Second reading and final passage, 1188.
 Returned to Senate, 1251. Amended, 1251.
 Senate concurs, 1287.
 Received from Senate, 1542.
 Signed by Speaker, 1548.
 Returned to Senate, 1549.

Senate Bill No. 2279

Senate Bill No. 2279. A Bill for an Act to amend and reenact subsection 7 of section 25-03-11 of the North Dakota Century Code, relating to judicial procedures in hospitals upon order of mental health board.

Received from Senate, 915.
 Introduction, first reading, 927.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 1119.
 Second reading and final passage, 1153.
 Returned to Senate, 1195.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2280

Senate Bill No. 2280. A Bill for an Act to amend and reenact section 54-27-19 of the North Dakota Century Code, relating to the highway tax distribution fund and to the apportionment and distribution of such fund to the state highway department, counties and cities, and declaring an emergency.

Received from Senate, 603.
 Introduction, first reading, 643.
 Referred to Committee on Transportation.
 Reported back, divided. Majority do pass, 1181.
 Minority indefinitely postponed, 1182.
 Report of minority be substituted for that of the majority prevailed, 1182.
 Clincher, 1183.
 Returned to Senate, 1251.

Senate Bill No. 2281

Senate Bill No. 2281. A Bill for an Act to amend and reenact section 61-16-46 of the North Dakota Century Code, relating to the cost of constructing and maintaining openings for drains constructed by districts through railroads and highways.

Received from Senate, 639.
 Introduction, first reading, 671.
 Referred to Committee on Industry, Business and Labor.
 Re-referred to Committee on Agriculture, 675, 1210.
 Reported back, do pass, 1147.
 Indefinitely postponed, 1257.
 Lost, 1188.
 Reconsidered, 1210.
 Returned to Senate, 1364.

Senate Bill No. 2282

Senate Bill No. 2282. A Bill for an Act to amend and reenact subsections 3 and 6 of section 54-52-01 and section 54-52-02 of the North Dakota Century Code, relating to definitions and formulation of plans under the state employees' retirement system, and to provide a legislative intent relating to prior service benefits for District Health Unit qualified employees.

Received from Senate, 574.
 Introduction, first reading, 604.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 1071, 1072.
 Amendments adopted, 1093.
 Motion to lay over one legislative day prevailed, 1124.
 Second reading and final passage, 1154.
 Returned to Senate, 1196. Amended, 1196.
 Senate concurs, 1248.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2283

Senate Bill No. 2283. A Bill for an Act creating a regional medical education board.

Received from Senate, 920.
Introduction, first reading, 955.
Referred to Committee on State and Federal Government.
Reported back, do pass, 1096.
Second reading and final passage, 1124.
Returned to Senate, 1195.
Received from Senate, 1542.
Signed by Speaker, 1548.
Returned to Senate, 1549.

Senate Bill No. 2284

Senate Bill No. 2284. A Bill for an Act to amend and reenact subsection 1 of section 15-10-17 of the North Dakota Century Code, relating to the powers and duties of the state board of higher education.

Received from Senate, 603.
Introduction, first reading, 643.
Referred to Committee on Education.
Reported back, divided. Majority to do pass, 961.
Minority to indefinitely postponed, 961.
Report of the minority be substituted for that of the majority failed, 961.
Second reading and final passage, 992.
Returned to Senate, 1065.
Received from Senate, 1200.
Signed by Speaker, 1204.
Returned to Senate, 1231.

Senate Bill No. 2285

Senate Bill No. 2285. A Bill for an Act to amend and reenact section 15-39-14, subsection 4 of section 15-39-27, subsections 1 and 5 of section 15-39-28, and section 15-39-42, and to repeal section 15-39-28.1 of the North Dakota Century Code, relating to teachers' insurance and retirement fund assessments and annuities.

Received from Senate, 920.
Introduction, first reading, 955.
Referred to Committee on Education.
Motion to lay over Committee report one day prevailed, 1235.
Reported back, indefinitely postponed, 1265.
Returned to Senate, 1364.

Senate Bill No. 2286

Senate Bill No. 2286. A Bill for an Act to amend and reenact section 40-51.2-04 of the North Dakota Century Code, relating to excluding and disconnecting land within a city's limits.

Received from Senate, 735.
Introduction, first reading, 768.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 1016.
Second reading and final passage, 1058.
Returned to Senate, 1112.
Received from Senate, 1397.
Signed by Speaker, 1419.
Returned to Senate, 1450.

Senate Bill No. 2287

Senate Bill No. 2287. A Bill for an Act to amend and reenact section 14-03-13 of the North Dakota Century Code, to provide that the standard serological test for syphilis required for filing of application for marriage license may be performed by any laboratory approved by the state health officer.

Received from Senate, 887.
Introduction, first reading, 927.
Referred to Committee on Social Welfare.
Reported back, do pass, 1008.
Second reading and final passage, 1052.
Returned to Senate, 1112.
Received from Senate, 1397.
Signed by Speaker, 1419.
Returned to Senate, 1450.

Senate Bill No. 2288

Senate Bill No. 2288. A Bill for an Act to provide that every county shall have at least one deputy sheriff or office deputy sheriff.

Received from Senate, 443.
Introduction, first reading, 465.
Referred to Committee on Political Subdivisions.
Reported back, amended, 1148.
Amendments adopted, 1181.
Last, 1216.

Senate Bill No. 2289

Senate Bill No. 2289. A Bill for an Act relating to the mandatory disposition of detainers for criminal charges pending against persons imprisoned in this state and constituting the Uniform Mandatory Disposition of Detainers Act.

Received from Senate, 574.
Introduction, first reading, 604.
Referred to Committee on Judiciary.
Reported back, do pass, 1093.
Second reading and final passage, 1128.
Returned to Senate, 1195.
Received from Senate, 1542.
Signed by Speaker, 1548.
Returned to Senate, 1549.

Senate Bill No. 2290

Senate Bill No. 2290. A Bill for an Act to amend and reenact section 40-08-07 of the North Dakota Century Code, relating to compensation of aldermen in council cities.

Received from Senate, 574.
Introduction, first reading, 604.
Referred to Committee on Political Subdivisions.
Re-referred to Committee on Political Subdivisions, 1015.
Reported back, do pass, 987, 1119.
Motion to reconsider Committee report prevailed, 1015.
Second reading and final passage, 1154.
Returned to Senate, 1195.
Received from Senate, 1542.
Signed by Speaker, 1548.
Returned to Senate, 1549.

Senate Bill No. 2291

Senate Bill No. 2291. A Bill for an Act to amend and reenact section 57-02-34 of the North Dakota Century Code to change the time for the assessor to make the assessment.

Received from Senate, 464.
Introduction, first reading, 493.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 699.
Second reading and final passage, 732.
Returned to Senate, 809.
Received from Senate, 1063.
Signed by Speaker, 1069.
Returned to Senate, 1070.

Senate Bill No. 2292

Senate Bill No. 2292. A Bill for an Act to amend and reenact sections 54-38-01, 54-38-02, 54-38-05, 54-38-06, 54-38-07 and 54-38-09 relating to the creation of a division of alcoholism and drug abuse within the State Department of Health and repealing sections 54-38-03, 54-38-04 and 54-38-08 of the North Dakota Century Code, relating to the state commission on alcoholism.

Received from Senate, 574.
Introduction, first reading, 605.
Referred to Committee on Social Welfare.
Reported back, do pass, 961.
Second reading and final passage, 995.
Returned to Senate, 1065.
Received from Senate, 1200.
Signed by Speaker, 1204.
Returned to Senate, 1231.

Senate Bill No. 2293

Senate Bill No. 2293. A Bill for an Act to amend and reenact section 40-51.2-06, subsection 3 of 40-51.2-07 and section 40-51.2-16 of the North Dakota Century Code, relating to effective date of an annexation.

Received from Senate, 464.
Introduction, first reading, 493.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 699.
Motion to lay over one legislative day prevailed, 733.
Second reading and final passage, 764.
Returned to Senate, 873.
Received from Senate, 1063.
Signed by Speaker, 1069.
Returned to Senate, 1070.

Senate Bill No. 2294

Senate Bill No. 2294. A Bill for an Act to create and enact subsection 22 of section 57-39.2-04 and subsection 10 of section 57-40.2-04 of the North Dakota Century Code, relating to exemption from sales and use tax.

Received from Senate, 491.
Introduction, first reading, 528.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 922.
Second reading and final passage, 948.

Returned to Senate, 1006.
Received from Senate, 1200.
Signed by Speaker, 1204.
Returned to Senate, 1231.

Senate Bill No. 2295

Senate Bill No. 2295. A Bill for an Act to amend and reenact sections 27-08-21, 29-28-02, 29-28-07, 40-18-11 and 40-18-19 of the North Dakota Century Code, relating to judicial procedure, judicial records, and providing for appeals from the municipal court in ordinance violation cases.

Senate Bill No. 2296

Senate Bill No. 2296. A Bill for an Act to amend and reenact section 40-23-10 of the North Dakota Century Code, relating to special assessment hearing notices.

Received from Senate, 491.
Introduction, first reading, 528.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 922.
Second reading and final passage, 948.
Returned to Senate, 1005.
Received from Senate, 1200.
Signed by Speaker, 1204.
Returned to Senate, 1231.

Senate Bill No. 2297

Senate Bill No. 2297. A Bill for an Act to amend and reenact section 57-24-02, and to repeal section 57-24-06 of the North Dakota Century Code, relating to the posting of delinquent real estate taxes.

Received from Senate, 491.
Introduction, first reading, 528.
Referred to Committee on Finance and Taxation.
Reported back, amended, 938, 939.
Amendments adopted, 959.
Second reading and final passage, 995.
Returned to Senate, 1065. Amended, 1065.
Senate concurs, 1088.
Senate reconsidered concurrence, 1114.
Senate adopts House amendments, 1115.
Received from Senate, 1229.
Signed by Speaker, 1233.
Returned to Senate, 1250.

Senate Bill No. 2298

Senate Bill No. 2298. A Bill for an Act to amend and reenact section 20-03-21 of the North Dakota Century Code, relating to the issuance of hunting, trapping and fishing licenses and the fee to be received by the county auditor for such services.

Senate Bill No. 2299

Senate Bill No. 2299. A Bill for an Act to amend and reenact subsection 2 of section 51-14-01 of the North Dakota Century Code, relating to definition of retail seller or seller.

Received from Senate, 491.
Introduction, first reading, 529.
Referred to Committee on Industry, Business and Labor.

Reported back, indefinitely postponed, 1315.
 Substitute motion to place on Calendar prevailed, 1315.
 Second reading and final passage, 1383.
 Clincher, 1384.
 Returned to Senate, 1434.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2300

Senate Bill No. 2300. A Bill for an Act to create and enact a new subsection to section 15-40.1-08 of the North Dakota Century Code as contained in section 7 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to payments for kindergarten pupils.

Senate Bill No. 2301

Senate Bill No. 2301. A Bill for an Act to amend and reenact section 49-03-02 of the North Dakota Century Code, relating to notice and hearings in certain utility franchise proceedings, and declaring an emergency.

Received from Senate, 527.
 Introduction, first reading, 564.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 1072.
 Second reading and final passage, 1102.
 Emergency clause carried, 1102.
 Returned to Senate, 1167.
 Received from Senate, 1397.
 Signed by Speaker, 1419.
 Returned to Senate, 1450.

Senate Bill No. 2302

Senate Bill No. 2302. A Bill for an Act to amend and reenact subsection 4 of section 29-29-21 of the North Dakota Century Code relating to the temporary questioning and searching of persons in public places suspected of possessing narcotic and other drugs.

Received from Senate, 735.
 Introduction, first reading, 768.
 Referred to Committee on Judiciary.
 Reported back, amended, 1093.
 Amendments adopted, 1117.
 Second reading and final passage, 1155.
 Returned to Senate, 1196. Amended, 1196.
 Senate concurs, 1232.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2303

Senate Bill No. 2303. A Bill for an Act to create and enact section 12-60-13.1 of the North Dakota Century Code, relating to the furnishing of crime statistics by certain city and county officials to the superintendent of the state bureau of criminal identification and apprehension.

Received from Senate, 669.
 Introduction, first reading, 701.
 Referred to Committee on Judiciary.

Reported back, do pass, 923.
 Second reading and final passage, 949.
 Returned to Senate, 1005.
 Received from Senate, 1200.
 Signed by Speaker, 1203.
 Returned to Senate, 1231.

Senate Bill No. 2304

Senate Bill No. 2304. A Bill for an Act to amend and reenact subsections 1, 2, 3 and 4 of section 44-08-04 and subsection 1 of section 54-06-09 of the North Dakota Century Code, relating to travel expenses.

Received from Senate, 574.
 Introduction, first reading, 605.
 Referred to Committee on State and Federal Government.
 Re-referred to Committee on State and Federal Government, 722.
 Reported back, amended, 649, 984, 1429.
 Amendments adopted, 673, 1015.
 Rules suspended, placed on second reading, placed on final passage as amended in Conference Committee, 1430.
 Second reading and final passage, 1059, 1430.
 Clincher, 1430.
 Emergency clause carried, 1060.
 Reconsidered, 1200.
 Returned to Senate, 1111. Amended, 1111.
 Senate concurs, 1143.
 Senate does not concur, 1200.
 Conference Committee, House, 1201.
 Conference Committee, Senate, 1200.
 Conference Committee report, House adopts, 1430.
 Conference Committee report, Senate adopts, 1287.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2305

Senate Bill No. 2305. A Bill for an Act providing for the adoption of an interstate agreement on detainers and for the implementation thereof.

Received from Senate, 695.
 Introduction, first reading, 735.
 Referred to Committee on Judiciary.
 Reported back, do pass, 940.
 Second reading and final passage, 972.
 Returned to Senate, 1020.
 Received from Senate, 1542.
 Signed by Speaker, 1548.
 Returned to Senate, 1549.

Senate Bill No. 2306

Senate Bill No. 2306. A Bill for an Act to amend and reenact subsection 7 of section 21-03-06 and sections 21-03-07, 21-03-09, 21-03-15, 21-03-18, 21-03-19, and 21-03-28 of the North Dakota Century Code, relating to municipal bonds, and modifying procedures with respect thereto.

Received from Senate, 887.
 Introduction, first reading, 927.
 Referred to Committee on Political Subdivisions.

Reported back, amended, 1148, 1505.
 Amendments adopted, 1181.
 Motion to lay over one legislative day prevailed, 1217.
 Rules suspended, properly engrossed, placed on final passage as amended, 1505.
 Second reading and final passage, 1245, 1505.
 Returned to Senate, 1340. Amended, 1340.
 Senate does not concur, 1394.
 Conference Committee, House, 1420.
 Conference Committee, Senate, 1394.
 Conference Committee report, House adopts, 1512.
 Conference Committee report, Senate adopts, 1496.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2307

Senate Bill No. 2307. A Bill for an Act requiring a certificate of need for construction or expansion of hospitals and related medical facilities including services, defining the procedure for certification of need and the requirements thereof, providing for a public hearing, prohibiting licensing, and authorizing injunctions.

Received from Senate, 920.
 Introduction, first reading, 955.
 Referred to Committee on Social Welfare.
 Reported back, amended, 1180.
 Amendments adopted, 1204.
 Second reading and final passage, 1241.
 Returned to Senate, 1340. Amended, 1340.
 Senate concurs, 1394.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2308

Senate Bill No. 2308. A Bill for an Act to create and enact subsection 10 of section 12-60-07 of the North Dakota Century Code relating to investigation powers of state bureau of criminal identification and apprehension with respect to state owned property.

Senate Bill No. 2309

Senate Bill No. 2309. A Bill for an Act to amend and reenact subsection 5 of section 57-39.2-04 of the North Dakota Century Code, relating to the exemption of textbooks from sales tax.

Received from Senate, 491.
 Introduction, first reading, 529.
 Referred to Committee on Finance and Taxation.
 Reported back, divided. Minority to amend, 1261.
 Majority to indefinitely postpone, 1260.
 Report of minority substituted for majority prevailed, 1261.
 Amendments adopted, 1292.
 Second reading and final passage, 1302.
 Returned to Senate, 1398. Amended, 1398.
 Senate concurs, 1471.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2310

Senate Bill No. 2310. A Bill for an Act to amend and reenact section 52-01-04 of the 1969 Supplement to the North Dakota Century Code, sections 52-01-07, 52-02-15, 52-02-16, and 52-04-08 of the North Dakota Century Code, relating to penalty for disclosure of information or use of list of names obtained from the North Dakota employment security bureau, a short title for chapters 52-01 through 52-07.1, reciprocal arrangements for unemployment compensation, acquisition of real property for the use and benefit of the North Dakota employment security bureau, and succession to predecessors rights, accounts, contributions, benefit experience and ratings under the North Dakota Unemployment Compensation Law.

Received from Senate, 527.
Introduction, first reading, 564.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 1096.
Second reading and final passage, 1129.
Returned to Senate, 1195.
Received from Senate, 1542.
Signed by Speaker, 1548.
Returned to Senate, 1549.

Senate Bill No. 2311

Senate Bill No. 2311. A Bill for an Act to create and enact subsection 4 of section 29-29-02 of the North Dakota Century Code, relating to grounds for the issuance of a search warrant.

Received from Senate, 695.
Introduction, first reading, 735.
Referred to Committee on Judiciary.
Reported back, do pass, 940.
Second reading and final passage, 972.
Returned to Senate, 1020.
Received from Senate, 1338.
Signed by Speaker, 1340.
Returned to Senate, 1341.

Senate Bill No. 2312

Senate Bill No. 2312. A Bill for an Act to provide for notice of claim and limitation of recovery for damages arising from illegal sale of alcoholic beverages.

Senate Bill No. 2313

Senate Bill No. 2313. A Bill for an Act to amend and reenact section 40-20-05 of the North Dakota Century Code, relating to the powers of a chief of police.

Received from Senate, 443.
Introduction, first reading, 466.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 987.
Second reading and final passage, 1018.
Returned to Senate, 1065.
Received from Senate, 1229.
Signed by Speaker, 1233.
Returned to Senate, 1250.

Senate Bill No. 2314

Senate Bill No. 2314. A Bill for an Act to amend and reenact subsection 1 of section 40-45-13 of the North Dakota Century Code, relating to payments of police pension benefits to police widows or widowers.

Received from Senate, 574.
Introduction, first reading, 605.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 1119.
Second reading and final passage, 1156.
Returned to Senate, 1195.
Received from Senate, 1542.
Signed by Speaker, 1548.
Returned to Senate, 1549.

Senate Bill No. 2315

Senate Bill No. 2315. A Bill for an Act to repeal section 8 of chapter 397 of the 1967 Session Laws of North Dakota, prohibiting the funding of the council on the arts and humanities from the state's general fund.

Received from Senate, 421.
Introduction, first reading, 445.
Referred to Committee on State and Federal Government.
Re-referred to Committee on Appropriations, 917.
Reported back, indefinitely postponed, 985.
Substitute motion to place on Calendar prevailed, 985.
Second reading and final passage, 1018.
Clincher, 1019.
Returned to Senate, 1065.
Received from Senate, 1229.
Signed by Speaker, 1233.
Returned to Senate, 1250.

Senate Bill No. 2316

Senate Bill No. 2316. A Bill for an Act to create and enact subsection 5 of section 34-06-06 and to amend and reenact subsection 4 of section 34-06-06 of the North Dakota Century Code, relating to females holding management positions, and to the hours of employment of female workers during emergency periods.

Received from Senate, 695.
Introduction, first reading, 735.
Referred to Committee on Industry, Business and Labor.
Re-referred to Committee on Industry, Business and Labor, 1072, 1271.
Reported back, amended, 1204, 1205, 1271, 1292.
Floor amendments objected to, 1271.
Substitute motion to re-refer prevailed, 1072.
Amendments adopted, 1234, 1343.
Motion to reconsider amendments prevailed, 1270.
Second reading and final passage, 1373.
Clincher, 1374.
Returned to Senate, 1434. Amended, 1434.
Senate concurs, 1542.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2317

Senate Bill No. 2317. A Bill for an Act to transfer a portion of the motor vehicle fuel tax revenues to the general fund to cover the cost of administering the motor fuel tax laws.

Received from Senate, 491.
Introduction, first reading, 529.
Referred to Committee on Appropriations.
Reported back, do pass, 959.
Second reading and final passage, 996.
Returned to Senate, 1065.
Received from Senate, 1200.
Signed by Speaker, 1203.
Returned to Senate, 1231.

Senate Bill No. 2318

Senate Bill No. 2318. A Bill for an Act authorizing the removal or sale of a public building when it is obsolete or a fire hazard or is otherwise unsafe and is of no future use to the state where it is located, and setting out the procedures to be followed.

Received from Senate, 396.
Introduction, first reading, 422.
Referred to Committee on State and Federal Government.
Reported back, amended, 649.
Amendments adopted, 674.
Second reading and final passage, 722.
Emergency clause carried, 723.
Returned to Senate, 809. Amended, 809.
Senate concurs, 874.
Received from Senate, 1143.
Signed by Speaker, 1166.
Returned to Senate, 1167.

Senate Bill No. 2319

Senate Bill No. 2319. A Bill for an Act to transfer certain moneys from the accumulated and undivided profits of the Bank of North Dakota to the general fund of this state.

Received from Senate, 443.
Introduction, first reading, 466.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 1151.
Second reading and final passage, 1189.
Returned to Senate, 1251.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2320

Senate Bill No. 2320. A Bill for an Act to provide a method of random selection of jurors, prescribing the qualifications, duties and compensation of jurors, and constituting the Uniform Jury Selection and Service Act; and to repeal chapter 27-09 of the North Dakota Century Code.

Received from Senate, 464.
Introduction, first reading, 493.
Referred to Committee on Judiciary.
Reported back, do pass, 923.
Second reading and final passage, 949.

Returned to Senate, 1005.
 Received from Senate, 1338.
 Signed by Speaker, 1340.
 Returned to Senate, 1341.

Senate Bill No. 2321

Senate Bill No. 2321. A Bill for an Act to amend and reenact section 1 of chapter 157 of the 1967 Session Laws of North Dakota, relating to the transfer of funds to the college building fund.

Senate Bill No. 2322

Senate Bill No. 2322. A Bill for an Act to amend and reenact section 12-60-01 of the North Dakota Century Code relating to changing the name of the North Dakota state bureau of criminal identification and apprehension.

Received from Senate, 695.
 Introduction, first reading, 735.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 917.
 Second reading and final passage, 932.
 Returned to Senate, 981.
 Received from Senate, 1200.
 Signed by Speaker, 1203.
 Returned to Senate, 1231.

Senate Bill No. 2323

Senate Bill No. 2323. A Bill for an Act relating to motor vehicle registration refunds, and making an appropriation.

Senate Bill No. 2324

Senate Bill No. 2324. A Bill for an Act to amend and reenact subsection 3 of section 57-15-14 of the North Dakota Century Code, as contained in section 23 of House Bill No. 1045, as approved by the Forty-second Legislative Assembly, relating to tax levy limitations in school districts, and declaring an emergency.

Received from Senate, 920.
 Introduction, first reading, 955.
 Referred to Committee on Education.
 Reported back, do pass, 1097.
 Second reading and final passage, 1130.
 Motion to reconsider failed, 1147.
 Emergency clause carried, 1130.
 Returned to Senate, 1195.
 Received from Senate, 1311.
 Signed by Speaker, 1312.
 Returned to Senate, 1312.

Senate Bill No. 2325

Senate Bill No. 2325. A Bill for an Act to amend and reenact section 39-24-08 of the North Dakota Century Code, relating to the regulation of snowmobiles.

Received from Senate, 735.
 Introduction, first reading, 768.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 1261.
 Returned to Senate, 1364.

Senate Bill No. 2326

Senate Bill No. 2326. A Bill for an Act to amend and reenact section 39-04-05 of the North Dakota Century Code relating to motor vehicle registration.

Received from Senate, 443.
Introduction, first reading, 466.
Referred to Committee on Transportation.
Reported back, do pass, 985.
Second reading and final passage, 1019.
Returned to Senate, 1065.
Received from Senate, 1229.
Signed by Speaker, 1233.
Returned to Senate, 1250.

Senate Bill No. 2327

Senate Bill No. 2327. A Bill for an Act to amend and reenact section 39-04-16 of the North Dakota Century Code, relating to penalties for late registration of motor vehicles.

Received from Senate, 443.
Introduction, first reading, 466.
Referred to Committee on Transportation.
Reported back, do pass, 985.
Second reading and final passage, 1020.
Returned to Senate, 1065.
Received from Senate, 1229.
Signed by Speaker, 1233.
Returned to Senate, 1250.

Senate Bill No. 2328

Senate Bill No. 2328. A Bill for an Act to amend and reenact section 39-04-17, of the 1969 supplement to the North Dakota Century Code, relating to Notary Certificates.

Received from Senate, 639.
Introduction, first reading, 671.
Referred to Committee on Transportation.
Reported back, do pass, 985.
Second reading and final passage, 1021.
Returned to Senate, 1065.
Received from Senate, 1229.
Signed by Speaker, 1233.
Returned to Senate, 1250.

Senate Bill No. 2329

Senate Bill No. 2329. A Bill for an Act to amend and reenact section 39-22-05 of the North Dakota Century Code, relating to motor vehicle dealer's bonds.

Senate Bill No. 2330

Senate Bill No. 2330. A Bill for an Act to amend and reenact section 39-04A-05 of the North Dakota Century Code, relating to delinquent registration fees.

Received from Senate, 443.
Introduction, first reading, 466.
Referred to Committee on Transportation.
Reported back, do pass, 985.

Second reading and final passage, 1022.
Returned to Senate, 1065.
Received from Senate, 1229.
Signed by Speaker, 1233.
Returned to Senate, 1250.

Senate Bill No. 2331

Senate Bill No. 2331. A Bill for an Act to provide for administrative supervision by the supreme court over all courts and to implement the superintending control of the supreme court provided under section 86 of the Constitution of the state of North Dakota.

Received from Senate, 695.
Introduction, first reading, 735.
Referred to Committee on Judiciary.
Reported back, do pass, 940.
Second reading and final passage, 973.
Returned to Senate, 1020.
Signed by Speaker, 1340.
Received from Senate.
Returned to Senate, 1341.

Senate Bill No. 2332

Senate Bill No. 2332. A Bill for an Act to amend and reenact section 15-47-26 of the North Dakota Century Code and sections 15-47-27 of the North Dakota Century Code, as contained in section 20 of House Bill No. 1045, as approved by the Forty-second Legislative Assembly, relating to the time of renewal of teachers' contracts and defining the term "teacher".

Received from Senate, 920.
Introduction, first reading, 965.
Referred to Committee on Education.
Reported back, do pass, 1097.
Second reading and final passage, 1130.
Returned to Senate, 1195.
Received from Senate, 1542.
Signed by Speaker, 1548.
Returned to Senate, 1549.

Senate Bill No. 2333

Senate Bill No. 2333. A Bill for an Act to amend and reenact section 15-47-38 of the North Dakota Century Code, providing for procedure for fair dismissal of teachers.

Received from Senate, 920.
Introduction, first reading, 955.
Referred to Committee on Education.
Reported back, do pass, 1235.
Second reading and final passage, 1272.
Returned to Senate, 1364.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2334

Senate Bill No. 2334. A Bill for an Act to amend and reenact section 13-04-01 of the North Dakota Century Code, relating to installment bank loan charges.

Received from Senate, 491.
Introduction, first reading, 529.
Referred to Committee on Industry, Business and Labor.

Reported back, indefinitely postponed, 1315.
 Substitute motion to place on Calendar prevailed, 1315.
 Second reading and final passage, 1385.
 Clincher, 1386.
 Returned to Senate, 1434.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2335

Senate Bill No. 2335. A Bill for an Act to amend and reenact section 40-09-06 of the North Dakota Century Code, relating to salaries of city commissioners.

Received from Senate, 574.
 Introduction, first reading, 605.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 987.
 Second reading and final passage, 1022.
 Returned to Senate, 1065.
 Received from Senate, 1229.
 Signed by Speaker, 1233.
 Returned to Senate, 1250.

Senate Bill No. 2336

Senate Bill No. 2336. A Bill for an Act to amend and reenact section 12-46-05 of the North Dakota Century Code, relating to the oath requirement by the employees of the state industrial school.

Received from Senate, 421.
 Introduction, first reading, 445.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 627.
 Second reading and final passage, 665.
 Returned to Senate, 734.
 Received from Senate, 1063.
 Signed by Speaker, 1069.
 Returned to Senate, 1070.

Senate Bill No. 2337

Senate Bill No. 2337. A Bill for an Act to amend and reenact sections 23-01-03, 23-16-01, 50-18-01, 50-18-02, 50-18-03, 50-18-05, 50-18-06, 50-18-07, 50-21-02, 50-21-03, and 50-21-04 of the North Dakota Century Code, relating to powers and duties of the health council, licensure of hospitals, standards for licensure of boarding homes for the aged and infirm and the definition thereof, regulations by the health department, records to be kept by boarding homes for the aged and infirm, and the revolving loan fund for the construction of nursing homes, boarding homes for the aged and infirm, or combination nursing homes and boarding homes for the aged and infirm.

Senate Bill No. 2338

Senate Bill No. 2338. A Bill for an Act to empower County Commissioners to levy special assessments in rural subdivisions.

Received from Senate, 574.
 Introduction, first reading, 605.
 Referred to Committee on Political Subdivisions.

Reported back, do pass, 987.
Second reading and final passage, 1023.
Returned to Senate, 1065.
Received from Senate, 1200.
Signed by Speaker, 1203.
Returned to Senate, 1231.

Senate Bill No. 2339

Senate Bill No. 2339. A Bill for an Act to amend and reenact section 60-02-11 of the North Dakota Century Code, relating to contents of scale tickets.

Received from Senate, 464.
Introduction, first reading, 493.
Referred to Committee on Agriculture.
Reported back, do pass, 1009.
Second reading and final passage, 1053.
Returned to Senate, 1112.
Received from Senate, 1397.
Signed by Speaker, 1419.
Returned to Senate, 1450.

Senate Bill No. 2340

Senate Bill No. 2340. A Bill for an Act to amend and reenact section 54-44-04.1 of the North Dakota Century Code, authorizing the director of the department of accounts and purchases to withhold or deduct amounts from state employees' compensation for authorized contributions to nonprofit charitable corporations.

Received from Senate, 421.
Introduction, first reading, 445.
Referred to Committee on State and Federal Government.
Reported back, indefinitely postponed, 627.
Returned to Senate, 694.

Senate Bill No. 2341

Senate Bill No. 2341. A Bill for an Act to amend and reenact sections 16-05-01 and 16-05-04 of the North Dakota Century Code, relating to the place of filing of certificates of nomination, and the duties of the county auditor regarding the certification of nominations.

Received from Senate, 421.
Introduction, first reading, 445.
Referred to Committee on State and Federal Government.
Reported back, do pass, 628.
Second reading and final passage, 666.
Returned to Senate, 734.
Received from Senate, 1063.
Signed by Speaker, 1069.
Returned to Senate, 1070.

Senate Bill No. 2342

Senate Bill No. 2342. A Bill for an Act to amend and reenact section 51-07-01 of the North Dakota Century Code, relating to the recovery of the price of articles upon the discontinuance of contract between retailer and wholesaler, manufacturer or distributor.

Received from Senate, 574.
Introduction, first reading, 605.
Referred to Committee on Industry, Business and Labor.

Reported back, do pass, 1096.
Second reading and final passage, 1131.
Returned to Senate, 1195.
Received from Senate, 1542.
Signed by Speaker, 1548.
Returned to Senate, 1549.

Senate Bill No. 2343

Senate Bill No. 2343. A Bill for an Act making an appropriation to the North Dakota state water commission for the purposes of conducting a feasibility study of diverting Missouri River waters into western North Dakota.

Received from Senate, 669.
Introduction, first reading, 701.
Referred to Committee on Natural Resources.
Re-referred to Committee on Appropriations, 985.
Reported back, do pass, 985, 1240.
Second reading and final passage, 1280.
Returned to Senate, 1364.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2344

Senate Bill No. 2344. A Bill for an Act to provide for the filing of a photographic or photostatic copy of an instrument required to be recorded by a county official.

Received from Senate, 669.
Introduction, first reading, 702.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 987.
Second reading and final passage, 1024.
Returned to Senate, 1065.
Received from Senate, 1229.
Signed by Speaker, 1233.
Returned to Senate, 1250.

Senate Bill No. 2345

Senate Bill No. 2345. A Bill for an Act to amend and reenact section 60-03-02 of the North Dakota Century Code, providing for a fee for a grain or hay buyer.

Received from Senate, 464.
Introduction, first reading, 493.
Referred to Committee on Agriculture.
Reported back, do pass, 1009.
Second reading and final passage, 1053.
Returned to Senate, 1112.
Received from Senate, 1397.
Signed by Speaker, 1419.
Returned to Senate, 1450.

Senate Bill No. 2346

Senate Bill No. 2346. A Bill for an Act authorizing the state board of higher education to sell and transfer certain land and improvements, and appropriating the sale proceeds to the state board of higher education for acquiring other land.

Received from Senate, 421.
 Introduction, first reading, 445.
 Referred to Committee on Education.
 Re-referred to Committee on Appropriations, 1039.
 Reported back, do pass, 1039, 1186.
 Second reading and final passage, 1217.
 Returned to Senate, 1288.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2347

Senate Bill No. 2347. A Bill for an Act to create and enact section 15-39-14.1 of the North Dakota Century Code, relating to optional assessments for nonpublic schools and nonpublic school teachers; and to amend and reenact subsection 1 of section 15-39-01, and sections 15-39-10, 15-39-14, 15-39-15, 15-39-16, 15-39-17, 15-39-18, 15-39-20, 15-39-21, 15-39-22, 15-39-27, 15-39-28, 15-39-30, 15-39-35, 15-39-37.1, and 15-39-40, relating to definitions, membership, assessments, retention of assessments from salaries, statements of assessments to county superintendents of schools, transmission of moneys to state treasurer, preservation of assessment reports, eligibility, retirement annuities, and application and discontinuance of annuities pertaining to the teachers' insurance and retirement fund.

Received from Senate, 920.
 Introduction, first reading, 956.
 Referred to Committee on Education.
 Reported back, do pass, 1235.
 Second reading and final passage, 1272.
 Returned to Senate, 1364.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2348

Senate Bill No. 2348. A Bill for an Act to provide for an appropriation out of the state lands maintenance fund in the state treasury for salaries and expenses of the commissioner of university and school lands.

Received from Senate, 491.
 Introduction, first reading, 529.
 Referred to Committee on Appropriations.
 Re-referred to Committee on Appropriations, 1296.
 Reported back, amended, 1268, 1269, 1315, 1395.
 Amendments adopted, 1292, 1344, 1395.
 Rules suspended, as amended, placed on final passage, 1396
 Second reading and final passage, 1386, 1396.
 Clincher, 1396.
 Reconsidered, 1395.
 Motion to reconsider amendments, 1395.
 Returned to Senate, 1434. Amended, 1434.
 Senate concurs, 1515.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2349

Senate Bill No. 2349. A Bill for an Act to amend and reenact sections 27-19-01 and 27-19-04 of the North Dakota Century Code,

relating to compulsory jurisdiction of all Indians in this state involving civil actions, and to repeal sections 27-19-02, 27-19-03, 27-19-05, 27-19-06, 27-19-11, 27-19-12, and 27-19-13 of the North Dakota Century Code, relating to acceptance of Indian jurisdiction.

Senate Bill No. 2350

Senate Bill No. 2350. A Bill for an Act to create and enact section 37-17-07.1 of the North Dakota Century Code, relating to the establishment of regional areas for civil defense within this state, and to amend and reenact subsections 1 and 3 of section 37-17-01, and sections 37-17-02, 37-17-05, 37-17-08, 37-17-09, and 37-17-12 of the North Dakota Century Code, relating to the powers, duties, and financing of civil defense organizations.

Senate Bill No. 2351

Senate Bill No. 2351. A Bill for an Act making an appropriation for the purpose of defraying the expenses of operating and maintaining the judicial council.

Received from Senate, 695.
 Introduction, first reading, 736.
 Referred to Committee on Appropriations.
 Reported back, do pass, 1076.
 Second reading and final passage, 1108.
 Returned to Senate, 1167.
 Received from Senate, 1397.
 Signed by Speaker, 1419.
 Returned to Senate, 1450.

Senate Bill No. 2352

Senate Bill No. 2352. A Bill for an Act relating to the restoration of certain property damaged in flood control and providing for the imposition of special assessments for costs incurred.

Received from Senate, 920.
 Introduction, first reading, 956.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 1128, 1190.
 Amendments adopted, 1152, 1190.
 Motion requested to suspend rules to amend, 1190.
 Rules suspended, placed on final passage, 1190.
 Second reading and final passage, 1190.
 Returned to Senate, 1251. Amended, 1251.
 Senate concurs, 1542.
 Received from Senate, 1542.
 Signed by Speaker, 1548.
 Returned to Senate, 1549.

Senate Bill No. 2353

Senate Bill No. 2353. A Bill for an Act to amend and reenact subsection 12 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions.

Received from Senate, 527.
 Introduction, first reading, 565.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 985.
 Second reading and final passage, 1024.
 Returned to Senate, 1065.

Received from Senate, 1200.
Signed by Speaker, 1203.
Returned to Senate, 1231.

Senate Bill No. 2354

Senate Bill No. 2354. A Bill for an Act to amend and reenact section 40-35-02, 40-35-09, and 40-36-13 of the North Dakota Century Code, relating to municipal revenue bonds.

Received from Senate, 915.
Introduction, first reading, 928.
Referred to Committee on Political Subdivisions.
Re-referred to Committee on Political Subdivisions, 1071.
Reported back, do pass, 1016.
Reported back, amended, 1148, 1149.
Motion to lay over one legislative day prevailed, 1060.
Adoption of Committee report reconsidered, 1071.
Amendments adopted, 1181.
Second reading and final passage, 1217.
Returned to Senate, 1288. Amended, 1288.
Senate concurs, 1325.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2355

Senate Bill No. 2355. A Bill for an Act to amend and reenact section 28-32-08 of the North Dakota Century Code, relating to specifications of any issues to be furnished by agency.

Received from Senate, 443.
Introduction, first reading, 466.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 939.
Second reading and final passage, 973.
Returned to Senate, 1020.
Received from Senate, 1338.
Signed by Speaker, 1340.
Returned to Senate, 1341.

Senate Bill No. 2356

Senate Bill No. 2356. A Bill for an Act to amend and reenact section 40-22-20 of the North Dakota Century Code, relating to bond or check to accompany bids; and to repeal section 40-22-21 of the North Dakota Century Code, relating to amount of bidder's bond.

Received from Senate, 574.
Introduction, first reading, 605.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 987.
Second reading and final passage, 1025.
Returned to Senate, 1065.
Received from Senate, 1143.
Signed by Speaker, 1166.
Returned to Senate, 1167.

Senate Bill No. 2357

Senate Bill No. 2357. A Bill for an Act to amend and reenact subsection 4 of section 48-02-04 of the North Dakota Century Code, relating to contents of advertisement for bids on public buildings.

Received from Senate, 574.
Introduction, first reading, 605.
Referred to Committee on State and Federal Government.
Reported back, do pass, 756.
Second reading and final passage, 805.
Returned to Senate, 896.
Received from Senate, 1063.
Signed by Speaker, 1069.
Returned to Senate, 1070.

Senate Bill No. 2358

Senate Bill No. 2358. A Bill for an Act to amend and reenact section 11-11-28 of the North Dakota Century Code, relating to bond or check to accompany bids before county commissioners.

Received from Senate, 574.
Introduction, first reading, 605.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 988.
Second reading and final passage, 1026.
Returned to Senate, 1065.
Received from Senate, 1143.
Signed by Speaker, 1167.
Returned to Senate, 1167.

Senate Bill No. 2359

Senate Bill No. 2359. A Bill for an Act to amend and reenact section 40-22-37 of the North Dakota Century Code, relating to progress payments on public contracts, retainage, failure to pay and rate of interest.

Received from Senate, 421.
Introduction, first reading, 446.
Referred to Committee on State and Federal Government.
Reported back, do pass, 628.
Second reading and final passage, 667.
Returned to Senate, 734.
Received from Senate, 1063.
Signed by Speaker, 1069.
Returned to Senate, 1070.

Senate Bill No. 2360

Senate Bill No. 2360. A Bill for an Act to amend and reenact section 48-02-07 and 48-02-08 of the North Dakota Century Code, relating to allowance and payment of estimates on public building construction, failure to certify and rate of interest.

Received from Senate, 421.
Introduction, first reading, 446.
Referred to Committee on State and Federal Government.
Reported back, do pass, 628.
Second reading and final passage, 667.
Returned to Senate, 734.
Received from Senate, 1063.
Signed by Speaker, 1069.
Returned to Senate, 1070.

Senate Bill No. 2361

Senate Bill No. 2361. A Bill for an Act to create and enact section 57-38-67 of the North Dakota Century Code, relating to an income tax credit for expenditures made to comply with air and water pollution control regulations.

Senate Bill No. 2362

Senate Bill No. 2362. A Bill for an Act to provide for the dissolution of city housing authorities and to amend and reenact subsection 2 of section 23-11-01 and section 23-11-30 of the North Dakota Century Code relating to the definition of a city and the reports of housing authorities.

Received from Senate, 603.
 Introduction, first reading, 643.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 1180.
 Motion to lay over one legislative day prevailed, 1210.
 Second reading and final passage, 1242.
 Returned to Senate, 1340.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2363

Senate Bill No. 2363. A Bill for an Act to amend and reenact section 30-14-10 of the North Dakota Century Code, relating to the report and account of guardians regarding the estate of a ward and the times at which such reports must be rendered.

Received from Senate, 669.
 Introduction, first reading, 702.
 Referred to Committee on Judiciary.
 Reported back, amended, 1008.
 Amendments adopted, 1031.
 Second reading and final passage, 1081, 1431.
 Clincher, 1431.
 Returned to Senate, 1140. Amended, 1140.
 Senate does not concur, 1166.
 Conference Committee, House, 1166.
 Conference Committee, Senate, 1166.
 Conference Committee report, House adopts, 1431.
 Conference Committee report, Senate adopts, 1396.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2364

Senate Bill No. 2364. A Bill for an Act to provide for the resolution of conflicting interests in the production of oil and gas, subsurface minerals, and coal.

Received from Senate, 915.
 Introduction, first reading, 928.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 1121.
 Second reading and final passage, 1156.
 Returned to Senate, 1195.
 Received from Senate, 1542.
 Signed by Speaker, 1548.
 Returned to Senate, 1549.

Senate Bill No. 2365

Senate Bill No. 2365. A Bill for an Act to amend and reenact sections 40-22-24 of the North Dakota Century Code, relating to filing, sealing, endorsing, opening and considering bids.

Received from Senate, 603.
Introduction, first reading, 643.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 988.
Second reading and final passage, 1025.
Returned to Senate, 1065.
Received from Senate, 1143.
Signed by Speaker, 1167.
Returned to Senate, 1167.

Senate Bill No. 2366

Senate Bill No. 2366. A Bill for an Act to amend and reenact section 57-16-04 as contained in section 25 of House Bill No. 1045, and the repeal of section 57-16-05 of the North Dakota Century Code, relating to school districts to authorize excess levies.

Senate Bill No. 2367

Senate Bill No. 2367. A Bill for an Act to provide an appropriation for the replacement of personal property taxes and the distribution of such moneys.

Received from Senate, 669.
Introduction, first reading, 702.
Referred to Committee on Appropriations.
Reported back, amended, 1268.
Amendments adopted, 1292.
Motion to place at foot of Calendar prevailed, 1307.
Second reading and final passage, 1359.
Clincher, 1359.
Reported back, indefinitely postponed, 1579.
Returned to Senate, 1397. Amended, 1397.
Senate does not concur, 1515.
Conference Committee, House, 1527.
Conference Committee, Senate, 1516.
Conference Committee report, House adopts, 1579.
Conference Committee report, Senate adopts, 1578.

Senate Bill No. 2368

Senate Bill No. 2368. A Bill for an Act to create and enact section 6-03-37.1 of the North Dakota Century Code, relating to loans by banks of their excess reserves.

Received from Senate, 491.
Introduction, first reading, 529.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 1072.
Second reading and final passage, 1103.
Returned to Senate, 1167.
Received from Senate, 1397.
Signed by Speaker, 1419.
Returned to Senate, 1450.

Senate Bill No. 2369

Senate Bill No. 2369. A Bill for an Act to amend and reenact sections 40-57-02 and 40-57-07 of the North Dakota Century Code, relating to municipal industrial development.

Senate Bill No. 2370

Senate Bill No. 2370. A Bill for an Act to amend and reenact sections 29-06-08 and to repeal section 29-06-16 of the North Dakota Century Code relating to arrests.

Received from Senate, 915.
 Introduction, first reading, 928.
 Referred to Committee on Judiciary.
 Reported back, do pass, 1235.
 Second reading and final passage, 1273.
 Returned to Senate, 1364.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2371

Senate Bill No. 2371. A Bill for an Act to provide for the purchase of secular educational services for students enrolled in non-public schools, legislative intent, application for payments, reports, fractional payments, definitions, and for an appropriation.

Senate Bill No. 2372

Senate Bill No. 2372. A Bill for an Act to create and enact section 40-20-08 of the North Dakota Century Code, to provide minimum standards and salaries for police officers.

Senate Bill No. 2373

Senate Bill No. 2373. A Bill for an Act to amend and reenact sections 57-23-03 of the North Dakota Century Code, relating to the abatement of an invalid, inequitable or unjust assessment; 57-23-04 of the North Dakota Century Code, relating to abatement or refund of taxes; 57-23-05 of the North Dakota Century Code, relating to applications for abatement and refund of taxes; 57-23-06 of the North Dakota Century Code, relating to hearings on applications for abatement and refund of taxes; 57-23-09 of the North Dakota Century Code, relating to the procedure for refund of taxes, and 57-23-10 of the North Dakota Century Code, relating to appeals from abatement actions.

Received from Senate, 920.
 Introduction, first reading, 956.
 Referred to Committee on Finance and Transportation.
 Reported back, do pass, 1093.
 Lost, 1132.
 Returned to Senate, 1196.

Senate Bill No. 2374

Senate Bill No. 2374. A Bill for an Act to amend and reenact section 16-18-09 of the North Dakota Century Code, relating to obtaining absentee voters' ballots.

Senate Bill No. 2375

Senate Bill No. 2375. A Bill for an Act to create and enact a nurseries and nursery stock chapter of the North Dakota Century Code, to repeal chapter 4-20 of the North Dakota Century Code, relating to nurseries and nursery stock, and providing a penalty

Received from Senate, 464.
 Introduction, first reading, 493.
 Referred to Committee on Agriculture.
 Re-referred to Committee on Agriculture, 1031.
 Reported back, do pass, 986.
 Reported back, amended, 1119.
 Amendments adopted, 1145.

Second reading and final passage, 1176.
Lost, 1176.
Motion to reconsider Committee report prevailed, 1031.
Reconsidered, 1031.
Returned to Senate, 1251. Amended, 1251.
Senate concurs, 1287.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2376

Senate Bill No. 2376. A Bill for an Act to amend and reenact section 16-13-16 of the North Dakota Century Code, relating to compensation for members of the county canvassing board.

Received from Senate, 603.
Introduction, first reading, 643.
Referred to Committee on Judiciary.
Reported back, do pass, 959.
Second reading and final passage, 997.
Returned to Senate, 1065.
Received from Senate, 1200.
Signed by Speaker, 1203.
Returned to Senate, 1231.

Senate Bill No. 2377

Senate Bill No. 2377. A Bill for an Act to create and enact section 23-16-06.1 of the North Dakota Century Code, relating to the restriction of medical and surgical procedures by hospitals.

Senate Bill No. 2378

Senate Bill No. 2378. A Bill for an Act to amend and reenact sections 38-14-05 and 38-14-07 of the North Dakota Century Code, relating to duties of an operator and bonding of an operator under the Strip Mining Reclamation Act.

Received from Senate, 915.
Introduction, first reading, 928.
Referred to Committee on Natural Resources.
Reported back, do pass, 1121.
Second reading and final passage, 1157.
Returned to Senate, 1195.
Received from Senate, 1542.
Signed by Speaker, 1548.
Returned to Senate, 1549.

Senate Bill No. 2379

Senate Bill No. 2379. A Bill for an Act to amend and reenact section 57-32-05 of the North Dakota Century Code, relating to the collection of property taxes from car line, express, and air transportation companies.

Received from Senate, 920.
Introduction, first reading, 956.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 1093.
Second reading and final passage, 1133.
Returned to Senate, 1195.
Received from Senate, 1542.
Signed by Speaker, 1548.
Returned to Senate, 1549.

Senate Bill No. 2380

Senate Bill No. 2380. A Bill for an Act to amend and reenact subsection 1 of section 57-34-01 of the North Dakota Century Code, relating to definition of a telephone company.

Senate Bill No. 2381

Senate Bill No. 2381. A Bill for an Act to create and enact subsection 10 of 12-60-07 of the North Dakota Century Code, relating to the powers and duties of the bureau of criminal identification and apprehension.

Received from Senate, 920.
Introduction, first reading, 956.
Referred to Committee on State and Federal Government.
Re-referred to Committee on Appropriations, 1132.
Reported back, do pass, 1132.
Reported back, amended, 1268.
Amendments adopted, 1292.
Second reading and final passage, 1307.
Returned to Senate, 1398. Amended, 1398.
Senate concurs, 1515.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2382

Senate Bill No. 2382. A Bill for an Act to amend and reenact section 43-13-20 of the North Dakota Century Code, relating to the renewal of a certificate of registration to practice optometry, to the requiremen of continuing optometric education, and to the payment of a license fee.

Received from Senate, 915.
Introduction, first reading, 928.
Referred to Committee on State and Federal Government.
Reported back, do pass, 960.
Second reading and final passage, 997.
Returned to Senate, 1065.
Received from Senate, 1200.
Signed by Speaker, 1203.
Returned to Senate, 1231.

Senate Bill No. 2383

Senate Bill No. 2383. A Bill for an Act to provide for the change of a district court judge upon written demand of a party and prescribing the procedure therefor; and to repeal chapter 28-13 and sections 29-15-13, 29-15-14, 19-15-15, 29-15-16, 29-15-17, 29-15-19, and 29-15-20 of the North Dakota Century Code, relating to affidavits of prejudice are hereby repealed.

Received from Senate, 574.
Introduction, first reading, 605.
Referred to Committee on Judiciary.
Reported back, do pass, 940.
Second reading and final passage, 974.
Returned to Senate, 1020.
Received from Senate, 1338.
Signed by Speaker, 1340.
Returned to Senate, 1341.

Senate Bill No. 2384

Senate Bill No. 2384. A Bill for an Act to amend and reenact section 19-03-02 of the North Dakota Century Code, relating to the illegal possession or furnishing of narcotic drugs or dangerous drugs; and providing penalties.

Received from Senate, 735.
Introduction, first reading, 768.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 1265.
Returned to Senate, 1364.

Senate Bill No. 2385

Senate Bill No. 2385. A Bill for an Act relating to income tax credits.

Received from Senate, 574.
Introduction, first reading, 606.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 1294.
Returned to Senate, 1397.

Senate Bill No. 2386

Senate Bill No. 2386. A Bill for an Act to amend and reenact section 57-15-06.3 of the North Dakota Century Code relating to farm to market roads.

Received from Senate, 464.
Introduction, first reading, 493.
Referred to Committee on Transportation.
Reported back, do pass, 1008.
Second reading and final passage, 1054.
Returned to Senate, 1112.
Received from Senate, 1397.
Signed by Speaker, 1419.
Returned to Senate, 1450.

Senate Bill No. 2387

Senate Bill No. 2387. A Bill for an Act to amend and reenact subsection 2 of section 39-08-01 of the North Dakota Century Code, relating to second or subsequent convictions for driving while under the influence of intoxicating liquor.

Received from Senate, 491.
Introduction, first reading, 529.
Referred to Committee on Judiciary.
Reported back, do pass, 1235.
Second reading and final passage, 1274.
Returned to Senate, 1364.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2388

Senate Bill No. 2388. A Bill for an Act to amend and reenact subsections 1 and 2 of section 57-37-24 of the North Dakota Century Code, relating to the collection, distribution, and refund of estate taxes.

Senate Bill No. 2389

Senate Bill No. 2389. A Bill for an Act to amend and reenact sections 40-22-09, 40-22-10, 40-22-11, 40-22-15, 40-22-18, 40-22-19 and 40-22-36, North Dakota Century Code, relating to improvement districts in municipalities, and changing procedures with respect thereto.

Received from Senate, 915.
 Introduction, first reading, 928.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 1016.
 Reported back, amended, 1060.
 Amendments adopted, 1060.
 Rules suspended placed on final passage, 1060.
 Second reading and final passage, 1060.
 Returned to Senate, 1112. Amended, 1112.
 Senate concurs, 1143.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2390

Senate Bill No. 2390. A Bill for an Act to amend and reenact subsection 4 of section 27-20-02, section 27-20-09, and subsection 1 of section 27-20-56 of the North Dakota Century Code, relating to the definition of an unruly child, transfers of cases to the juvenile court, and disclosure of name of child on appeal.

Senate Bill No. 2391

Senate Bill No. 2391. A Bill for an Act to create and enact section 38-08-09.17 of the North Dakota Century Code, to provide for the unitized management, operation, and development of two or more pools or parts thereof separated vertically in one field; defining the term "unit source of supply."

Received from Senate, 574.
 Introduction, first reading, 606.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 1008.
 Motion to lay over bill one legislative day prevailed, 1054.
 Second reading and final passage, 1084.
 Returned to Senate, 1140.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2392

Senate Bill No. 2392. A Bill for an Act to provide that railroads which discontinue all service to the public be required to remove the track and other railroad equipment and that the railroad track bed be reclaimed to be in conformity with the surrounding area.

Senate Bill No. 2393

Senate Bill No. 2393. A Bill for an Act to repeal sections 54-03-20.2 and 54-03-20.3 of the North Dakota Century Code relating to the legislative compensation commission.

Senate Bill No. 2394

Senate Bill No. 2394. A Bill for an Act to provide for the creation of a hospital under the state department of health for the care and treatment of arthritics, and to make an appropriation.

Senate Bill No. 2395

Senate Bill No. 2395. A Bill for an Act to amend and reenact subsection 1 of section 46-02-04 of the North Dakota Century Code, relating to the printing of legislative documents; and declaring an emergency.

Received from Senate, 920.

Introduction, first reading, 956.

Re-referred to Committee on State and Federal Government.

Re-referred to Committee on State and Federal Government, 998.

Reported back, do pass, 960, 1128.

Motion to reconsider Committee report prevailed, 998.

Second reading and final passage, 1159.

Emergency clause carried, 1160.

Returned to Senate, 1195.

Received from Senate, 1542.

Signed by Speaker, 1548.

Returned to Senate, 1549.

Senate Bill No. 2396

Senate Bill No. 2396. A Bill for an Act to establish a commission for the purpose of studying methods of improving communications between the citizens of North Dakota and government in general, but especially in regard to democratic elective and legislative processes, and making an appropriation.

Senate Bill No. 2397

Senate Bill No. 2397. A Bill for an Act to provide for a compact on the qualification of educational personnel, and providing an effective date.

Received from Senate, 920.

Introduction, first reading, 956.

Referred to Committee on Education.

Reported back, indefinitely postponed, 1183.

Returned to Senate, 1251.

Senate Bill No. 2398

Senate Bill No. 2398. A Bill for an Act to create and enact subsection 15 of section 11-11-14 of the North Dakota Century Code; and to amend and reenact subsection 14 of section 11-11-14 of the North Dakota Century Code, relating to the powers and duties of board of county commissioners regarding garbage collection and operation of sanitary landfills or other places of disposal, and declaring an emergency.

Received from Senate, 915.

Introduction, first reading, 928.

Referred to Committee on Political Subdivisions.

Reported back, amended, 1119.

Amendments adopted, 1146.

Second reading and final passage, 1176.

Emergency clause carried, 1177.

Returned to Senate, 1251. Amended, 1251.

Senate concurs, 1287.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2399

Senate Bill No. 2399. A Bill for an Act to provide for the disclosure and reporting of moneys expended on lobbying activities, providing a penalty and declaring an emergency.

Senate Bill No. 2400

Senate Bill No. 2400. A Bill for an Act to create and enact section 42-02-14.1 of the North Dakota Century Code, relating to an annual license fee for certified public accountants; to create and enact subsection 5 of section 43-02-08 relating to the powers of the board of accountancy; to amend and reenact sections 43-02-11, 43-02-12, 43-02-13, 43-02-14, 43-02-15 and subsections 2 and 3 of section 43-02-17 of the North Dakota Century Code relating to examination, revocation of certificates, fees for examination for certificates for certified public accountants, use of the title "certified public accountant," and penalties.

Received from Senate, 574.
Introduction, first reading, 606.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 961.
Second reading and final passage, 998.
Returned to Senate, 1065.
Received from Senate, 1200.
Signed by Speaker, 1203.
Returned to Senate, 1231.

Senate Bill No. 2401

Senate Bill No. 2401. A Bill for an Act to provide for the sale of city lot managed and controlled by the school for the deaf.

Received from Senate, 527.
Introduction, first reading, 565.
Referred to Committee on State and Federal Government.
Reported back, amended, 650.
Amendments adopted, 674.
Second reading and final passage, 723.
Returned to Senate, 809. Amended, 809.
Senate concurs, 874.
Received from Senate, 1063.
Signed by Speaker, 1069.
Returned to Senate, 1070.

Senate Bill No. 2402

Senate Bill No. 2402. A Bill for an Act to amend and reenact subsection 4 of section 39-06-40.1 of the 1969 Supplement to the North Dakota Century Code, relating to the reproduction of driver's licenses.

Received from Senate, 527.
Introduction, first reading, 565.
Referred to Committee on State and Federal Government.
Reported back, do pass, 756.
Second reading and final passage, 805.
Returned to Senate, 896.
Received from Senate, 1063.
Signed by Speaker, 1069.
Returned to Senate, 1070.

Senate Bill No. 2403

Senate Bill No. 2403. A Bill for an Act to amend and reenact section 39-22-09 of the 1969 Supplement to the North Dakota Century Code, relating to the reporting of used motor vehicle inventories, and declaring an emergency.

Received from Senate, 574.
Introduction, first reading, 606.
Referred to Committee on Transportation.
Reported back, amended, 986.
Amendments adopted, 1015.
Second reading and final passage, 1061.
Emergency clause carried, 1061.
Returned to Senate, 1112. Amended, 1112.
Senate concurs, 1143.
Received from Senate, 1397.
Signed by Speaker, 1419.
Returned to Senate, 1450.

Senate Bill No. 2404

Senate Bill No. 2404. A Bill for an Act to amend and reenact Section 18-04-02 and 18-04-05, relating to fire department reports and distribution of insurance premiums, and to repeal Section 18-04-06 of the North Dakota Century Code.

Received from Senate, 527.
Introduction, first reading, 565.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 1096.
Second reading and final passage, 1133.
Returned to Senate, 1195.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2405

Senate Bill No. 2405. A Bill for an Act to amend and reenact subsection 1 of section 57-37-29 of the North Dakota Century Code, relating to depositories and retention, transfer and release of decedent's assets for estate tax purposes.

Received from Senate, 669.
Introduction, first reading, 702.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 959.
Returned to Senate, 1020.

Senate Bill No. 2406

Senate Bill No. 2406. A Bill for an Act to create and enact section 6-03-13.5 of the North Dakota Century Code, relating to a national bank conversion to state bank.

Received from Senate, 491.
Introduction, first reading, 529.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 939.
Second reading and final passage, 975.
Returned to Senate, 1020.
Received from Senate, 1338.
Signed by Speaker, 1340.
Returned to Senate, 1341.

Senate Bill No. 2407

Senate Bill No. 2407. A Bill for an Act to provide for distribution of premium tax on motor vehicle insurance companies to cities for police training, law enforcement activities, or the purchase of equipment related thereto.

Senate Bill No. 2408

Senate Bill No. 2408. A Bill for an appropriation for the use of the state toxicologist.

Received from Senate, 574.
Introduction, first reading, 606.
Referred to Committee on Appropriations.
Reported back, do pass, 1151.
Second reading and final passage, 1191.
Returned to Senate, 1251.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2409

Senate Bill No. 2409. A Bill for an Act to amend and reenact sections 15-04-09, 15-06-25, and 38-09-15 of the North Dakota Century Code, relating to the leasing and sale of certain state property.

Received from Senate, 920.
Introduction, first reading, 956.
Referred to Committee on State and Federal Government.
Reported back, do pass, 940.
Lost, 999.
Returned to Senate, 1064.

Senate Bill No. 2410

Senate Bill No. 2410. A Bill for an Act relating to real estate syndicate securities; creating a new body of law and providing for the administration thereof; and to amend and reenact subsection 1 of section 43-23-06 of the North Dakota Century Code relating to the definition of the term "real estate" as used in Chapter 43-23 or the North Dakota Century Code.

Senate Bill No. 2411

Senate Bill No. 2411. A Bill for an Act to create and enact subsection 7 of section 57-39.2-14 of the North Dakota Century Code relating to the fee for a sales tax permit and requiring the permit to be issued annually.

Senate Bill No. 2412

Senate Bill No. 2412. A Bill for an Act to create and enact a new subdivision of subsection 1 of section 43-33-09, a new subsection of section 43-33-10, two new subdivisions of subsection 4 of section 43-33-12, and a new subsection of section 43-33-12 of the North Dakota Century Code, relating to the scope of the hearing aid dealers examination, duties of the licensing department, and grounds for suspension of licenses; and to amend and reenact subsection 6 of section 43-33-01, section 43-33-04, section 43-33-07, subsection 2 of section 43-33-08, subdivision e of subsection 4 of section 43-33-12, and subsection 2 of section 43-33-15

of the North Dakota Century Code, relating to definitions, persons and practices not affected, educational qualifications of applicants, frequency of examinations, temporary trainee supervision, and qualifications of members of the board of hearing aid dealers and fitters.

Received from Senate, 695.
Introduction, first reading, 736.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 939.
Second reading and final passage, 975.
Returned to Senate, 1020.
Received from Senate, 1338.
Signed by Speaker, 1340.
Returned to Senate, 1341.

Senate Bill No. 2413

Senate Bill No. 2413. A Bill for an Act to amend and reenact subsection 1 of section 57-38-66 of the North Dakota Century Code, relating to the tax on individuals, estates and trusts for the privilege of doing business in this state; to provide an effective date; and to declare an emergency.

Received from Senate, 574
Introduction, first reading, 606.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 1213.
Second reading and final passage, 1246.
Emergency clause carried, 1240.
Returned to Senate, 1340.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2414

Senate Bill No. 2414. A Bill for an Act to amend and reenact sections 11-10.1-01 of the North Dakota Century Code, relating to county director of tax equalization; 11-10.1-05 of the North Dakota Century Code, relating to powers and duties of the county director of tax equalization; to create and enact a new section to chapter 11-10.1 of the North Dakota Century Code, relating to authorization of a mill levy for use to defray the costs of the office of the county director of tax equalization; amend and reenact sections 58-05-02 of the North Dakota Century Code, relating to officers of a township; 58-05-05 of the North Dakota Century Code, relating to bonds of officers of a township and 58-05-07 of the North Dakota Century Code, relating to the oath of township officers and to repeal sections 57-12-01.1 of the North Dakota Century Code, relating to spot checks on real and personal property by county boards of equalization; 58-09-01, 58-09-02 and 58-09-03 of the North Dakota Century Code, relating to township boards of equalization.

Senate Bill No. 2415

Senate Bill No. 2415. A Bill for an Act to amend and reenact subsection 3 of section 57-37-21 of the North Dakota Century Code, relating to an alternate method of valuing the gross estate of a decedent for estate tax purposes, and providing for an effective date.

Received from Senate, 915.
Introduction, first reading, 928.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 1261.
Returned to Senate, 1364.

Senate Bill No. 2416

Senate Bill No. 2416. A Bill for an Act to amend and reenact section 1 of chapter 409 of the 1969 Session Laws of North Dakota, relating to the sale of land belonging to the school for the deaf.

Received from Senate, 915.
Introduction, first reading, 928.
Referred to Committee on State and Federal Government.
Reported back, do pass, 960.
Second reading and final passage, 999.
Returned to Senate, 1065.
Received from Senate, 1200.
Signed by Speaker, 1203.
Returned to Senate, 1231.

Senate Bill No. 2417

Senate Bill No. 2417. A Bill for an Act to provide for the collection of delinquent sales, use, income and business and corporation privilege taxes from taxpayers not residing in this state; providing for tax commissioner to contract with collection and credit agencies; providing for a bond, and providing for payment of fees.

Received from Senate, 574.
Introduction, first reading, 605.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 922.
Second reading and final passage, 950.
Returned to Senate, 1005.
Received from Senate, 1200.
Signed by Speaker, 1203.
Returned to Senate, 1231.

Senate Bill No. 2418

Senate Bill No. 2418. A Bill for an Act to amend and reenact subsection 1 of section 57-38-38 of the North Dakota Century Code, relating to the time for auditing corporate income tax returns.

Received from Senate, 915.
Introduction, first reading, 928.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 1072.
Second reading and final passage, 1103.
Returned to Senate, 1167.
Received from Senate, 1397.
Signed by Speaker, 1419.
Returned to Senate, 1450.

Senate Bill No. 2419

Senate Bill No. 2419. A Bill for an Act to amend and reenact subsection 21 of section 57-38-01 of the North Dakota Century Code, relating to income tax definitions and providing for an effective date.

Received from Senate, 695.
Introduction, first reading, 736.

Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 1183.
Returned to Senate, 1251.

Senate Bill No. 2420

Senate Bill No. 2420. A Bill for an Act to amend and reenact subsection 1 of section 57-38-40 of the North Dakota Century Code, relating to income tax revisions.

Received from Senate, 695.
Introduction, first reading, 736.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 939.
Second reading and final passage, 976.
Returned to Senate, 1020.
Received from Senate, 1338.
Signed by Speaker, 1340.
Returned to Senate, 1341.

Senate Bill No. 2421

Senate Bill No. 2421. A Bill for an Act authorizing the purchase of obligations issued by the United States Postal Service.

Senate Bill No. 2422

Senate Bill No. 2422. A Bill for an Act to amend and reenact subsection 4 of section 43-18-01 of the North Dakota Century Code, relating to the definition of plumbing.

Senate Bill No. 2423

Senate Bill No. 2423. A Bill for an Act to provide aid to private college students, for standards, definitions, and procedures for certification.

Senate Bill No. 2424

Senate Bill No. 2424. A Bill for an Act to amend and reenact section 52-02-07 of the North Dakota Century Code, relating to employment security bureau advisory councils.

Received from Senate, 527.
Introduction, first reading, 565.
Referred to Committee on State and Federal Government.
Reported back, do pass, 626.
Second reading and final passage, 668.
Returned to Senate, 734.
Received from Senate, 1063.
Signed by Speaker, 1069.
Returned to Senate, 1070.

Senate Bill No. 2425

Senate Bill No. 2425. A Bill for an Act allowing state agencies to reimburse permanent, full time employees for household relocation expenses upon transfer to a new permanent duty assignment.

Senate Bill No. 2426

Senate Bill No. 2426. A Bill for an Act to amend and reenact section 54-49-01 of the North Dakota Century Code, relating to the name of the Natural Resources Council.

Received from Senate, 603.
Introduction, first reading, 643.
Referred to Committee on Natural Resources.
Reported back, do pass, 1149.
Second reading and final passage, 1191.
Returned to Senate, 1251.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2427

Senate Bill No. 2427. A Bill for an Act to repeal section 61-02-74 of the North Dakota Century Code, relating to the disposition of certain moneys received by the State Water Commission.

Received from Senate, 603.
Introduction, first reading, 643.
Referred to Committee on Natural Resources.
Reported back, do pass, 922.
Second reading and final passage, 951.
Returned to Senate, 1006.
Received from Senate, 1200.
Signed by Speaker, 1203.
Returned to Senate, 1231.

Senate Bill No. 2428

Senate Bill No. 2428. A Bill for an Act to amend and reenact section 23-18-03 of the North Dakota Century Code, relating to a county mill levy authorization for county hospital associations.

Senate Bill No. 2429

Senate Bill No. 2429. A Bill for an Act to amend and reenact Subsection 5 of Section 15-61-02 and Section 15-61-04 of the North Dakota Century Code, relating to authority of the director of surplus property and disposition of charges made for surplus property and making an appropriation.

Received from Senate, 527.
Introduction, first reading, 565.
Referred to Committee on State and Federal Government.
Reported back, do pass, 628.
Second reading and final passage, 668.
Returned to Senate, 734.
Received from Senate, 1063.
Signed by Speaker, 1069.
Returned to Senate, 1070.

Senate Bill No. 2430

Senate Bill No. 2430. A Bill for an Act to provide for an administrative procedure for fixing airport, landing fee rates charged scheduled and non-scheduled airlines, landing at North Dakota airports.

Senate Bill No. 2431

Senate Bill No. 2431. A Bill for an Act to amend and reenact section 16-06-06 of the North Dakota Century Code, relating to filling a vacancy in the position of a party's nominated candidate for office, and prohibiting a candidate defeated in a primary election from being a candidate for any other office in the general election.

Received from Senate, 527.
 Introduction, first reading, 565.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 1076.
 Returned to Senate, 1140.

Senate Bill No. 2432

Senate Bill No. 2432. A Bill for an Act to amend and reenact section 16-20-19 of the North Dakota Century Code, relating to soliciting of votes of absent voters.

Received from Senate, 574.
 Introduction, first reading, 605.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 1076.
 Returned to Senate, 1140.

Senate Bill No. 2433

Senate Bill No. 2433. A Bill for an Act to amend and reenact section 16-10-17 of the North Dakota Century Code, relating to compensation for election inspectors attending pre-election meeting with the state's attorney.

Received from Senate, 527.
 Introduction, first reading, 565.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 1076.
 Returned to Senate, 1140.

Senate Bill No. 2434

Senate Bill No. 2434. A Bill for an Act to amend and reenact section 16-10-14 of the North Dakota Century Code, relating to the duties of a clerk of an election in keeping a poll list.

Received from Senate, 527.
 Introduction, first reading, 565.
 Referred to Committee on Judiciary.
 Reported back, do pass, 1076.
 Second reading and final passage, 1109.
 Returned to Senate, 1167.
 Received from Senate, 1397.
 Signed by Speaker, 1419.
 Returned to Senate, 1450.

Senate Bill No. 2435

Senate Bill No. 2435. A Bill for an Act to provide for distribution of election law information prior to elections by the attorney general and county auditors to election officials.

Received from Senate, 527.
 Introduction, first reading, 565.
 Referred to Committee on Judiciary.
 Reported back, do pass, 1076.
 Second reading and final passage, 1109.
 Returned to Senate, 1167.
 Received from Senate, 1397.
 Signed by Speaker, 1419.
 Returned to Senate, 1450.

Senate Bill No. 2436

Senate Bill No. 2436. A Bill for an Act to amend and reenact section 16-12-15 of the North Dakota Century Code, relating to the depositing of unstamped and uninitialed ballots in a ballot box.

Received from Senate, 574.
Introduction, first reading, 606.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 1235.
Returned to Senate, 1339.

Senate Bill No. 2437

Senate Bill No. 2437. A Bill for an Act to amend and reenact section 16-18-09 of the North Dakota Century Code, relating to delivery of absent voters' ballots and notification of date when ballot must be returned to be canvassed.

Received from Senate, 527.
Introduction, first reading, 565.
Referred to Committee on Judiciary.
Re-referred to Committee on Judiciary, 1000.
Reported back, do pass, 960.
Motion to reconsider Committee report prevailed, 1000.
Reported back, amended, 1076.
Amendments adopted, 1100.
Motion to reconsider adoption of amendments failed, 1100.
Second reading and final passage, 1136.
Returned to Senate, 1196. Amended, 1196.
Senate concurs, 1232.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2438

Senate Bill No. 2438. A Bill for an Act to amend and reenact section 16-18-07 of the North Dakota Century Code, relating to the manner of delivery of an application blank for an absentee voter ballot.

Senate Bill No. 2439

Senate Bill No. 2439. A Bill for an Act to amend and reenact section 16-18-14 of the North Dakota Century Code, relating to the canvassing of mailed absent voters' ballots received late.

Received from Senate, 574.
Introduction, first reading, 606.
Referred to Committee on Judiciary.
Reported back, do pass, 1076.
Second reading and final passage, 1110.
Returned to Senate, 1167.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2440

Senate Bill No. 2440. A Bill for an Act to amend and reenact subsection 2 of section 6-03-13.2 of the North Dakota Century Code, relating to drive-in banking facilities.

Senate Bill No. 2441

Senate Bill No. 2441. A Bill for an Act to amend and reenact sections 15-18-07 and 15-18-09 of the North Dakota Century Code, relating to state aid for junior colleges and the method of payment.

Senate Bill No. 2442

Senate Bill No. 2442. A Bill for an Act to amend and reenact section 15-18-07 of the North Dakota Century Code, relating to state aid for junior colleges.

Senate Bill No. 2443

Senate Bill No. 2443. A Bill for an Act authorizing the director of institutions to lease certain property now owned by the state and under the control of the state industrial school.

Received from Senate, 639.
 Introduction, first reading, 671.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 756.
 Reported back, amended, 806.
 Amendments adopted, 806.
 Second reading and final passage, 806.
 Returned to Senate, 895. Amended, 895.
 Senate concurs, 936.
 Received from Senate, 1063.
 Signed by Speaker, 1069.
 Returned to Senate, 1070.

Senate Bill No. 2444

Senate Bill No. 2444. A Bill for an Act to amend and reenact section 28-26-04 of the North Dakota Century Code, relating to provisions for attorneys' fees in certain written evidences of debt.

Senate Bill No. 2445

Senate Bill No. 2445. A Bill for an Act to amend and reenact section 15-47-31 of the North Dakota Century Code, and to amend and reenact subsection 18 of section 15-29-08 of the North Dakota Century Code authorizing grade or high schools and the board of any public school district to contract with insurance companies for medical and hospital benefits.

Received from Senate, 915.
 Introduction, first reading, 929.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 1097.
 Returned to Senate, 1167.

Senate Bill No. 2446

Senate Bill No. 2446. A Bill for an Act to amend and reenact section 32-19.1-01 of the North Dakota Century Code, relating to acreage for use of short term redemption mortgage.

Received from Senate, 669.
 Introduction, first reading, 702.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 1096.
 Second reading and final passage, 1134.

Returned to Senate, 1195.
Received from Senate, 1542.
Signed by Speaker, 1548.
Returned to Senate, 1549.

Senate Bill No. 2447

Senate Bill No. 2447. A Bill for an Act to amend and reenact section 15-10-18 of the North Dakota Century Code relating to tuition of non-residents at institutions of higher education.

Senate Bill No. 2448

Senate Bill No. 2448. A Bill for an Act to state the circumstances in which a court should exercise jurisdiction which has been granted it by the defendant's consent, or should refrain from exercising existing jurisdiction because of an agreement by the parties that suit should be brought in another state.

Received from Senate, 915.
Introduction, first reading, 929.
Referred to Committee on Judiciary.
Reported back, do pass, 1037.
Second reading and final passage, 1081.
Returned to Senate, 1140.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2449

Senate Bill No. 2449. A Bill for an Act to amend and reenact sections 47-11-01 and 47-11-02 of the North Dakota Century Code, relating to the transfer of personal property by sale or exchange and interests in trusts, and to repeal sections 47-11-03, 47-11-04, and 47-11-05 of the North Dakota Century Code.

Received from Senate, 915.
Introduction, first reading, 929.
Referred to Committee on Judiciary.
Reported back, do pass, 1037.
Second reading and final passage, 1082.
Returned to Senate, 1140.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2450

Senate Bill No. 2450. A Bill for an Act to require grants of easements for right of ways to contain proper descriptions and requiring descriptions of prior grants to place of record.

Senate Bill No. 2451

Senate Bill No. 2451. A Bill for an Act to amend and reenact subsection 2 of section 54-10-01, section 54-10-13 and section 54-10-14 of the North Dakota Century Code, relating to charges and actual costs for audits performed by state auditor, and providing an effective date.

Received from Senate, 735.
Introduction, first reading, 768.
Referred to Committee on State and Federal Government.

Reported back, indefinitely postponed, 922.
Substitute motion to place on Calendar prevailed, 922.
Second reading and final passage, 952.
Returned to Senate, 1005.
Received from Senate, 1200.
Signed by Speaker, 1203.
Returned to Senate, 1231.

Senate Bill No. 2452

Senate Bill No. 2452. A Bill for an Act to amend and reenact section 15-22-02 of the North Dakota Century Code, relating to qualifications of the county superintendent.

Received from Senate, 603.
Introduction, first reading, 643.
Referred to Committee on Education.
Reported back, do pass, 1040.
Second reading and final passage, 1083.
Returned to Senate, 1140.
Received from Senate, 1542.
Signed by Speaker, 1548.
Returned to Senate, 1549.

Senate Bill No. 2453

Senate Bill No. 2453. A Bill for an Act to create and define the powers and duties of a North Dakota rural development financing authority in the planning and establishment of projects for processing agricultural products, and the issuance of bonds for this purpose secured by mortgage of such projects and the pledge of revenues received under operating, lease or processing agreements or from the levy by counties of special assessments for the benefits provided thereby, or from the increment of taxes derived from the increased value resulting therefrom.

Senate Bill No. 2454

Senate Bill No. 2454. A Bill for an Act making a deficiency appropriation for the state seed department and declaring an emergency.

Senate Bill No. 2455

Senate Bill No. 2455. A Bill for an Act to provide and appropriate funds for the payment of adjusted compensation payments to North Dakota veterans of the Vietnam conflict and to the industrial commission for the issuance of bonds; providing for the issuance, sale, and delivery of general obligation bonds; creating a sinking fund; and providing for a tax levy and fund transfers for the servicing and retirement of such bonds; and declaring an emergency.

Senate Bill No. 2456

Senate Bill No. 2456. A Bill for an Act to provide for Vietnam veterans' adjusted compensation, method of payment, duties of adjutant general, exemption from taxation and execution, time limits for filing, for a penalty, and for appropriations; and to create and enact section 37-24-08 of the North Dakota Century Code, relating to deduction of adjusted compensation, and declaring an emergency.

Received from Senate, 695.
Introduction, first reading, 736.
Referred to Committee on Veterans' and Military Affairs.
Re-referred to Committee on Appropriations, 1008.
Reported back, do pass, 1008, 1077.
Second reading and final passage, 1110.
Emergency clause carried, 1111.
Returned to Senate, 1167.

Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2457

Senate Bill No. 2457. A Bill for an Act to provide and appropriate funds for the payment of adjusted compensation payments to North Dakota veterans of the Vietnam conflict and to the industrial commission for the issuance of bonds; providing for the issuance, sale, and delivery of general obligation bonds; creating a sinking fund; and providing for a surtax and fund transfers for the servicing and retirement of such bonds; and declaring an emergency.

Received from Senate, 920.
Introduction, first reading, 957.
Referred to Committee on Appropriations.
Reported back, amended, 1315, 1317.
Amendments adopted, 1344.
Second reading and final passage, 1358.
Clincher, 1359.
Emergency clause carried, 1359.
Returned to Senate, 1397. Amended, 1397.
Senate does not concur, 1524.
Conference Committee, House, 1543.
Conference Committee, Senate, 1524.
Conference Committee report, Senate adopts, 1578.
Conference Committee report, House adopts, 1579.
Reported back, indefinitely postponed, 1579.

Senate Bill No. 2458

Senate Bill No. 2458. A Bill for an Act to amend and reenact Section 39-18-03 of the North Dakota Century Code, relating to fees for travel trailers; and declaring an emergency.

Received from Senate, 920.
Introduction, first reading, 957.
Referred to Committee on Transportation.
Reported back, amended, 1119, 1120, 1432.
Amendments adopted, 1146.
Second reading and final passage, 1186, 1432.
Clincher, 1433.
Emergency clause carried, 1433.
Returned to Senate, 1251. Amended, 1251.
Senate does not concur, 1287.
Conference Committee, House, 1339.
Conference Committee, Senate, 1288.
Conference Committee report, House adopts, 1432.
Conference Committee report, Senate adopts, 1396.
Received from Senate, 1595.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2459

Senate Bill No. 2459. A Bill for an Act to amend and reenact section 41-09-49 of the North Dakota Century Code, relating to a secured party's right to take possession after default.

Received from Senate, 915.
Introduction, first reading, 929.
Referred to Committee on Judiciary.
Reported back, do pass, 1038.
Second reading and final passage, 1083.
Returned to Senate, 1140.
Received from Senate, 1397.
Signed by Speaker, 1419.
Returned to Senate, 1450.

Senate Bill No. 2460

Senate Bill No. 2460. A Bill for an Act to amend and reenact section 15-40.1-16 of the North Dakota Century Code, as contained in section 7 of House Bill No. 1045, relating to aid for transportation.

Received from Senate, 920.
Introduction, first reading, 957.
Referred to Committee on Education.
Re-referred to Committee on Appropriations, 1269.
Reported back, do pass, 1269, 1317.
Motion to re-refer to Committee on Education failed, 1359.
Second reading and final passage, 1360.
Clincher, 1361.
Returned to Senate, 1397.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2461

Senate Bill No. 2461. A Bill for an Act to amend and reenact subsection 1 of section 15-39-01 of the North Dakota Century Code, relating to definitions under the teachers' insurance and retirement fund.

Received from Senate, 920.
Introduction, first reading, 957.
Referred to Committee on Education.
Reported back, do pass, 1236.
Second reading and final passage, 1274.
Returned to Senate, 1364.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2462

Senate Bill No. 2462. A Bill for an Act to amend and reenact section 27-12-04 of the North Dakota Century Code, relating to payment of funds from the state bar fund to the state bar association.

Received from Senate, 915.
Introduction, first reading, 929.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 1264.
Returned to Senate, 1364.

Senate Bill No. 2463

Senate Bill No. 2463. A Bill for an Act to amend and reenact section 40-45-02 of the North Dakota Century Code, relating to a tax levy for police pension systems.

Received from Senate, 735.
Introduction, first reading, 768.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 1120.
Second reading and final passage, 1158.
Returned to Senate, 1195.
Received from Senate, 1542.
Signed by Speaker, 1548.
Returned to Senate, 1549.

Senate Bill No. 2464

Senate Bill No. 2464. A Bill for an Act relating to the levy of special assessments for municipal improvements consisting of parking lots, ramps, garages and other facilities for motor vehicles, and enacting section 40-23-23.

Received from Senate, 735.
 Introduction, first reading, 768.
 Referred to Committee on Political Subdivisions.
 Re-referred to Committee on State and Federal Government, 1071.
 Reported back, do pass, 1016.
 Reported back, amended, 1213.
 Motion to lay over one legislative day prevailed, 1061.
 Adoption of Committee report reconsidered, 1071.
 Amendments adopted, 1239.
 Second reading and final passage, 1280.
 Returned to Senate, 1365. Amended, 1365.
 Senate concurs, 1471.
 Received from Senate, 1594.
 Signed by Speaker, 1596.
 Returned to Senate, 1597.

Senate Bill No. 2465

Senate Bill No. 2465. A Bill for an Act to authorize the North Dakota state department of health to make and administer grants within legislative appropriations for the purpose of aiding in construction of water pollution control projects; and to provide an appropriation.

Senate Bill No. 2466

Senate Bill No. 2466. A Bill for an Act to amend and reenact section 58-05-02 of the North Dakota Century Code, relating to township officers and providing an option to not elect a township assessor, and declaring an emergency.

Received from Senate, 915.
 Introduction, first reading, 929.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 1038.
 Amendments adopted, 1070.
 Second reading and final passage, 1104.
 Emergency clause carried, 1104.
 Returned to Senate, 1167. Amended, 1167.
 Senate concurs, 1200.
 Received from Senate, 1234.
 Signed by Speaker, 1234.
 Returned to Senate, 1235.

Senate Bill No. 2467

Senate Bill No. 2467. A Bill for an Act to amend and reenact subsection 1 of section 36-04-06 of the North Dakota Century Code, relating to bonds of livestock dealers and agents.

Received from Senate, 574.
 Introduction, first reading, 607.
 Referred to Committee on Agriculture.
 Reported back, do pass, 1009.
 Second reading and final passage, 1055.
 Returned to Senate, 1112.
 Received from Senate, 1397.
 Signed by Speaker, 1419.
 Returned to Senate, 1450.

Senate Bill No. 2468

Senate Bill No. 2468. A Bill for an Act to provide for the levy of a tax on real property mineral interests, and to repeal sections 57-02-24 and 57-02-25 of the North Dakota Century Code, relating to the listing and procedure in assessing of coal and mineral reserves, and for an effective date.

Senate Bill No. 2469

Senate Bill No. 2469. A Bill for an Act to provide for the recording of all buried transmission facilities and to give the owner of these facilities a civil cause of action in certain cases where the facilities are damaged.

Senate Bill No. 2470

Senate Bill No. 2470. A Bill for an Act to make an appropriation for prison industries including construction of a tag and sign plant building.

Senate Bill No. 2471

Senate Bill No. 2471. A Bill for an Act to make an appropriation for a multipurpose building at the penitentiary.

Senate Bill No. 2472

Senate Bill No. 2472. A Bill for an Act to change the property tax assessment date; and to amend and reenact subsections 1 and 4 of section 57-02-11 and sections 57-02-34, 57-09-01, 57-09-06, 57-11-01, 57-11-02, 57-12-01, 57-12-08, 57-13-07, 57-13-08, and 57-23-02 of the North Dakota Century Code, relating to real property tax assessment and tax assessments on certain destroyed property, to change of time for the assessor to perform duties, to the meeting date of the township board of equalization, to the return of assessors' books, to the meeting date of the city board of equalization, to the meeting date of the county board of equalization, to the assessment abstracts, to the duties of the secretary of the state board of equalization, to the duties of the county director of tax equalization after meeting of the state board of equalization, and to publication dates for equalization meetings.

Received from Senate, 920.

Introduction, first reading, 957.

Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 1236.

Returned to Senate, 1339.

Senate Bill No. 2473

Senate Bill No. 2473. A Bill for an Act to amend and reenact section 39-22-02 of the 1969 Supplement to the North Dakota Century Code, relating to motor vehicle dealer's licenses.

Senate Bill No. 2474

Senate Bill No. 2474. A Bill for an Act to provide a program of county and state matching funds for industrial enterprises and firms, to provide a county levy, to provide procedures for the administration of such program, and to provide an appropriation.

Senate Bill No. 2475

Senate Bill No. 2475. A Bill for an Act to create and enact subsection 4 of section 15-40.1-08 of the North Dakota Century Code as contained in House Bill 1045 approved by the forty-second legislative assembly, relating to county equalization fund payments for pre-school programs at the state school for the blind and the state school for the deaf.

Senate Bill No. 2476

Senate Bill No. 2476. A Bill for an Act relating to and defining abandoned personal property, providing methods for the same to be taken into custody of the state; for its recovery by the rightful owner; for an administrator; for a penalty; and to repeal sections 54-01-02.1, 54-01-02.2, and 54-01-02.3 of the North Dakota Century Code, relating to unclaimed funds.

Senate Bill No. 2477

Senate Bill No. 2477. A Bill for an Act to amend and reenact subsection 3 of section 57-15-12 of the North Dakota Century Code relating to excess levies in park districts.

Received from Senate, 915.
Introduction, first reading, 929.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 1072.
Second reading and final passage, 1105.
Returned to Senate, 1167.
Received from Senate, 1397.
Signed by Speaker, 1419.
Returned to Senate, 1450.

Senate Bill No. 2478

Senate Bill No. 2478. A Bill for an Act to amend and reenact section 26-03-39.1 of the North Dakota Century Code, prohibiting insurance provisions denying an insured the right to employ a physician or a doctor of his choice, or to enter a hospital of his choice.

Senate Bill No. 2479

Senate Bill No. 2479. A Bill for an Act to provide for no-fault automobile accident personal injury compensation.

Senate Bill No. 2480

Senate Bill No. 2480. A Bill for an Act authorizing the construction of an east court office building on the capitol grounds, providing a sinking fund for the retirement of certificates of indebtedness, setting forth additional responsibilities and duties of the capitol grounds planning commission, providing an appropriation, and declaring an emergency.

Received from Senate, 920.
Introduction, first reading, 957.
Referred to Committee on State and Federal Government.
Re-referred to Committee on Appropriations, 1264.
Reported back, without recommendation, 1264.
Substitute motion to indefinitely postpone failed, 1264.
Indefinitely postponed, 1317.
Substitute motion to place on Calendar prevailed, 1317.

Previous question, 1317.
Motion to re-refer to Appropriations Committee failed, 1375.
Lost, 1375.
Returned to Senate, 1450.

Senate Bill No. 2481

Senate Bill No. 2481. A Bill for an Act to provide for the levy of taxes by counties for the payment of indebtedness of townships to counties.

Received from Senate, 915.
Introduction, first reading, 929.
Referred to Committee on Political Subdivisions.
Reported back, amended, 1148.
Amendments adopted, 1181.
Second reading and final passage, 1218.
Returned to Senate, 1288. Amended, 1288.
Senate concurs, 1325.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2482

Senate Bill No. 2482. A Bill for an Act to amend and reenact section 12-21-19 of the North Dakota Century Code, relating to the hours that public dancing shall be prohibited.

Senate Bill No. 2483

Senate Bill No. 2483. A Bill for an Act to amend and reenact subsections 3 and 4 of section 23-09-01 of the North Dakota Century Code, relating to the definitions of lodginghouse and boardinghouse.

Senate Bill No. 2484

Senate Bill No. 2484. A Bill for an Act to provide for the licensing of ambulance services; to provide a fee therefor; to provide standards for qualifying as licensed ambulance services; to provide for a penalty; and to provide for an effective date.

Senate Bill No. 2485

Senate Bill No. 2485. A Bill for an Act to provide that the secretary of state shall be ex officio advisor of elections, with duties of overseeing the conduct of elections, and to provide for the establishment of an advisory commission on elections.

Senate Bill No. 2486

Senate Bill No. 2486. A Bill for an Act to create and enact section 15-10-12.1 of the North Dakota Century Code, to provide a procedure for the acceptance of buildings by the board of higher education, and to amend and reenact section 15-10-12 of the North Dakota Century Code, relating to the acceptance of gifts and bequests by the board of higher education, and the sale of property received as a gift or bequest.

Received from Senate, 574.
Introduction, first reading, 607.
Referred to Committee on Education.
Reported back, amended, 1040.

Amendments adopted, 1070.
 Second reading and final passage, 1105.
 Returned to Senate, 1167. Amended, 1167.
 Senate concurs, 1201.
 Received from Senate, 1542.
 Signed by Speaker, 1548.
 Returned to Senate, 1549.

Senate Bill No. 2487

Senate Bill No. 2487. A Bill for an Act to amend and reenact section 40-57-10 of the North Dakota Century Code, relating to sale of revenue bonds.

Received from Senate, 527.
 Introduction, first reading, 566.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 939.
 Second reading and final passage, 977.
 Returned to Senate, 1020.
 Received from Senate, 1338.
 Signed by Speaker, 1340.
 Returned to Senate, 1341.

Senate Bill No. 2488

Senate Bill No. 2488. A Bill for an Act to amend and reenact section 7-02-14 of the North Dakota Century Code, relating to the granting of powers to state-chartered associations given to federally-chartered savings and loan associations.

Senate Bill No. 2489

Senate Bill No. 2489. A Bill for an Act to amend and reenact section 61-04-05 of the North Dakota Century Code, relating to notice by applicant for a water permit.

Received from Senate, 603.
 Introduction, first reading, 643.
 Referred to Committee on Natural Resources.
 Reported back, amended, 1149.
 Amendments adopted, 1181.
 Second reading and final passage, 1219.
 Lost, 1514.
 Reconsidered, 1514.
 Returned to Senate, 1288. Amended, 1288.
 Senate does not concur, 1325.
 Conference Committee, Senate, 1325.
 Motion to return to House prevailed, 1393.
 Returned to House, 1497.

Senate Bill No. 2490

Senate Bill No. 2490. A Bill for an Act to create and enact chapter 54-55 of the North Dakota Century Code, establishing a department of natural resources through the integration of the state water conservation commission, state game and fish department, state outdoor recreation agency, North Dakota park service, state forester, and soil conservation committee; providing for the department's operation, personnel, powers, and duties, and establishing divisions of such department with existing agencies; to create section 61-02-01.1 of the North Dakota Century Code, limiting the authority of the state water conservation commission; to amend and

reenact sections 4-22-03, 4-22-05, 4-22-06, 20-02-23, subsection 12 of section 38-14-02, sections 38-14-03, 38-14-04, subsections 7, 8, 9, 10, 11, and 12 of section 38-14-05, sections 38-14-06, 38-14-07, 38-14-09, 38-14-10, 38-14-11, 38-14-12, 38-14-13, 53-07-01, 53-07-03, 55-08-01, 55-08-03, 61-02-05, 61-02-13, 61-02-14, 61-02-23, 61-02-28, 61-02-30, 61-02-64.1, 61-03-01, and 61-03-13 of the North Dakota Century Code, relating to the personnel, powers, and duties of the soil conservation committee and the game and fish department, the licensing of surface mine operations, the regulation of strip mined lands, the personnel, powers, and duties of the outdoor recreation agency, North Dakota park service, and water conservation commission, and placing certain agencies in the department of natural resources, and repealing section 61-03-14 of the North Dakota Century Code, relating to modification of rules by the state water conservation commission, and providing an effective date.

Senate Bill No. 2491

Senate Bill No. 2491. A Bill for an Act to amend and reenact sections 60-03-01 and 60-03-04 of the North Dakota Century Code, relating to the definition of roving grain or hay buyers and the amount of the bond required thereof.

Received from Senate, 603.
 Introduction, first reading, 644.
 Referred to Committee on Agriculture.
 Reported back, do pass, 1009.
 Second reading and final passage, 1055.
 Returned to Senate, 1112.
 Received from Senate, 1397.
 Signed by Speaker, 1419.
 Returned to Senate, 1450.

Senate Bill No. 2492

Senate Bill No. 2492. A Bill for an Act to create and enact three new sections to chapter 57-38 of the North Dakota Century Code, relating to the definition of adjusted federal income tax liability of individuals, income tax rates, and to provide for a credit for income taxes paid to another state by a resident; to amend and reenact subsections 20 and 21 of section 57-38-01; subdivision a of subsection 2 and subdivision b of subsection 6 of section 57-38-04; section 57-38-29; subsection 2 of section 57-38-31 of the North Dakota Century Code, relating to definitions, rates of tax, and filing of returns for income tax purposes; to repeal sections 57-38-01.1, 57-38-01.2, 57-38-01.4, 57-38-06.1 and 57-46-01 of the North Dakota Century Code, relating to adjustments, subchapter S corporations, non-residents and military income for income tax purposes; and to provide for an effective date.

Received from Senate, 915.
 Introduction, first reading, 929.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 1072.
 Substitute motion to re-refer failed, 1072.

Senate Bill No. 2493

Senate Bill No. 2493. A Bill for an Act relating to the preparation and publication of agendas for city board and school board meetings, and to amend and reenact section 11-11-05 of the North Dakota Century Code, relating to meetings of the board of county commissioners.

Senate Bill No. 2494

Senate Bill No. 2494. A Bill for an Act to amend and reenact section 15-40.1-10 of the North Dakota Century Code, as contained in section 7 of House Bill No. 1045, as approved by the forty-second legislative assembly, relating to payments of county equalization funds to schools and school districts.

Received from Senate, 575.
Introduction, first reading, 607.
Referred to Committee on Education.
Reported back, do pass, 1097.
Second reading and final passage, 1134.
Returned to Senate, 1196.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2495

Senate Bill No. 2495. A Bill for an Act to amend and reenact sections 21-04-03, 21-04-05, 21-04-06, 21-04-07, 21-04-08, 21-04-09, 21-04-10, 21-04-12, 21-04-13, 21-04-14, 21-04-15, 21-04-16, 21-04-17, 21-04-18, 21-04-20 and 21-04-21 of the North Dakota Century Code, to include savings and loan associations within class of depositories for public funds.

Senate Bill No. 2496

Senate Bill No. 2496. A Bill for an Act to amend and reenact section 15-47-05 of the 1969 Supplement to the North Dakota Century Code, relating to the qualifications of a school district clerk.

Received from Senate, 640.
Introduction, first reading, 671.
Referred to Committee on Education.
Reported back, do pass, 1040.
Second reading and final passage, 1084.
Returned to Senate, 1140.
Received from Senate, 1397.
Signed by Speaker, 1419.
Returned to Senate, 1450.

Senate Bill No. 2497

Senate Bill No. 2497. A Bill for an Act to provide for construction, operation, supervision, inspection and licensing of jails; to amend and reenact sections 40-18-12, 33-12-28, 33-12-31 and 29-26-21 of the North Dakota Century Code, relating to sentencing of public offenders and to repeal chapter 12-44, relating to county jails and section 40-05-06 and 40-11-12, relating to penalties for violating city ordinances, and 12-61-05, relating to jail standards, of the North Dakota Century Code.

Senate Bill No. 2498

Senate Bill No. 2498. A Bill for an Act to provide for additional funds for law enforcement services in counties, cities, and townships, and to provide for the establishment and cancellation of a tax levy therefor.

Received from Senate, 915.
Introduction, first reading, 930.
Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 1073.
Motion to place on Calendar failed, 1073.
Returned to Senate, 1140.

Senate Bill No. 2499

Senate Bill No. 2499. A Bill for an Act to transfer control and management of the state school and state tuberculosis sanatorium from the director of institutions to the state department of health and to amend and reenact section 54-23-01 of the North Dakota Century Code, relating to institutions under control of board of administration and section 25-05-01 relating to the maintenance and the location of the North Dakota state tuberculosis sanatorium.

Senate Bill No. 2500

Senate Bill No. 2500. A Bill for an Act to provide an appropriation for expenses of the education fact finding commission.

Received from Senate, 603.
Introduction, first reading, 644.
Referred to Committee on Appropriations.
Reported back, amended, 1039.
Amendments adopted, 1071.
Second reading and final passage, 1106.
Returned to Senate, 1167. Amended, 1167.
Senate concurs, 1201.
Received from Senate, 1397.
Signed by Speaker, 1419.
Returned to Senate, 1450.

Senate Bill No. 2501

Senate Bill No. 2501. A Bill for an Act providing for the creation of a revolving fund for the repayment of consulting and planning fees for capital improvement projects and structures, and providing for an appropriation.

Senate Bill No. 2502

Senate Bill No. 2502. A Bill for an Act to amend and reenact section 25-12-03 of the North Dakota Century Code, relating to the control of the south central mental health and retardation center.

Received from Senate, 915.
Introduction, first reading, 930.
Referred to Committee on Social Welfare.
Reported back, do pass, 1008.
Second reading and final passage, 1056.
Returned to Senate, 1112.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

Senate Bill No. 2503

Senate Bill No. 2503. A Bill for an Act to amend and reenact section 15-34.1-05 of the North Dakota Century Code, as contained in section 5 of House Bill No. 1045, as enacted by the Forty-second Legislative Assembly, relating to penalties for violating compulsory school attendance.

Received from Senate, 920.
Introduction, first reading, 957.
Referred to Committee on Education.

Reported back, do pass, 1097.
 Second reading and final passage, 1135.
 Returned to Senate, 1196.
 Received from Senate, 1542.
 Signed by Speaker, 1548.
 Returned to Senate, 1549.

Senate Bill No. 2504

Senate Bill No. 2504. A Bill for an Act to amend and reenact subsection 1 of section 15-40.2-05 and section 15-40.2-09 of the North Dakota Century Code, as contained in section 8 of House Bill No. 1045, as enacted by the Forty-second Legislative Assembly, relating to appeals of tuition payment decisions by a school district to the county committee and to eliminate appeals to the state board of public school education.

Received from Senate, 920.
 Introduction, first reading, 957.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 1235.
 Returned to Senate, 1339.

Senate Bill No. 2505

Senate Bill No. 2505. A Bill for an Act to provide for a conditional transfer of funds to the college building fund and making an appropriation from the college building fund for the construction of college buildings, and repealing chapter 157 of the 1967 Session Laws of the state of North Dakota.

Received from Senate, 920.
 Introduction, first reading, 958.
 Referred to Committee on Appropriations.
 Reported back, indefinitely postponed, 1268.
 Returned to Senate, 1364.

Senate Bill No. 2506

Senate Bill No. 2506. A Bill for an Act to amend and reenact section 23-11-28 and 23-11-29 of the North Dakota Century Code, relating to exemption of real property of a housing authority created under Indian laws recognized by the federal government from execution sales, taxes and special assessments.

Received from Senate, 640.
 Introduction, first reading, 671.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 756.
 Second reading and final passage, 807.
 Returned to Senate, 896.
 Received from Senate, 1063.
 Signed by Speaker, 1069.
 Returned to Senate, 1070.

Senate Bill No. 2507

Senate Bill No. 2507. A Bill for an Act to amend and reenact section 57-58-01 of the North Dakota Century Code, relating to distribution of personal property tax replacement funds to counties and political subdivisions.

Received from Senate, 915.
 Introduction, first reading, 930.
 Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 1236.
Returned to Senate, 1339.

Senate Bill No. 2508

Senate Bill No. 2508. A Bill for an Act to require the filing of a certification of consideration of property recorded in the office of the county register of deeds, and providing a penalty.

Received from Senate, 920.
Introduction, first reading, 958.
Referred to Committee on Political Subdivisions.
Reported back, indefinitely postponed, 1120.
Returned to Senate, 1196.

Senate Bill No. 2509

Senate Bill No. 2509. A Bill for an Act directing the legislative council to prepare a redistricting plan for the legislative assembly and for legislative intent.

Received from Senate, 915.
Introduction, first reading, 930.
Referred to Committee on Political Subdivisions.
Reported back, divided, 1318. Majority to amend, 1318, 1320.
Minority to amend, 1320, 1324.
Report of minority be substituted for majority prevailed, 1324.
Amendments adopted, 1344.
Second reading and final pasage, 1361.
Clincher, 1362.
Lost, 1588.
Reconsidered, 1589.
Returned to Senate, 1397. Amended, 1397.
Senate does not concur, 1471.
Conference Committee, House, 1484.
Conference Committee, Senate, 1472.
Conference Committee report, House does not adopt, 1588.
Conference Committee report, Senate adopts, 1585.

Senate Bill No. 2510

Senate Bill No. 2510. A Bill for an Act to amend and reenact sections 16-04-01, 16-04-16, and 16-06-03 of the North Dakota Century Code, and to repeal section 16-01-14 of the North Dakota Century Code, all relating to the reduction of the number of North Dakota members of the United States house of representatives from two to one.

Received from Senate, 915.
Introduction, first reading, 930.
Referred to Committee on State and Federal Government.
Reported back, do pass, 960.
Second reading and final passage, 1000.
Returned to Senate, 1065.
Received from Senate, 1200.
Signed by Speaker, 1203.
Returned to Senate, 1231.

Senate Bill No. 2511

Senate Bill No. 2511. A Bill for an Act to allow the director of institutions to lease land under his control to others.

Received from Senate, 920.
Introduction, first reading, 958.
Referred to Committee on State and Federal Government.

Reported back, do pass, 960.
Second reading and final passage, 1001.
Returned to Senate, 1065.
Received from Senate, 1200.
Signed by Speaker, 1203.
Returned to Senate, 1231.

Senate Bill No. 2512

Senate Bill No. 2512. A Bill for an Act to authorize the state board of higher education to sell and convey certain land presently under the custody and control of the Ellendale branch of the university of North Dakota to the city of Ellendale or to a nonprofit industrial development corporation in such city.

Received from Senate, 1264.
Introduction, first reading, 1269.
Referred to Committee on Appropriations.
Reported back, do pass, 2199.
Second reading and final passage, 1387.
Clincher, 1387.
Returned to Senate, 1434.
Received from Senate, 1594.
Signed by Speaker, 1596.
Returned to Senate, 1597.

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4001 —

Senate Concurrent Resolution No. 4001. A Concurrent Resolution commending the State Board of Higher Education and the president and administration of each college and university within the State for past efforts in reducing the overlapping of courses and duplication of instruction at the several institutions of higher education, and for performing studies in regard to instructional programs and space utilization at such institutions, and urging the continuance and enlargement of such efforts.

Received from Senate, 1113.
Introduction, first reading, 1122.
Referred to Committee on Education.
Reported back, indefinitely postponed, 1236.
Returned to Senate, 1340.

Senate Concurrent Resolution No. 4002 —

Senate Concurrent Resolution No. 4002. A Concurrent Resolution directing the Public Welfare Board to implement administrative recommendations of the welfare study to improve the administration of public welfare in North Dakota.

Received from Senate, 1250.
Introduction, first reading, 1248.
Referred to Committee on Social Welfare.
Re-referred to Committee on Appropriations, 1261.
Reported back, do pass, 1261, amended, 1324.
Amendments adopted, 1344.
Second reading, 1375.
Final passage, 1376.
Clincher, 1376.
Returned to Senate, 1434.
Senate Concurr, 1542.
Received from Senate, 1591.
Signed by Speaker, 1592.
Returned to Senate, 1593.

Senate Concurrent Resolution No. 4003 —

Senate Concurrent Resolution No. 4003. A Concurrent Resolution directing the Public Welfare Board of North Dakota to initiate a pilot project involving the employment of a mental retardation coordinator in one of the board's Area Social Service Centers, and to report to the next Legislative Assembly the results of the project and recommendations concerning the project.

Senate Concurrent Resolution No. 4004 —

Senate Concurrent Resolution No. 4004. A Concurrent Resolution for the amendment of section 25 of the Constitution of the State of North Dakota, relating to the protection of the people's rights of initiative and referendum from fraud; to provide the Secretary of State with a thirty-five day period in which to pass upon the sufficiency of initiative and referendum petitions; to authorize a district court review of the sufficiency of petitions; to provide that initiative and referendum petitions shall be circulated by qualified electors; and relating to the time during which measures approved by referendum or initiative can only be amended or repealed by an extraordinary majority of the legislative assembly.

Received from Senate, 323.
Introduction, first reading, 349.
Referred to Committee on State and Federal Government.
Reported back, do pass, 477.
Second reading, lost, 525.
Returned to Senate, 585.

Senate Concurrent Resolution No. 4005 —

Senate Concurrent Resolution No. 4005. A Concurrent Resolution requesting that the State Board of Higher Education place certain fire insurance moneys in a special fund, lower tuition costs at Ellendale Branch-UND, institute vocational and technical training programs at Ellendale Branch-UND with the assistance of the State Board of Vocational Education, and that Ellendale Branch-UND continue as a branch of the University of North Dakota.

Senate Concurrent Resolution No. 4006 —

Senate Concurrent Resolution No. 4006. A concurrent resolution urging the North Dakota State Highway Commissioner and the United States Bureau of Public Roads to name the Missouri River bridge at Washburn the McGuire Bridge.

Senate Concurrent Resolution No. 4007 —

Senate Concurrent Resolution No. 4007. A Concurrent Resolution directing the State Auditor's office to establish a performance post-audit program, and declaring legislative intent regarding the expenditure of funds appropriated to the State Auditor's office for the biennium ending June 30, 1973.

Received from Senate, 669.
Introduction, first reading, 702.
Referred to Committee on State and Federal Government.
Reported back, do pass, 917.
Second reading, 933.
Final passage, 933.
Returned to Senate, 981.
Received from Senate, 1591.
Signed by Speaker, 1592.
Returned to Senate, 1593.

Senate Concurrent Resolution No. 4008 —

Senate Concurrent Resolution No. 4008. A Concurrent Resolution relating to personnel policies for all state agencies, departments, and institutions including those under control of the Board of Higher Education in regard to additional employment by public employees.

Received from Senate, 323.
Introduction, first reading, 349.
Referred to Committee on State and Federal Government.
Reported back, do pass, 479.
Second reading, 525.
Final passage, 525.
Returned to Senate, 585.
Received from Senate, 809.
Signed by Speaker, 872.
Returned to Senate, 873.

Senate Concurrent Resolution No. 4009 —

Senate Concurrent Resolution No. 4009. A concurrent resolution urging Congress to amend the Uniform Time Act of 1966 to provide that daylight savings time would commence on Memorial Day and end on Labor Day.

Received from Senate, 164.
Introduction, first reading, 179.
Referred to Committee on Natural Resources.
Reported back, do pass, 263.
Second reading, 285, 286.
Final passage, 286.
Returned to Senate, 330.
Received from Senate, 309.
Signed by Speaker, 872.
Returned to Senate, 873.

Senate Concurrent Resolution No. 4010 —

Senate Concurrent Resolution No. 4010. A Concurrent Resolution urging the United States Department of Agriculture, the United States Department of Commerce and the United States Department of Transportation to assist and encourage further experimentation to determine the feasibility of using grain alcohol in motor vehicle fuels.

Received from Senate, 231.
Introduction, first reading, 259.
Referred to Committee on Agriculture.
Reported back, do pass, 378.
Second reading, 419.
Final passage, 419.
Returned to Senate, 443.
Received from Senate, 984.
Signed by Speaker, 1005.
Returned to Senate, 1006.

Senate Concurrent Resolution No. 4011 —

Senate Concurrent Resolution No. 4011. A Concurrent Resolution urging Congress and the United States Forest Service to relinquish control of the lands surrounding the burning coal vein area in western North Dakota and directing the North Dakota Park Service to seek control of this area.

Received from Senate, 202.
Introduction, first reading, 214.
Referred to Committee on Natural Resources.
Reported back, do pass, 650.
Second reading, 684.
Final passage, 684.
Returned to Senate, 733.
Received from Senate, 984.
Signed by Speaker, 1005.
Returned to Senate, 1006.

Senate Concurrent Resolution No. 4012 —

Senate Concurrent Resolution No. 4012. A Concurrent Resolution for an amendment to article 1 of the amendments to the Constitution of the state of North Dakota, relating to lotteries and gift enterprises.

Received from Senate, 920.
 Introduction, first reading, 958.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 1097.
 Returned to Senate, 1167.

Senate Concurrent Resolution No. 4013 —

Senate Concurrent Resolution No. 4013. A Concurrent Resolution requesting Congress to call a convention to amend the Constitution of the United States to provide for revenue sharing.

Received from Senate, 369.
 Introduction, first reading, 399.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 1040.
 Motion to Reconsider prevailed, 1073.
 Motion to place on calendar prevailed, 1073.
 Second reading, 1073.
 Final passage, 1074.
 Returned to Senate, 1140.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4014 —

Senate Concurrent Resolution No. 4014. A Concurrent Resolution directing the director of the North Dakota Park Service to negotiate with the governing body of the city of Rugby, North Dakota, for the potential establishment of a Geographical Center State Park.

Senate Concurrent Resolution No. 4015 —

Senate Concurrent Resolution No. 4015. A Concurrent Resolution urging Congress to enact legislation to provide for revenue sharing.

Received from Senate, 369.
 Introduction, first reading, 399.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 962.
 Second reading, 1000.
 Final passage, 1001.
 Returned to Senate, 1065.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4016 —

Senate Concurrent Resolution No. 4016. A Concurrent Resolution for the amendment of section 183 of the Constitution of the state of North Dakota, relating to the debt limits of political subdivisions.

Received from Senate, 443.
 Introduction, first reading, 466.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 1042.
 Amendments adopted, 1071.
 Second reading, 1106.
 Final passage, 1106.

Senate Concurr. 1201.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4017 —

Senate Concurrent Resolution No. 4017. A Concurrent Resolution directing an interim study by the Legislative Council of the services provided by the State and its political subdivisions to Indian citizens in the areas of health, education, welfare, and other programs to determine the extent of such services, and the efficiency of the manner in which they are provided.

Senate Concurrent Resolution No. 4018 —

Senate Concurrent Resolution No. 4018. A Concurrent Resolution expressing opposition to a proposed flood control project on the lower reach of the Sheyenne River.

Senate Concurrent Resolution No. 4019 —

Senate Concurrent Resolution No. 4019. A Concurrent Resolution urging the appropriate federal agencies to undertake a feasibility study relative to the development and improvement of the Missouri River for the purpose of utilizing that waterway for barge traffic and other navigational purposes.

Received from Senate, 603.
 Introduction, first reading, 644.
 Referred to Committee on Transportation.
 Reported back, do pass, 1009.
 Motion to lay over one legislative day prevailed, 1051.
 Second reading, 1085.
 Final passage, 1085.
 Returned to Senate, 1140.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4020 —

Senate Concurrent Resolution No. 4020. A Concurrent Resolution urging the Minnesota Legislature to pass the necessary enabling legislation to allow the construction, in cooperation with this State, of a north bypass bridge over the Red River in the vicinity of Breckenridge, Minnesota and Wahpeton, North Dakota.

Received from Senate, 312.
 Introduction, first reading, 329.
 Referred to Committee on Transportation.
 Reported back, do pass, 988.
 Second reading, 1027.
 Final passage, 1027.
 Returned to Senate, 1066.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4021 —

Senate Concurrent Resolution No. 4021. A Senate Concurrent Resolution directing the Director of the Budget to exercise authority provided by law for controlling the level of certain state ex-

penditures in the event that income to the state general fund does not meet projected levels as contained in the Executive Budget or any alterations made in such income estimates by legislative action.

Received from Senate, 421.
Introduction, first reading, 446.
Placed on Calendar Finance and Taxation.
Reported back, indefinitely postponed, 1294.
Returned to Senate, 1397.

Senate Concurrent Resolution No. 4022 —

Senate Concurrent Resolution No. 4022. A Concurrent Resolution urging the State Board of Equalization to spread a mill levy to provide matching funds for local industrial development.

Senate Concurrent Resolution No. 4023 —

Senate Concurrent Resolution No. 4023. A Concurrent Resolution directing a study by the Legislative Council to determine the feasibility of consolidating the various state health and welfare agencies.

Received from Senate, 1470.
Introduction, first reading, 1472.
Rules suspended, placed on second reading and final passage, 1472.
Second reading, 1472.
Final passage, 1472.
Clincher, 1472.
Returned to Senate, 1512.
Received from Senate, 1591.
Signed by Speaker, 1592.
Returned to Senate, 1593.

Senate Concurrent Resolution No. 4024 —

Senate Concurrent Resolution No. 4024. A Concurrent Resolution directing the Legislative Council to arrange for one or more meetings of members of the Legislative Assembly, and representatives of appropriate state departments with members of the United States Congress from this State and representatives of appropriate federal executive departments.

Received from Senate, 464.
Introduction, first reading, 468.
Not referred to committee, read in entirety, and placed on final passage, 468.
Second reading, 468.
Final passage, 468.
Returned to Senate, 473.
Received from Senate, 809.
Signed by Speaker, 872.
Returned to Senate, 873.

Senate Concurrent Resolution No. 4025 —

Senate Concurrent Resolution No. 4025. A Concurrent Resolution providing and designating Senate and House employees and fixing their salaries.

Received from Senate, 469.
Introduction, first reading, 469.
Motion to not print as a bill, read in entirety, placed on second

reading and final passage prevailed, 469.
 Reported back, amended, 469.
 Amendments adopted, 469.
 Second reading, 469.
 Final passage, 469.
 Returned to Senate, 563.
 Received from Senate, 984.
 Signed by Speaker, 1005.
 Returned to Senate, 1006.
 Senate concurs, 1542.

Senate Concurrent Resolution No. 4026 —

Senate Concurrent Resolution No. 4026. A Concurrent Resolution extending sympathy and condolences to Mrs. Kay Burgum upon the death of her husband, Joseph.

Received from Senate, 428.
 Introduction, first reading, 454.
 Not referred to Committee. Read in its entirety and placed on final passage, 455.
 Second reading, 455.
 Final passage, 455.
 Returned to Senate, 465.
 Received from Senate, 809.
 Signed by Speaker, 872.
 Returned to Senate, 873.

Senate Concurrent Resolution No. 4027 —

Senate Concurrent Resolution No. 4027. A Senate Concurrent Resolution directing the Legislative Council to make a study of all printing laws, requirements, and practices of the State of North Dakota and its political subdivisions.

Received from Senate, 1470.
 Introduction, first reading, 1473.
 Rules suspended, placed on second reading and final passage, 1473.
 Second reading, 1473.
 Final passage, 1473.
 Clincher, 1473.
 Returned to Senate, 1513.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4028 —

Senate Concurrent Resolution No. 4028. A Concurrent Resolution directing the Legislative Council to study the total field of safety responsibility and revocation of driver's licenses.

Received from Senate, 1470.
 Introduction, first reading, 1474.
 Rules suspended, placed on second reading and final passage, 1474.
 Second reading, 1474.
 Final passage, 1475.
 Clincher, 1475.
 Returned to Senate, 1513.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4029 —

Senate Concurrent Resolution No. 4029. A Concurrent Resolution directing the Legislative Council to conduct a study of public liability and "no-fault" automobile insurance.

Received from Senate, 1470.
 Introduction, first reading, 1475.
 Rules suspended, placed on second reading and final passage, 1475.
 Second reading, 1475.
 Final passage, 1476.
 Clincher, 1476.
 Returned to Senate, 1513.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4030 —

Senate Concurrent Resolution No. 4030. A Concurrent Resolution for the amendment of sections 28 and 34 of the Constitution of the state of North Dakota, relating to the qualifications of candidates for senator or member of the house of representatives, and placing a maximum age limit on candidates for those offices.

Senate Concurrent Resolution No. 4031 —

Senate Concurrent Resolution No. 4031. A Concurrent Resolution for the amendment of sections 74 and 77 of the Constitution of the State of North Dakota, relating to the election of the governor and lieutenant governor and to the powers and duties of the lieutenant governor.

Senate Concurrent Resolution No. 4032 —

Senate Concurrent Resolution No. 4032. A Concurrent Resolution recommending that the governor and director of institutions, in cooperation with the North Dakota Indian Affairs Commission, select by a contest or other means an outstanding Indian princess to be dressed in costume and employed as a capitol guide or hostess.

Received from Senate, 906.
 Introduction, first reading, 906.
 Rules suspended, placed on final passage and second passage, 906.
 Second reading, 906.
 Final passage, 906.
 Returned to Senate, 920.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4033 —

Senate Concurrent Resolution No. 4033. A Concurrent Resolution recommending that the North Dakota legislative council give consideration to remedying the conflicts which arise between boards of budget review and the county auditors and governing bodies in the application of section 21-03-15 and chapter 40-41 of the North Dakota Century Code.

Received from Senate, 1470.
 Introduction, first reading, 1476.
 Rules suspended, placed on second reading and final passage, 1476.
 Second reading, 1476.

Final passage, 1477.
Clincher, 1477.
Returned to Senate, 1513.
Received from Senate, 1591.
Signed by Speaker, 1592.
Returned to Senate, 1593.

Senate Concurrent Resolution No. 4034 —

Senate Concurrent Resolution No. 4034. A Concurrent Resolution urging the Automobile Dealers Association of North Dakota and the State Motor Vehicle Department to tighten rules and regulations regarding the use of dealers' license plates.

Received from Senate, 953.
Introduction, first reading, 962.
Referred to Committee on Transportation.
Reported back, do pass, 1020.
Second reading, 1158.
Final passage, 1158.
Returned to Senate, 1196.
Received from Senate, 1591.
Signed by Speaker, 1592.
Returned to Senate, 1593.

Senate Concurrent Resolution No. 4035 —

Senate Concurrent Resolution No. 4035. A Concurrent Resolution directing the Legislative Council to study and revise the statutes relating to the game and fish laws of North Dakota.

Received from Senate, 1470.
Introduction, first reading, 1477.
Rules suspended, placed on second reading and final passage, 1477.
Second reading, 1477.
Final passage, 1497.
Returned to Senate, 1513.
Received from Senate, 1591.
Signed by Speaker, 1592.
Returned to Senate, 1593.

Senate Concurrent Resolution No. 4036 —

Senate Concurrent Resolution No. 4036. A Concurrent Resolution requesting the Congress of the United States to appropriate funds for the reclamation and the restoration of lands disturbed by lignite strip mining.

Received from Senate, 980.
Introduction, first reading, 988.
Referred to Committee on Natural Resources.
Reported back, do pass, 1121.
Second reading, 1158.
Final passage, 1159.
Returned to Senate, 1196.
Received from Senate, 1591.
Signed by Speaker, 1592.
Returned to Senate, 1593.

Senate Concurrent Resolution No. 4037 —

Senate Concurrent Resolution No. 4037. A Concurrent Resolution relating to the intent of the Legislative Assembly in the allocation of monies appropriated for salaries of employees of the State.

Received from Senate, 1089.
Introduction, first reading, 1094.
Referred to Committee on Appropriations.
Reported back, do pass, 1213.
Second reading, 1246.
Final passage, 1247.
Returned to Senate, 1340.
Received from Senate, 1591.
Signed by Speaker, 1592.
Returned to Senate, 1593.

Senate Concurrent Resolution No. 4038 —

Senate Concurrent Resolution No. 4038. A Concurrent Resolution requesting a Legislative Council study of the reorganization of state agencies providing social and rehabilitation services prior to the convening of the North Dakota Constitutional Convention.

Senate Concurrent Resolution No. 4039 —

Senate Concurrent Resolution No. 4039. A Concurrent Resolution directing the Natural Resources Council to study and prepare legislation to create a Department of Natural Resources.

Received from Senate, 980.
Introduction, first reading, 988.
Referred to Committee on Natural Resources.
Reported back, do pass, 1149.
Second reading, 1192.
Lost, 1192.
Returned to Senate, 1251.

Senate Concurrent Resolution No. 4040 —

Senate Concurrent Resolution No. 4040. A Concurrent Resolution requesting consideration by the United States Civil Aeronautics Board of the need for providing alternatives to presently established east-west air transportation services for the people of North Dakota.

Senate Concurrent Resolution No. 4041 —

Senate Concurrent Resolution No. 4041. A Concurrent Resolution for the amendment of section 215 of the Constitution of the state of North Dakota and subsection 1 of article 54 of the amendments to the Constitution of the state of North Dakota, relating to public institutions and to institutions under the Board of Higher Education, and to repeal section 216 of the Constitution of the state of North Dakota, relating to educational and charitable institutions.

Senate Concurrent Resolution No. 4042 —

Senate Concurrent Resolution No. 4042. A Concurrent Resolution directing the Legislative Council to study the problems of buried transmission lines and how best to protect them from damage.

Received from Senate, 1470.
Introduction, first reading, 1478.
Rules suspended, placed on second reading and final passage, 1478.
Second reading, 1478.
Final passage, 1478.
Clincher, 1478.
Returned to Senate, 1513.
Received from Senate, 1591.
Signed by Speaker, 1592.
Returned to Senate, 1593.

Senate Concurrent Resolution No. 4043 —

Senate Concurrent Resolution No. 4043. A Concurrent Resolution urging counties and cities which have college campuses within their jurisdictions to deputize campus policemen.

Received from Senate, 1250.
 Introduction, first reading, 1248.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 1265.
 Second reading, 1297.
 Final passage, 1297.
 Returned to Senate, 1398.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4044 —

Senate Concurrent Resolution No. 4044. A Concurrent Resolution urging counties and townships to properly mark all "T" intersections.

Received from Senate, 953.
 Introduction, first reading, 962.
 Referred to Committee on Transportation.
 Reported back, do pass, 1120.
 Second reading, 1159.
 Final passage, 1159.
 Returned to Senate, 1196.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4045 —

Senate Concurrent Resolution No. 4045. A Concurrent Resolution urging the Department of Accounts and Purchases to consider safety features as well as price in determining the successful bidder when purchasing motor vehicles.

Senate Concurrent Resolution No. 4046 —

Senate Concurrent Resolution No. 4046. A Concurrent Resolution urging the adoption of a "Public Ombudsman for Transportation" to obtain reasonably priced passenger and freight service for all consumers in the United States.

Senate Concurrent Resolution No. 4047 —

Senate Concurrent Resolution No. 4047. A Concurrent Resolution urging reasonable freight rates for the transportation of North Dakota's agricultural products.

Received from Senate, 953.
 Introduction, first reading, 962.
 Referred to Committee on Transportation.
 Reported back, do pass, 1120.
 Second reading, 1159.
 Final passage, 1159.
 Returned to Senate, 1196.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4048 —

Senate Concurrent Resolution No. 4048. A Concurrent Resolution directing the Legislative Council to conduct a study of Lake Region Junior College, Bismarck Junior College, and the University of North Dakota - Williston Center, and to make a report to the Legislative Assembly.

Senate Concurrent Resolution No. 4049 —

Senate Concurrent Resolution No. 4049. A Concurrent Resolution designating February 19, 1971, as North Dakota Editors Day at the Forty-second Legislative Assembly and welcoming Mr. Herbert G. Klein, a distinguished journalist and director of the Office of Communications for the Executive Branch, to North Dakota.

Received from Senate, 735.

Introduction, first reading, 745.

Not referred to Committee, read in its entirety, placed on second reading and final passage, 745.

Second reading, 745.

Final passage, 745.

Returned to Senate, 809.

Received from Senate, 984.

Signed by Speaker, 1005.

Returned to Senate, 1006.

Senate Concurrent Resolution No. 4050 —

Senate Concurrent Resolution No. 4050. A Concurrent Resolution commending the North Dakota Air National Guard for its victories in the 1970 Aerospace Defense Command's worldwide weapons competition.

Received from Senate, 735.

Introduction, first reading, 745.

Not referred to Committee, read in its entirety, placed on second reading, and final passage, 745.

Second reading, 745.

Final passage, 745.

Returned to Senate, 809.

Received from Senate, 984.

Signed by Speaker, 1005.

Returned to Senate, 1006.

Senate Concurrent Resolution No. 4051 —

Senate Concurrent Resolution No. 4051. A Concurrent Resolution urging Congress to establish tribunals to examine the reasonableness of the demands of labor and the economic status of companies, and to provide for binding arbitration of labor disputes which seriously threaten the economy and the welfare of the Nation.

Senate Concurrent Resolution No. 4052 —

Senate Concurrent Resolution No. 4052. A Concurrent Resolution urging the United States Department of Agriculture, Soil and Water Conservation Districts, and other appropriate agencies and departments to review the adequacy of current watershed programs and plans to meet the urgent needs of the present and the future.

Received from Senate, 1142.

Introduction, first reading, 1147.

Referred to Committee on Natural Resources.

Reported back, do pass, 1150.
 Second reading, 1192.
 Final passage, 1192.
 Returned to Senate, 1251.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4053 —

Senate Concurrent Resolution No. 4053. A Concurrent Resolution requesting local levels of State Government to assume responsibility in controlling the development of flood plains.

Received from Senate, 1064.
 Introduction, first reading, 1088.
 Referred to Committee on Natural Resources.
 Reported back, amended, 1121.
 Amendments adopted, 1146.
 Second reading, 1186.
 Final passage, 1186.
 Returned to Senate, 1251.
 Senate concurs, 1433.
 Conference Committee, Senate, 1288.
 Conference Committee, House, 1339.
 Senate does not concur, 1287.
 Conference Committee report, adopted, 1433.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4054 —

Senate Concurrent Resolution No. 4054. A Concurrent Resolution requesting the State Board of Higher Education to revert to the former vacation schedules for the University of North Dakota and Ellendale Branch-UND.

Received from Senate, 1113.
 Introduction, first reading, 1122.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 1183.
 Adoption of Committee report reconsidered, 1183.
 Motion to place on Calendar prevails, 1184.
 Second reading, 1219.
 Final passage, 1219.
 Returned to Senate, 1288.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4055 —

Senate Concurrent Resolution No. 4055. A Concurrent Resolution urging the United States Congress to appropriate adequate funds to speed the development of the science of magneto-hydro-dynamics (MHD) electrical power generation.

Received from Senate, 1089.
 Introduction, first reading, 1094.
 Referred to Committee on Natural Resources.
 Reported back, amended, 1149.
 Amendments adopted, 1181.
 Second reading, 1219.
 Final passage, 1219.

Returned to Senate, 1288.
 Senate concurs, 1325. Amended, 1288.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4056 —

Senate Concurrent Resolution No. 4056. A Concurrent Resolution directing a study by the State Health Council to determine the feasibility of implementing multiphasic screening for detection of early disease.

Received from Senate, 1064.
 Introduction, first reading, 1088.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 1121.
 Second reading, 1159.
 Final passage, 1159.
 Returned to Senate, 1196.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4057 —

Senate Concurrent Resolution No. 4057. A Concurrent Resolution requesting the Congress of the United States to provide additional funds for expanding the Green Thumb Program.

Received from Senate, 1197.
 Introduction, first reading, 1205.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 1236.
 Second reading, 1274.
 Final passage, 1274.
 Returned to Senate, 1364.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4058 —

Senate Concurrent Resolution No. 4058. A Concurrent Resolution directing the Legislative Council to study methods of providing property tax relief to persons with low incomes.

Senate Concurrent Resolution No. 4059 —

Senate Concurrent Resolution No. 4059. A Concurrent Resolution relating to the disposition of various bills pending before the Forty-second Legislative Assembly, relating to the reorganization of state services and generally following the import of Executive Order No. 49 issued by Governor William L. Guy, and dealing with regionalization of state services.

Received from Senate, 1457.
 Introduction, first reading, 1518.
 Rules suspended, placed on second reading and final passage, 1518.
 Second reading, 1518.
 Lost, 1519.
 Returned to Senate, 1541.

Senate Concurrent Resolution No. 4060 —

Senate Concurrent Resolution No. 4060. A Concurrent Resolution for the amendment of section 183 of the Constitution of the state of North Dakota, relating to the debt limits of political subdivisions and providing that only real property owners shall vote in elections related to such debt limits, and providing an effective date.

Senate Concurrent Resolution No. 4061 —

Senate Concurrent Resolution No. 4061. A Concurrent Resolution urging Congress and other federal and state agencies and departments to study the effects of various chemicals on humans, and to consider banning the use of harmful chemicals in the growing and processing of foods.

Received from Senate, 1230.
Introduction, first reading, 1219.
Referred to Committee on Agriculture.
Returned to Senate, 1364.

Senate Concurrent Resolution No. 4062 —

Senate Concurrent Resolution No. 4062. A Concurrent Resolution directing the Legislative Council to conduct a study of the feasibility of establishing a state personnel system.

Senate Concurrent Resolution No. 4063 —

Senate Concurrent Resolution No. 4063. A Concurrent Resolution declaring that considerations other than tenure of service should be used in selecting persons for positions of leadership in the Legislative Assembly and urging Congress to adopt more flexible procedures for selecting persons for leadership positions.

Received from Senate, 1113.
Introduction, first reading, 1122.
Referred to Committee on State and Federal Government.
Reported back, indefinitely postponed, 1295.
Returned to Senate, 1397.

Senate Concurrent Resolution No. 4064 —

Senate Concurrent Resolution No. 4064. A Concurrent Resolution requesting the Office of the Executive Budget to present program budget recommendations on a pilot basis to the Forty-third Legislative Assembly.

Received from Senate, 1197.
Introduction, first reading, 1205.
Referred to Committee on State and Federal Government.
Reported back, do pass, 1236.
Second reading, 1275.
Final passage, 1275.
Returned to Senate, 1364.
Received from Senate, 1591.
Signed by Speaker, 1592.
Returned to Senate, 1593.

Senate Concurrent Resolution No. 4065 —

Senate Concurrent Resolution No. 4065. A Concurrent Resolution directing the Legislative Council to study the need for a board of

tax appeals that will provide taxpayers with a speedy, efficient and inexpensive procedure for the review of their grievances with the administration of the tax laws.

Received from Senate, 1470.
 Introduction, first reading, 1478.
 Rules suspended, placed on second reading and final passage, 1478.
 Second reading, 1478.
 Final passage, 1479.
 Clincher, 1479.
 Returned to Senate, 1513.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4066 —

Senate Concurrent Resolution No. 4066. A Concurrent Resolution directing the Legislative Council to conduct an interim study relative to the establishment and the boundaries of a water management district, and the powers and duties of a district's board of commissioners.

Received from Senate, 1470.
 Introduction, first reading, 1479.
 Rules suspended, placed on second reading and final passage, 1479.
 Second reading, 1480.
 Final passage, 1480.
 Clincher, 1480.
 Returned to Senate, 1513.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4067 —

Senate Concurrent Resolution No. 4067. A Concurrent Resolution for a Legislative Council study of the feasibility and desirability of developing new and more effective means of promoting interstate cooperation between the States of North Dakota and South Dakota regarding governmental programs and goals wherein the interests of the governments and citizenry of the two States are similar and wherein the goals could be accomplished and the programs could function more effectively on an interstate basis.

Senate Concurrent Resolution No. 4068 —

Senate Concurrent Resolution No. 4068. A Concurrent Resolution requesting the Congress of the United States to propose to the people an amendment to the Constitution expressly prohibiting the government of the United States from engaging in enterprise in competition with its citizens, the supreme law of the land, and repealing the sixteenth amendment.

Senate Concurrent Resolution No. 4069 —

Senate Concurrent Resolution No. 4069. A Concurrent Resolution urging the Congress of the United States to increase its financial support of elementary and secondary educational programs.

Senate Concurrent Resolution No. 4070 —

Senate Concurrent Resolution No. 4070. A Concurrent Resolution directing an interagency study for the development of a comprehensive mined-land reclamation policy.

Received from Senate, 1470.
 Introduction, first reading, 1518.
 Rules suspended, placed on second reading and final passage, 1518.
 Second reading, 1519.
 Lost, 1520.
 Returned to Senate, 1541.

Senate Concurrent Resolution No. 4071 —

Senate Concurrent Resolution No. 4071. A Concurrent Resolution urging Congress to support a bill introduced in the United States Senate by Senator Milton R. Young to convey certain federal land in Mountrail County to the Mountrail County Park Commission.

Received from Senate, 1029.
 Introduction, first reading, 1044.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 1097.
 Second reading, 1136.
 Final passage, 1136.
 Returned to Senate, 1196.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4072 —

Senate Concurrent Resolution No. 4072. A Concurrent Resolution urging the Congress and the Secretary of Transportation to take action to ensure continued rail passenger service along the former Northern Pacific Railroad route and Great Northern route.

Received from Senate, 1089.
 Introduction, first reading, 1094.
 Referred to Committee on Transportation.
 Reported back, do pass, 1121.
 Second reading, 1159.
 Final passage, 1159.
 Returned to Senate, 1196.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4073 —

Senate Concurrent Resolution No. 4073. A Concurrent Resolution directing state agencies in the executive branch of government to adopt the "Standard Personnel Policies for Administrative Agencies" issued under Executive Order No. 43.

Senate Concurrent Resolution No. 4074 —

Senate Concurrent Resolution No. 4074. A Concurrent Resolution for a study by the Legislative Council of levels of support, duplication in course and degree offerings, cooperation, fiscal practices, uniform accounting practices, uniform academic terms, and space utilization in the field of higher education.

Received from Senate, 1470.
 Introduction, first reading, 1480.
 Rules suspended, placed on second reading, and final passage, 1480.
 Second reading, 1481.
 Final passage, 1481.
 Clincher, 1481.

Returned to Senate, 1513.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4075 —

Senate Concurrent Resolution No. 4075. A Concurrent Resolution urging the Department of the Interior to ensure that the Bureau of Sport Fisheries and Wildlife operate according to its agreements and contracts.

Received from Senate, 1089.
 Introduction, first reading, 1094.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 1150.
 Second reading, 1192.
 Final passage, 1192.
 Returned to Senate, 1251.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4076 —

Senate Concurrent Resolution No. 4076. A Concurrent Resolution commending the American Oil Company Mandan Refinery for its contribution to the economy of the State and urging the continuation of North Dakota crude oil purchasing practices.

Received from Senate, 1113.
 Introduction, first reading, 1123.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 1205.
 Second reading, 1242.
 Lost, 1242.
 Returned to Senate, 1339.

Senate Concurrent Resolution No. 4077 —

Senate Concurrent Resolution No. 4077. A Concurrent Resolution urging the Bank of North Dakota and the Board of University and School Lands to terminate certain mineral leases.

Received from Senate, 1029.
 Introduction, first reading, 1044.
 Referred to Committee on State and Federal Government.
 Re-referred to Committee on State and Federal Government, 1247.
 Reported back, do pass, 1213.
 Substitute motion to place on Calendar prevailed, 1261.
 Motion to place at foot of Calendar prevailed, 1296.
 Second reading, 1308.
 Lost, 1308.
 Returned to Senate, 1398.

Senate Concurrent Resolution No. 4078 —

Senate Concurrent Resolution No. 4078. A Concurrent Resolution urging the Congress of the United States to enact legislation permitting States to disclose information relative to assistance received by welfare recipients.

Received from Senate, 1089.
 Introduction, first reading, 1094.

Referred to Committee on Social Welfare.
Reported back, indefinitely postponed, 1121.
Returned to Senate, 1196.

Senate Concurrent Resolution No. 4079 —

Senate Concurrent Resolution No. 4079. A Concurrent Resolution directing the Legislative Council to study the criminal correctional and rehabilitational facilities and programs of the State of North Dakota.

Senate Concurrent Resolution No. 4080 —

Senate Concurrent Memorial Resolution No. 4080. A Concurrent Memorial Resolution in memory of the late Senator Kenneth C. Lowe and extending sympathy and condolences to his wife and family.

Received from Senate, 745.
Introduction, first reading, 749.
Not referred to Committee, read in entirety, placed on second reading and final passage, 749.
Second reading, 749.
Returned to Senate, 767.
Final passage, 749.
Received from Senate, 809.
Signed by Speaker, 810.
Returned to Senate, 810.

Senate Concurrent Resolution No. 4081 —

Senate Concurrent Resolution No. 4081. A Concurrent Resolution relating to the employment practices of the Legislative Assembly, the duties and responsibilities of the Senate and House Employment Committees, establishing the use of a uniform employment application form and relating to the creation of a special interim committee on legislative interns.

Received from Senate, 1197.
Introduction, first reading, 1205.
Referred to Committee on State and Federal Government.
Reported back, indefinitely postponed, 1263.
Returned to Senate, 1364.

Senate Concurrent Resolution No. 4082 —

Senate Concurrent Resolution No. 4082. A Concurrent Resolution thanking the North Dakota Congressional Delegation for its courtesies to the North Dakota group during its conferences in Washington and thanking the President for the time spent with the North Dakotans.

Received from Senate, 1089.
Introduction, first reading, 1094.
Rules suspended, not referred to Committee, printed in Journal, placed on second reading and final passage, 1094.
Second reading, 1095.
Final passage, 1095.
Returned to Senate, 1167.
Received from Senate, 1591.
Signed by Speaker, 1592.
Returned to Senate, 1593.

Senate Concurrent Resolution No. 4083—

Senate Concurrent Resolution No. 4083. A Concurrent Resolution directing the Legislative Council, with the assistance and cooperation of the State Tax Department, to make a comprehensive study of the income tax laws of this State.

Received from Senate, 1470.
 Introduction, first reading, 1481.
 Rules suspended, placed on second reading and final passage, 1481.
 Second reading, 1482.
 Final passage, 1482.
 Clincher, 1482.
 Returned to Senate, 1513.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4084 —

Senate Concurrent Resolution No. 4084. A Concurrent Resolution urging the Congress of the United States to assume full responsibility for funding and administering the Aid to Families with Dependent Children program on federal Indian reservations.

Received from Senate, 1365.
 Introduction, first reading, 1358.
 Rules suspended, placed on second reading and final passage, 1358.
 Second reading, 1394.
 Final passage, 1394.
 Clincher, 1394.
 Returned to Senate, 1434.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4085 —

Senate Concurrent Resolution No. 4085. A Concurrent Resolution urging the North Dakota Judicial Council to take under consideration the problem of inadequate support payments for children left dependent through divorce and legal separation, and to recommend corrective procedures.

Received from Senate, 1457.
 Introduction, first reading, 1518.
 Rules suspended, placed on second reading and final passage, 1518.
 Second reading, 1520.
 Final passage, 1520.
 Returned to Senate, 1541.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4086 —

Senate Concurrent Resolution No. 4086. A Concurrent Resolution commending the United States Secretaries of Agriculture and the Treasury for bringing the food bargains American consumers enjoy to the public's attention.

Received from Senate, 1335.
 Introduction, first reading, 1335.
 Placed on Calendar, 1335.
 Second reading, 1379.

Final passage, 1379.
 Clincher, 1380.
 Returned to Senate, 1434.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4087 —

Senate Concurrent Resolution No. 4087. A Concurrent Resolution urging the State to give consideration to the scenic, recreational, and conservational value of state land in leasing policies, and to withhold this land from sale.

Received from Senate, 1335.
 Introduction, first reading, 1335.
 Placed on Calendar, 1335.
 Second reading, 1380.
 Final passage, 1380.
 Clincher, 1380.
 Returned to Senate, 1434.
 Received from Senate, 1591.
 Signed by Speaker, 1592.
 Returned to Senate, 1593.

Senate Concurrent Resolution No. 4088 —

Senate Concurrent Resolution No. 4088. A Concurrent Resolution directing the State Auditing Board to determine and report fiscal irregularities and noncompliance with legislative intent.

Received from Senate, 1470.
 Introduction, first reading, 1518.
 Rules suspended, placed on second reading and final passage, 1518.
 Second reading, 1520.
 Lost, 1520.
 Returned to Senate, 1541.

Senate Concurrent Resolution No. 4089 —

Senate Concurrent Resolution No. 4089. A Concurrent Resolution directing the insurance commissioner to approve only those insurance forms which fully inform the public as to the scope of the coverage in health and accident policies.

Senate Concurrent Resolution No. 4090 —

Senate Concurrent Resolution No. 4090. A Concurrent Resolution requesting a hearing by the United States Civil Aeronautics Board on the possible need for providing alternatives to presently established east-west air transportation services for the people of North Dakota.

Senate Concurrent Resolution No. 4091 —

Senate Concurrent Resolution No. 4091. A Concurrent Resolution providing for the retaining of certain employees of the House of Representatives and Senate after the legislative session for the purpose of completing legislative work.

Received from Senate, 1365.
 Introduction, first reading, 1358.
 Placed on Calendar, 1358.
 Second reading, 1395.

Final passage, 1395.
Clincher, 1395.
Returned to Senate, 1434.
Received from Senate, 1591.
Signed by Speaker, 1592.
Returned to Senate, 1593.

Senate Concurrent Resolution No. 4092

Senate Concurrent Resolution No. 4092. A Concurrent Resolution directing a study by the Legislative Council of the duplication of services and overlapping of responsibilities between the State Department of Health and the Public Welfare Board in the areas of mental health and retardation service units and area social service centers.

Received from Senate, 1470.
Introduction, first reading, 1482.
Rules suspended, placed on second reading and final passage, 1482.
Second reading, 1483.
Final passage, 1483.
Clincher, 1483.
Returned to Senate, 1513.
Received from Senate, 1591.
Signed by Speaker, 1592.
Returned to Senate, 1593.

Senate Concurrent Resolution No. 4093 —

Senate Concurrent Resolution No. 4093. A Concurrent Resolution providing for additional compensation for certain Senate and House employees.

Received from Senate, 1575.
Introduction, first reading, 1576.
Rules suspended, placed on second reading and final passage, 1576.
Second reading, 1578.
Final passage, 1578.
Returned to Senate, 1579.
Received from Senate, 1591.
Signed by Speaker, 1592.
Returned to Senate, 1593.